

consist of five judges, but section 16 (1) says appeals to a Divisional Court *may be heard* and disposed of by a court of four judges—which seem somewhat inconsistent provisions.

The Appellate Divisional Courts, of which there are to be at least two, are to sit on alternate weeks: s. 17. The second Divisional Court will have to be composed of judges of the High Court Division who will serve for a year in that capacity. There will, in this way, be an Appeal Division sitting each week, but the same court will not sit two weeks in succession which may prove awkward when a long case is before the court.

After deducting five judges from the staff of the High Court Division, for the second Appellate Divisional Court, the whole of the circuit business, apparently, will have to be discharged by the remaining nine judges, one of whom is at present away on sick leave—which seems likely to prove rather onerous on them. There are to be at least monthly sittings of the Appellate Divisional Courts. By section 18, all statutory provisions, rules of court, practice, and procedure upon, and as to, appeals, motions, and applications to the Court of Appeal are repealed—subject as to appeals under the Controverted Elections Act to the provisions of that Act, and as to appeals or applications for new trial under the Criminal Code, to the provisions of that Act—and hereafter, subject to rules of court, the procedure applicable to applications and appeals to the present Divisional Courts of the High Court are to apply to appeals to the Appellate Division of the Supreme Court. Therefore, unless and until rules are made to the contrary, the printing of appeal books will no longer be necessary; the judgments of the court will no longer be formulated in the shape of certificates, but as judgments and orders have heretofore been framed in the High Court.

Appeals from County Courts and District Courts will be the only, and altogether unnecessary, exception to this rule; and under the County Court Act the judgments on appeal will have still to be issued in the form of certificates.