

SUPREME COURT RULES.

below, or any judge thereof enlarging the time for appealing.

4. The Court or a Judge thereof may order the case to be remitted to the court below, in order that it may be made more complete by the addition thereto of further matter.

5. If the appellant does not file his case in appeal with the Registrar within *one month* after the security required by the Act shall be allowed, he shall be considered as not duly prosecuting his appeal, and the respondent may move to dismiss the appeal pursuant to sec. 41 of the Act.

6. The case shall be accompanied by a certificate under the seal of the court below, stating that the appellant has given proper security to the satisfaction of the court whose judgment is appealed from, or of a judge thereof, and setting forth the nature of the security, to the amount of \$500, as required by the 31st section of the said Act, and a copy of any bond or other instrument by which security may have been given shall be annexed to the certificate.

7. The case shall be printed by the party appellant, and twenty-five printed copies thereof shall be deposited with the Registrar for the use of the judges and officers of the court.

8. The case shall be in demy quarto form. It shall be printed on paper of good quality, and on one side of the paper only, and the type shall be small pica leaded, and the size of the case shall be *eleven inches by eight and one-half inches*, and every tenth line shall be numbered in the margin. An index to the pleadings, depositions and other principal matters shall be added.

9. The Registrar shall not file the case without the leave of the court or judge if the foregoing order has not been complied with, nor if it shall appear that the press has not been properly corrected, and no costs shall be taxed for any case not prepared in accordance with this order.

10. Together with the case, certified copies of all original documents and exhibits used in evidence in the court of first instance, are to be deposited with the Registrar, unless the production shall be dispensed with by order of a Judge of this court; but the court or a judge may order that all or any of the originals shall be transmitted by the officer having the custody thereof to the Registrar of this court, in which case the appellant shall pay the postage for such transmission.

11. Immediately after the filing of the case, a notice of the hearing of the appeal shall be given by the appellant for the next following session

of the Court as fixed by the Act, or as specially convened for hearing appeals according to the provisions thereof, if sufficient time shall intervene for that purpose, and if between the filing of the case and the first day of the next ensuing session there shall not be sufficient time to enable the appellant to serve the notice as hereinafter prescribed, then such notice of hearing shall be given for the session following, the then next ensuing session.

12. The notice convening the Court under section 14 of the Act for the purpose of hearing election or criminal appeals or appeals in matter of *habeas corpus* or for other purposes shall, pursuant to the directions of the Chief Justice or Senior Puisne Judge, as the case may be, be published by the Registrar in the *Canada Gazette* and shall be inserted therein for such time before the day appointed for such special session as the said Chief Justice or Senior Puisne Judge may direct, and may be in the form given in Schedule A to these rules appended.

13. The notice of hearing may be in the form given in Schedule B to these rules appended.

14. The notice of hearing shall be served at least *one month* before the first day of the session at which the appeal is to be heard.

15. Such notice shall be served on the Attorney or Solicitor who shall have represented the respondent in the Court below, at his usual place of business, or on the booked agent or at the elected domicile of such Attorney or Solicitor at the city of Ottawa, and if such Attorney or Solicitor shall have no booked agent or elected domicile at the city of Ottawa, the notice may be served by affixing the same in some conspicuous place in the office of the Registrar, and mailing a copy thereof prepaid to the address of such Attorney or Solicitor in sufficient time to reach in due course of mail before the time required for service.

16. There shall be kept in the office of the Registrar of this Court a book to be called "The Agents Book," in which all Advocates, Solicitors, Attorneys and Proctors practising in the said Supreme Court may enter the name of an agent (such agent being himself a person entitled to practice in the said court) at the said city of Ottawa, or elect a domicile at the said city.

17. In case any respondent who may have been represented by attorney or solicitor in the Court below, shall desire to appear in person in the appeal, he shall immediately after the allowance by the court appealed from or a judge thereof of the security required by the Act, file