



LAW SOCIETY OF UPPER CANADA  
GREAT COURT OF OSGOOD HALL  
130 QUEEN ST. W.  
TORONTO, ONT., CAN. M5H 2N6



Digitized by the Internet Archive  
in 2014



JOURNAL OF PROCEEDINGS 43  
OF  
THE CONVOCATION OF BENCHERS  
OF THE  
**Law Society of Upper Canada.**

HILARY TERM, 42nd VICTORIA.

---

---

17

FIRST MEETING.

MONDAY, 3rd February, 1879.

Convocation met.

*Present* :—Messrs. D. B. Read, Thomas Robertson, J. Crickmore, Æmilius Irving, Thomas Hodgins, Featherstone Osler, Arthur S. Hardy, Daniel McMichael.

In the absence of the Treasurer, David B. Read, Esq., was appointed Chairman.

The minutes of the last meeting were read and approved.

The Report of the Examiners on the examination of Candidates for Call to the Bar was received and read.

*Ordered*, That the following gentlemen be called to the Bar :—William Egerton Perdue, Elgin Schoff, John Cowan, E. H. Eden Eddis, E. Sidney Smith, Joseph A. Wright, Chester Glass, Peter Vances Georgen, James Pearson, Fred. W. Barrett, Daniel Bayard Dingman, J. Inkerman MacCracken, James Dowdall, John Hodgins, Reginald Gourlay, John McGregor.

The following gentlemen, namely, Messrs. Perdue, Schoff, Cowan, Eddis, Wright, Glass, Georgen, Pearson, Dingman, MacCracken, Dowdall, Hodgins, Gourlay, and McGregor

thereupon attended before Convocation and were called to the Bar.

The Report of the Examiners on the Examination of Candidates for admission as Attorneys was received and read.

*Ordered*, That the following gentlemen receive Certificates of Fitness as Attorneys: W. E. Perdue, T. S. Jarvis, J. Cowan, R. Hodge, G. W. Bain, E. Schoff, C. Keats, R. A. McDonald, J. G. Gordon, D. B. Dingman, P. V. Georgen, A. H. Backhouse.

The cases of the following gentlemen were referred to the Committee on Legal Education: R. W. Shannon, J. Morrow, W. J. Delaney, R. Strachan, T. Ede, Alex. H. Leith.

The Reports of the Examiners on the Intermediate Examinations were received and read.

The Petitions of R. R. Waddell, J. Stanley Hough, and V. C. Chisholm, were received and read, and referred to the Committee on Legal Education.

Convocation rose.

DEC 31 1899

---

## SECOND MEETING.

TUESDAY, 4th February, 1879.

Convocation met.

*Present*:—Messrs. D. B. Read, Thomas Robertson, F. Mackelcan, Thomas Hodgins, F. Osler, J. Crickmore, Edward Martin, W. R. Meredith, W. H. Scott, L. W. Smith, Edward Blake, A. S. Hardy, Æmilius Irving.

In the absence of the Treasurer, Mr. D. B. Read was appointed Chairman.

The minutes of last meeting were read and approved.

*Ordered*, That Messrs J. Haverson, T. W. Howard, J. Bishop, and F. W. Barrett, be called to the Bar. Messrs. Haverson, Howard, Bishop, and Barrett, attended before Convocation, and were called accordingly.

Mr. Meredith moved, seconded by Mr. Robertson, That the case of Mr. E. W. Scatcherd, who was a candidate for

admission as Attorney, and who obtained within six of the requisite number of marks, and who alleges that he was prevented by ill-health before and during his examination from successfully passing, be referred to the Committee on Legal Education, with instructions to report whether, having regard to the special circumstances of the case, the examination of Mr. Scatcherd should be allowed. *Carried.*

Mr. Crickmore moved, seconded by Mr. Martin: That the case of Mr. Lennox be referred to the Committee on Legal Education, on the grounds that he is forty-five years of age, and has been for two years a practising Attorney. *Lost.*

Mr. Hodgins, from the Committee on Legal Education, presented a report on the petitions of R. R. Waddell and Victor Chisholm.

Mr. Irving moved, seconded by Mr. Hodgins, That the above Report be received and taken into consideration at the next meeting of Convocation. *Carried.*

Two Petitions were received and read, and were referred to the Committee on Legal Education.

The Secretary laid before Convocation a cable message received by him from the Treasurer, the Hon. Stephen Richards, from Nice, France, in these words:—"Absent until May, will telegraph resignation if Benchers wish."

