
 ENGLISH CASES.

 EDITORIAL REVIEW OF CURRENT ENGLISH
 DECISIONS.

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EXPROPRIATION—LAND CLAUSES ACT 1845 (8 & 9 VICT. C. 18) S. 68—"LANDS INJURIOUSLY AFFECTED"—RESTRICTIVE COVENANT—COVENANTEE'S RIGHT TO COMPENSATION—"BUILDING."

In *The Long Eaton Recreation Grounds Co. v. The Midland Ry.* (1902) 2 K.B. 574, Lawrance, J., decides two points, first, that a railway embankment is "a building" within the meaning of a restrictive covenant against erecting a building of any kind other than private houses; and secondly, that where lands are expropriated for the purposes of a railway undertaking, the adjoining land, whose owner is entitled to the benefit of a restrictive covenant by the owners of the land expropriated against building thereon any building other than private houses, is "injuriously affected" within the meaning of the Land Clauses Consolidation Act 1845, s. 68, by the erection by the expropriators of a railway embankment on the land bound by the restrictive covenant, and the covenantee is entitled to compensation under the Act in respect of the breach of such covenant against the railway company.

COMPANY—DIRECTOR—QUALIFICATION SHARES—RAILWAY DIRECTOR'S QUALIFICATION—ALLOTMENT OF SHARES TO DIRECTOR TO QUALIFY—DIRECTOR EXERCISING OFFICE—VACATION OF OFFICE BY DIRECTOR.

Molineaux v. London and Birmingham & M. Insee. Co. (1902) 2 K.B. 589. This was an appeal from the decision of Phillimore, J., upon a counterclaim of the defendants for £50, being the amount of a call upon 200 shares standing in the plaintiff's name in the defendant company's books. The plaintiff denied that he was the holder of the shares. It appeared by the evidence that the plaintiff was a director of the defendant company and held the necessary qualification under the articles of association, viz., 50 shares. By a resolution passed at a general meeting of the shareholders the qualification for a director was raised to 250 shares. The plaintiff was present both at the meeting of the directors at which the proposed increase in qualification was discussed, and also at the meeting of the shareholders at which it was confirmed