

The Privy Council has not, apparently, yet passed upon the effect of s. 1025 of the Dominion Criminal Code, R.S.C. 1906, c. 146, which purports to forbid appeals to it. It was unnecessary for them to do so in *Toronto R. Co. v. The King*, 38 D.L.R. 537, [1917] A.C. 630. Keith, *Imperial Unity and the Dominions*, pp. 367-9, questions the power, but mainly, if not altogether, because of the provisions of Imp. 7-8 Vict. c. 69, by which, he thinks, the power to prevent the operation of the prerogative is taken away from nearly all Dominion legislatures. See also his *Responsible Government in the Dominions*, vol. 3, pp. 1357 *et seq.*

Space will not permit further discussion of the matter here. Reference may be made, however, in respect to it, to *Cuvillier v. Aylwin* (1832), 2 Knapp P.C. 72; *Re Wi Malua's Will*, [1908] A.C. 448; *Cushing v. Dupuy* (1850), 5 App. Cas. 409; Clement's *Law of the Constitution*, 3rd ed., pp. 157-164.

In any event, it is an academic question in the main. John Bull's sons have grown into big boys now, and the parental authority cannot go beyond gentle suasion. If any self-governing Dominion expressed a real desire to do away with the appeal from its Courts to the Privy Council, there can be no doubt that the right so to do would not be disputed by the Imperial authorities.

Toronto.

A. H. F. LEFROY.

War Notes.

LAWYERS AT THE FRONT.

KILLED IN ACTION.

Capt. Hugh L. Hoyles son of, Dr. N. W. Hoyles, K.C., Principal of the Law School of the Province of Ontario, was instantly killed in action on Aug. 12th, while leading his men in a successful attack.

He was a student in the office of Aylesworth, Wright, Moss & Thompson, and afterwards practised with them. Later he went to Montreal to take up the position of General Solicitor of the Bell Telephone Company, which position he occupied at time of his death. Capt. Hoyles went overseas with the 42nd Highland Battalion from Montreal. He was not called upon to enlist, but, with a sense of duty, like many other heroic spirits in this Canada of ours, he left home and wife and children to fight for the King and the right. Capt. Hoyles was a splendid specimen of a man, a soldier and a citizen; and those who knew him will heartily echo the words of his commanding officer: "He died, as he lived, going straight forward."