*Ordered,* That the Secretary acknowledge the same by letter, stating that the Benchers would take no action thereon.

Two Communications from the Registrar of the Supreme Court on the subject of the Supreme Court Reports, were referred to the Committee on Reporting.

Mr. Ernestus Crombie was elected Bencher in the place of the Hon. M. C. Cameron, Q. C., resigned.

Mr. Martin moved, That a competent assistant to the Sub-Treasurer be appointed at an annual salary of \$600. *Lost.*

Mr. Hector Cameron's motions (1) as to granting money to libraries in county towns, and (2) as to writing up the Parchment Roll of the Society, were ordered to stand over until the next meeting of Convocation.

Mr. Blake moved, That Rule Three of the Order of Proceedings in Convocation be amended by adding the words following:—

“And that every such petition shall, forthwith on its receipt by the Secretary, stand referred to the Committee on Legal Education, and shall be transmitted by the Secretary to the Chairman of that Committee for its Report.” *Carried.*

Mr. McKelcan gave notice that he would on Saturday next move “That a change be made without delay in the present arrangement whereby the same Reporter is required to report cases in both Common Law and Chancery Chambers, and in the Court of Appeal.”

*Ordered,* That Mr. Edward Blake be appointed a member of the Finance Committee, in the place of Mr. M. C. Cameron, resigned.

Mr. E. Sydney Smith attended before the Convocation, and was called to the Bar.

Convocation rose.

---

### THIRD MEETING.

SATURDAY, 8th February, 1879.

Convocation met.

*Present*:—Messrs. Thomas Hodgins, John Crickmore, E. Crombie, F. Osler, W. R. Meredith, Æ. Irving, Thomas Robertson, Edward Blake, F. MacKelcan, James MacLennan, D. B. Read.

In the absence of the Treasurer Mr. D. B. Read was appointed Chairman.

The minutes of last meeting were read and approved.

The Report of the Committee on Legal Education on the case of Ethelwolf Scatcherd was received and read, and on motion of Mr. Hodgins, seconded by Mr. Meredith, the Report was adopted.

*Ordered,* That Mr. Scatcherd receive a certificate of fitness as an Attorney.

The Reports of the Committee on Legal Education on the petitions of David Lennox, Alfred Duncan Perry, John Francis Quinlan, J. Baldwin Hands, and H. C. A. L. White, were received and read, and

Mr. Hodgins moved, seconded by Mr. Osler, That the Reports be adopted. *Carried.*

The Report of the Committee on Legal Education on the Primary Examinations was received and read, and it was

*Ordered,* That the following candidates be entered on the books of the Society as Students-at-Law:—

GRADUATES.—Villeroi Switzer, B.A., Victoria College; Henry Lincoln Rice, B.A., Victoria College.

MATRICULANTS.—John Percy Lawless, Victoria College; Thomas Hadzor Marshall, University of Toronto; Richard Henry Hubbs, Albert University; John Robertson Miller, McGill University.

JUNIOR CLASS.—S. F. Washington, W. J. Northwood, J. G. Forgie, S. T. Scilly, D. Urquhart, Levi Thompson, D. J. Mungovan, T. B. Shoebottom, T. Y. Cain, W. D. MackIntosh, J. D. Hepburn, D. K. J. McKinnon, D. T. Symons, J. Bicknell, A. W. Burk, L. Jackson, C. Ross, A. E. Fitch, M. E. Mitchell, R. Ball.

*Ordered,* That the following candidates be allowed their examinations as Articled Clerks: W. H. Gordon, H. H. Bolton, G. H. Anderson, H. V. Bray.

The Report of the Committee on Legal Education on the case of N. H. Beemer, was received and read, and ordered to be considered at the next meeting of Convocation.

The Report of the Special Committee on the case of William Jex was received and read.

Mr. Crickmore moved the adoption of the report.

Mr. Meredith moved, seconded by Mr. Osler, in amendment, That the Report of the Special Committee be adopted, and that Mr. Jex receive a Certificate of Fitness and be called to the Bar, on payment of the usual fees in ordinary cases.

Mr. Blake moved, in amendment to the amendment, to insert after the words "payment," the following words: "of a special fee of two hundred dollars, in addition to the usual fee in ordinary cases."

The amendment to the amendment was adopted, and the original motion as amended was carried.

The communications of Messrs. McCraney, Biscoe, Ross, and Ansley, in reference to their annual certificates, were read.

*Ordered*, That the applications be refused.

