

The ninth clause, respecting the qualification of judges, was struck out.

No further discussion took place until the 26th clause was arrived at. This clause relates to the making of appeals, in which no change is made from the existing law.

Mr. MILLER thought it would be better to make the appeal direct to the Court of Appeals, with a view of saving law costs. In the majority of cases the appeals ultimately reach the higher Court, after having passed through the intermediate Courts at an increased expense.

Mr. HARDY said that in going to the Court of Appeal a suitor must enter in the appeal book, which entailed considerable cost. He knew that many suitors were saved the expense of entering in this Court by having access to a lower tribunal. If appeals were carried past the lower Courts the Court of Appeal would not be able to do all the work.

Mr. PAXTON was in favour of carrying appeals direct to the higher Court.

The clause was allowed to stand for further consideration.

The hour of six o'clock having arrived the House rose for recess.

After recess,

The House went into Committee to resume the discussion on the Judicature Bill.

Mr. MEREDITH objected to the reservation in the first sub-section of the 38th clause of certain matters to the jurisdiction of the Court of Chancery. This would make the fusion one in name only, and as the rules of practice in the Court of Chancery had prevailed where there was a difference, he was afraid that Court had swallowed up all the others.

Mr. MOWAT said the object of the clause was to give each Court the particular class of cases with which it was most familiar. There was a class of cases with which the Common Law Courts have nothing to do, and with which they are not familiar. There would be six Common Law Judges and three Equity Judges associated in the High Court, so that the Common Law Judges would be in the majority.

Mr. MERRICK thought there should be one Supreme Court for Ontario without any Court of Appeal. Nominally by this Bill the Courts of the Province were merged in one, but by this clause the fusion would only be nominal.

Mr. DEROCHE thought the feeling of the people would be against the enactment of this sub-section.

On the suggestion of Mr. Mowat the clause was allowed to stand for further consideration.

Clauses 45, 46, 56, 57, 59, 72, 73, 74, 80, and 82 were allowed to stand for further consideration. The Bill was considered up to the 85th clause, when the Committee rose.

The House adjourned at 10:15.

NOTICE OF MOTION.

Mr. Robertson—Kent — On Thursday next, Bill to amend cap. 119 R. S. O., respecting the sales of personal property.