

have since been appropriated by the English speaking world. Speeches of eloquence and power marked the banquet, that of Chief Justice White recalling his splendid introduction of Lord Haldane at the Princess Theatre in Montreal in September, 1913.

#### *RIGHTS OF ALIEN ENEMIES IN OUR COURTS.*

A case reported in the *Times* of October 17, decided in England by Mr. Justice Bailhache, confirms the judgment of Mr. Justice Hodgins in the *Bassi Case* (ante page 538), the learned Judge finding that there was abundance of authority for the proposition that an alien enemy, if objection be taken by the defendant cannot sue as plaintiff in our courts while the state of hostilities, which makes him an alien enemy, lasts. On the other hand this judgment holds that the rule is confined to cases in which the alien enemy is plaintiff and that there is no rule of the common law which suspends an action in which an alien enemy is defendant or which prevents his appealing and conducting his defence.

In the English case (*Robinson v. Continental Insurance Company of Mannheim*) the defendants were a German Insurance Company who were sued for a loss under a policy of marine insurance. They applied for a stay of proceedings during the present war. His Lordship's judgment as reported in the *Times* is as follows:—

"In this case the defendant company apply for the postponement of the hearing of the action on the ground that the company is an alien enemy. The action is brought upon a policy of marine insurance effected on behalf of the plaintiffs, who are British subjects, with the defendant company. The policy was effected before the war. The loss was before the war and the pleadings were closed before the war. The war has had the effect of making the defendant company an alien enemy and the defendant company contends that that fact of itself entitles the