The communication of Mr. McArthur, in reference to the appointment of a Reporter to the Maritime Court, was read and referred to the Committee on Reporting.

The Report of the Committee on Legal Education, on the Petition of Robert Russell Waddell was considered, and the attention of Convocation having been called to the case of *Armstrong v. Gage*, 25 Grant, page 1, it was

*Ordered*, That the Committee on Discipline do enquire into and report as to the circumstances of Mr. Waddell's connection with the facts disclosed in that case, as affecting the propriety of allowing him to be examined under the Special Rules for Call to the Bar.

Mr. Mackelcan's motion on the subject of the Chamber Reports was withdrawn on the understanding that the Reporting Committee would report on the subject at the next meeting of the Convocation.

✓ Mr. Meredith moved for a Special Committee to enquire as to the practicability and expediency, and if found expedient and practicable, to report a scheme for aiding in the establishment and maintenance of Branch Libraries in the county towns, for the use of the Courts and Profession, and that the following gentlemen be appointed a Special Committee for the purpose, namely Messrs. Blake, Cameron, Irving, Osler, Read, Hodgins, and the mover. *Carried*.

*Ordered*, That other notices of motion do stand until the next meeting of Convocation.

Mr. Maclennan moved, That the subscription to the Supreme Court Reports for another year be continued at

the increased price of two dollars per volume, 1000 copies to be taken. Carried.

Mr. Osler, gave notice of motion for next meeting of Convocation, That the minutes of proceedings in Convocation, together with the notices of motion, resolutions, orders of Convocation, and reports of committees, be printed as soon as practicable after the end of each Term, and laid before Convocation on the first day of the following Term.

Convocation rose.

---

#### FOURTH MEETING.

FRIDAY, 14th February, 1879.

Convocation met.

*Present* :—Messrs. John Crickmore, E. Crombie, James Patton, Robert Lees, Edward Blake, Æ. Irving, E. Martin, W. R. Meredith, F. Osler, H. Cameron, Andrew Lemon, John Hoskin, B. M. Britton, W. H. Scott, James Bethune, Thomas Hodgins, D. B. Read.

In the absence of the Treasurer Mr. Read was appointed Chairman.

The minutes of last meeting were read and approved.

The Report of the Committee on Legal Education, respecting students and Articled Clerks, was received and read.

Mr. Patton moved, seconded by Mr. Osler, That the first clause be referred back to the Committee, and that the second, third, and fourth clauses be adopted, the Committee to report on the first clause during the present sitting of Convocation.

*Ordered*, That the following candidate be allowed his examination as an Articled Clerk : W. Barr.

*Ordered*, That the following candidate be entered on the books of the Society as a Student at Law : Robert Murgatroyd.

The Report of the Committee on Legal Education on the petition of Charles McMichael was received, read, and adopted.

Mr. Osler moved, That Mr. Hoskin, Mr. Crombie and Mr. Martin be a Committee to conduct the examination of Mr. Charles McMichael. *Carried.*

The Report of the Committee on Legal Education on the case of A. H. Leith and others, was received and read as follows :—

*To the Benchers of the Law Society in Convocation.*

The Committee on Legal Education have had under their consideration the cases of the following gentlemen, candidates for admission as Attorneys-at-Law :—

1. Alexander H. Leith. The Committee recommend that a certificate of fitness be issued to this candidate.

2. W. J. Delaney. The Committee consider the certificates of the Attorneys with whom this candidate has served under his articles are sufficient, and they recommend that he receive his certificate of fitness.

3. Thomas Ede. The Committee find that this candidate is not entitled to present himself for examination until Michaelmas, 1879, and they cannot recommend that the rule in his case be relaxed.

4. John Morrow. The Committee find that only eight months and fourteen days have elapsed between the actual date of the holding of the second intermediate examination and the final examination. The Committee, in view of the fact that the nine months prescribed by the Statute will not expire until the 16th day of February—being the day after the end of the present term—recommend that the candidate be allowed his certificate of fitness next term without further examination.

5. Robert Strachan. Convocation in Hilary Term, 1878, gave this candidate the standing of articled clerk as having passed his Second Intermediate Examination during that term. The Committee find that he has now passed his Final Examination, but that his original articles of clerkship were not filed within the time fixed by the Statute, and the Committee now recommend that, the candidate furnishing evidence that he has filed such articles, and also the affidavit of execution thereof, be allowed his certificate of fitness.

All which is respectfully submitted.

(Signed) THOMAS HODGINS,  
Chairman.

Osgoode Hall, 13th February, 1879.

