

REVIEW OF CURRENT ENGLISH CASES.

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WILL—CHARITABLE LEGACY—INTEREST IN LAND IN ENGLAND OF NO VALUE.

In re Dawson, Pattison v. Dawson (1915) 1 Ch. 626. The Court of Appeal (Lord Cozens-Hardy, M.R., and Phillimore, L.J., and Joyce, J.) have affirmed the decision of Neville, J. (1915) 1 Ch. 168.

WILL—CONSTRUCTION—CHARITABLE LEGACIES—DIRECTION THAT TRUSTEES SHALL DECIDE ANY QUESTION OF DISPUTED IDENTITY—ATTEMPT TO OUST JURISDICTION OF COURT—LATENT AMBIGUITY—PUBLIC POLICY.

In re Raven, Spencer v. National Association, etc. (1915) 1 ch. 673. In this case the construction of a will was in question. By the will a legacy was given to a charitable institution; there was a latent ambiguity as to the institution intended to be benefited; it was claimed by two institutions. The will contained a provision that if any dispute arose as to the identity of the legatees the question should be decided by the trustees of the will. One of the claimants desired the trustees to determine the dispute; the others objected to their doing so. The trustees were willing to act if they had the power to do so. The application was, therefore, made to the Court to decide whether or not the trustees had power to decide the question. Warrington, J., held that the clause in question was an attempt on the part of the testator to oust the jurisdiction of the Court, which was contrary to public policy, and, therefore, void. On the merits he determined that the legatee intended was the one which answered to the name used in the will, rather than another like institution, which carried on its work in the place where the testator lived, and to which, in his lifetime, he had been a subscriber. Evidence to shew that the latter institution was the one intended by the testator to be benefited was held not to be admissible, the description used by the testator not being, in the learned Judge's opinion, applicable indifferently to both claimants, but only to the one in whose favour he decided.

PATENT FOR INVENTION—PETITION FOR LICENCE TO MANUFACTURE PATENTED ARTICLE—PATENTS AND DESIGNS ACT, 1907 (7 Edw. 7, 29), s. 24—(R.S.C. c. 69, s. 44).

In re Robin Electric Lamp Co. (1915) 1 Ch. 780 deserves atten-