Mr. Crickmore moved, That the Report be adopted.

Mr. Blake moved in amendment, That the Report be adopted with the exception of the fourth clause. The amendment was carried.

The amended Report of the Committee on Legal Education on the cases of G. F. Cairns and others, was received and read.

*Ordered,* That the following Candidates be entered upon the books of the Society, as Students at Law:—G. F.

Cairns, James Garvin, G. Bolster, R. Christie, N. A. Bartlett, A. J. F. Spencer, W. H. Macdonald, A. W. Johnson.

The Report of the Committee on Reporting, was received and read, as follows:—

The Committee on Reporting beg leave to report as follows :—

1. The Committee have great satisfaction in stating that the work in the Queen's Bench has been done with extraordinary promptitude, the most of the judgments delivered on the 28th December having been published within thirty days thereafter, and the others being ready to issue.

2. The judgments in the Court of Common Pleas are also nearly ready to be issued.

3. Owing to the illness of Mr. Grant, there is no return from him this term.

4. The Committee regret that their expectations that the arrears of the Chamber and Practice Reports, and of the Appeal Reports, should have been brought up, have been disappointed; but such arrears have increased. They, therefore, recommend that Mr. Tupper be at once relieved from the the work of the Appeal and Election cases, except as to cases already argued; that with that exception he confine himself hereafter to Practice Court and Chambers, and that a separate Reporter be at once appointed for the Court of Appeal and Election cases.

5. The Committee recommend that the salary of the Reporter of Appeal and Election cases be \$1,000 per annum.

6. The Committee also recommend that Mr. Tupper's present salary be continued until the 1st day of April next, on condition of his bringing up all arrears by that date, and that after that date his salary continue at the original sum of \$800 per annum.

7. The Committee recommend that the time limited by the standing order of Convocation for the publication of all judgments be reduced to two months from delivery.

8. The Committee recommend that the Chairman of the Reporting Committee be authorized to take such steps, by communicating with the Judges and otherwise, as will secure reports of decisions of importance delivered by the Chancery and Election Judges at sittings, out of Toronto.

9. The Committee further recommend that the Chairman be authorized at once to insure the surplus stock of Reports belonging to the Society in the hands of Messrs. Rowsell to the amount of \$10,000.

All which is respectfully submitted.

(Signed)

JAMES MACLENNAN,

Chairman.

February 14th, 1879.

The Report of the Committee on Legal Education on the case of N. H. Beemer was received and read and adopted.

*Ordered*, That the following Candidate be entered on the Books of the Society as a Student-at-law: N. H. Beemer, M. B., University of Toronto.

The Report of the Committee on Legal Education on the subject of the Remuneration of Examiners was received and read, as follows :

*To the Benchers of the Law Society in Convocation.*

The Committee on Legal Education consider that in consideration of the number of candidates for matriculation, and the work entailed upon the examiners for matriculation this term, they should be awarded \$100 each, which this Committee consider to be no more than a fair remuneration.

(Signed) JOHN CRICKMORE,  
F. OSLER.

Mr. Crickmore moved, That the Report be adopted.

Mr. Meredith moved, in amendment, That the Report be referred to the Finance Committee with power to order payment of that or any smaller sum.

The amendment was carried.

Mr. Osler moved, seconded by Mr. Irving, That the minutes of proceedings in Convocation, together with the notices of motion, resolutions, orders of Convocation and reports of Committees be printed as soon as practicable after the end of each term and laid before Convocation on the first day of the following Term.

Mr. Britton moved, in amendment, that the resolution be referred to the Finance Committee with the view of ascertaining the probable cost, the Committee to report to Convocation next Term.

The amendment was carried.

The Report of the Library Committee was received and read as follows :—

The Committee beg leave to report that in pursuance of a recommendation approved by Convocation that an arrangement should be made for the purchase of books from a London law publisher, they commissioned Mr. Hector Cameron to open the matter on the occasion of a recent visit to England.

Mr. Cameron met Messrs. Stevens & Haynes and obtained from them an offer to supply the Society, allowing a discount of 20 per cent for immediate payment (to secure which a sufficient sum should be forwarded to meet probable outlay), or of 15 per cent if paid upon the receipt of the invoice in Canada.

The Committee recommend the acceptance of the terms whereby the 20 per cent allowance can be secured, and take this opportunity of recording the sense of their obligations to Mr. Cameron for the trouble taken by him in the premises.

2. The Committee are of opinion that the time has arrived for a full and comprehensive catalogue of the books in the library, and to that end

propose to Convocation that authority should be given to the Committee to incur the necessary expenditure.

One object will be to produce a catalogue which will afford to those who have not constantly the opportunity of acquiring personal knowledge of the contents of the library, the means of finding easily the subjects and matters upon which information may be required.

3. The Committee regrets to inform Convocation that it is difficult to prevent the abstraction of books from the library.

Books are taken not only in defiance of the rules of Convocation, but it is feared, taken in some cases without any intention of being returned.

Under these circumstances, the Committee venture to suggest an amendment in standing orders for the regulation of the library. By section 127, subsection 8, pages 24 and 25.

*It is ordered.* The Judges of the Superior Courts, respectively, the Master in Chancery, and the Referee in Chambers, shall be at liberty to take books from the library upon application to the Librarian, and any member of the Law Society, requiring the use of any book upon the argument of a case in Osgoode Hall, shall be at liberty to have such book upon application to the Librarian, such book to be returned to its place in the library immediately after the close of the argument for which it may have been required. Books taken from the library in pursuance of this rule to be in all cases returned the same day, *and any person taking any book from the library otherwise than upon such application*, or failing to return the same in the manner hereby directed, to forfeit the benefit allowed by this rule, until restored thereto by order of Convocation or of the Treasurer.

The Committee are of opinion that in lieu of the penalty for the infringement of the rule being forfeiture of the benefit allowed by the rule, the penalty should be that the Librarian should exclude such person from the Library until the matter shall have been dealt with by Convocation.

And further, whenever the Librarian shall have reported to the Committee the disappearance of any book or books, the Committee be authorized to offer a reward of three dollars per volume to any person (not being in the employment of the Society) who shall restore such volume to the Librarian.

And in case any such book shall have been previously taken, that a sum of           dollars shall be paid to any person who shall furnish such evidence as will secure the conviction of the thief.

4. The Committee further beg leave to state that the amount spent annually in the purchase of new books, exclusive of the English and Irish Law Reports, does not exceed eight or nine hundred dollars.

This sum not being a large appropriation, and believing it to be the desire of the Society that the Library should be made thoroughly useful, some additions are now recommended.

The Library now contains four full sets of the Law Reports (English), 1865 to 1875, which may be described as the first series; and the Library also contains three sets of the second series (1876 to 1878). The Committee propose that the Library should be supplied with a fourth set of the second series.

By order of Convocation of the 16th February, 1877, the purchase of American Reports was limited to those of the United States Courts and of the Courts of the States following:—New York, California, Connecticut, Georgia, Illinois, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, Ohio, Pennsylvania, Vermont, and Wisconsin. But the Library Committee are of opinion that the series of Reports of the Courts of other States contained in the Library, which, until the

order of 16th February, 1877, was made, were kept up or believed to be kept up, namely:—Alabama, Arkansas, Florida, Indiana, Iowa, Louisiana, Minnesota, Mississippi, South Carolina, Texas, Virginia, Oregon, and Nebraska should be continued in unbroken sequence, and power should also be given to purchase the Reports of any other States which may have been omitted.

5. Convocation by Resolution authorized any Benchman to direct the Secretary to purchase for the Library any book that did not exceed in price the sum of six dollars.

The Committee find that this Rule has led to inconvenience, and that it is not of any practical advantage, and being satisfied that no difficulty will be experienced by its abrogation, recommend such abrogation.

On behalf of the Committee,

(Signed)           ÆMILIUS IRVING,  
Chairman.

14th February, 1879.

Mr. Irving moved, That the Report of the Library Committee, presented to-day be now considered. *Carried.*

Mr. Irving moved the adoption of the Report, and the first clause was adopted.

Mr. Bethune moved, in amendment, That the second clause of the Report be referred back to the Committee to report next Term as to costs of Catalogue. *Carried.*

Mr. Martin moved, in amendment, That the third clause of the Report be not now adopted, but that printed notices of the present Rule be put up in the Library, and that the attention of the Profession be called thereto, and to the fact that Convocation requires the strict observance of these rules. The amendment was carried.

Mr. Blake moved, in amendment, That the fourth clause of the Report be referred back to the Committee to report to Convocation an estimate of the cost. The amendment was carried.

The fifth clause of the Report of the Committee was carried.

Mr. MacLennan moved the immediate consideration of the Report of the Committee on Reporting. *Carried.*

Mr. MacLennan moved the adoption of the first clause of the Report. *Carried.*

The second and third clauses of the Report were acknowledged.

Mr. Osler moved, in amendment, That the fourth paragraph of the Report be struck out, and that Mr. Tupper

be continued as the Reporter of the Court of Appeal and Election Cases, and that a Reporter or Reporters for Chambers, be at once appointed.

Mr. Blake moved, in amendment to the fifth clause, that \$800 be substituted for \$1,000. *Carried.*

The amendment was carried.

Mr. Bethune moved, in amendment, That the sixth clause of the Report be struck out and the following substituted : That Mr. Tupper's salary of \$1,000 per annum be paid to this date, but that he be required to bring up all arrears in all the Courts of which, up to this date, he has been reporter, and that no payment be made to him on account of salary until the completion of all work in arrear.

The amendment was carried.

The seventh, eighth, and ninth clauses of the Report were adopted.

Mr. Osler moved, seconded by Mr. Hodgins, That two Reporters be appointed for Common Law Chambers and Chancery Chambers at an annual salary of \$250 each, and that the notice calling for applications for the appointment be at once published. *Carried.*

The special Committee for the examination of Mr. Charles McMichael reported that he had passed a satisfactory examination, and that he was now entitled to be called to the Bar.

*Ordered,* That Mr. Charles McMichael be called to the Bar.

The Secretary reported that Mr. J. G. Gordon had filed a proper bond.

*Ordered,* That Mr. J. G. Gordon be called to the Bar.

Messrs. McMichael and Gordon thereupon attended, and were called to the Bar.

The Report of the Finance Committee was received and read, as follows :—

The Finance Committee beg leave to report as follows :—

1. They have examined into the system of book-keeping hitherto in use, and propose that it shall be altered by the opening of a Cash Book in which the items of receipt and disbursement shall be extended in parallel columns under several principal heads, from which they are to be posted.

into a Ledger under such heads. Appended is a draft form of the proposed Cash Book and Ledger. It is believed that this change will, without materially increasing the labour of the officers, make the system efficient, and enable the state of the several accounts to be ascertained at any time at a glance. They also propose that a record should be kept of unpaid certificate and term fees, with a view to the easy ascertainment, as occasion may require, of the amount of defaults.

2. The Committee have examined the abstract of receipts and expenditure and the annual balance sheet, referred to them for report, and they have revised the form of these statements with the view of placing the several items of receipt and expenditure under convenient permanent heads; and so facilitate an examination into the actual and relative condition of the financial operations of the Society from year to year. They append copies of the revised statement and balance sheet. It has not been found possible under the present system of book-keeping to deal with all the defects in the form of these papers; but such as remain can under the new system be eliminated next year. They recommend that the revised statement should be submitted to the auditors, and being signed by them, should be distributed under the Act.

3. The Committee recommend that [each of the Standing Committees charged with the management of business affecting the finances of the Society, should annually prepare an estimate of the probable receipts and expenditure for the year, in respect of their branch of the business; that such estimates should be submitted to the Finance Committee; and that the Finance Committee should report them to Convocation with its own observations.

4. The Committee have endeavoured to form some idea of the probable receipts and expenditures for the current year; but in the absence of any arrangement for consultation with the other Committees, as above proposed, and of full statistics as to past transactions, they have not been able (with the limited time at their disposal since the reference to them of these papers,) to form any close estimates. They proceed to state their views for the information of Convocation in the hope that these, however conjectural, may be of some assistance in deciding on the financial questions to be submitted; and may at any rate form the foundation of a more satisfactory calculation in future years.

5. It will be observed that the receipts for 1878 are less than those for 1877, by \$5,552.75, that the expenditures are less by \$1,244.97; and that the surplus on the year's transaction is \$6,361.70, being less than that for 1877, by the large sum of \$4,307.78. This diminution is chiefly due to the large reduction on the amounts received, (1) for certificates and term fees, (2) for call fees.

6. The Committee proceed to give their views as to the probable receipts for the current year, under the several principal heads.

(a) Certificate and Term Fees :—

|                           |       |            |
|---------------------------|-------|------------|
| The collections were—1876 | ..... | \$18200 00 |
| “ “ 1877                  | ..... | 18700 00   |
| “ “ 1878                  | ..... | 15751 00   |

In the last year the charge was reduced, and a very much larger number of the profession than usual omitted to pay until after the close of the year; on the other hand, an unusual amount of arrears was collected, but for which the deficiency would have been larger.

The number of persons paying for the current year is estimated at about 915; and the probable receipt at about \$15,000, showing a diminution of \$751, but this amount may be increased or reduced, according to the promptitude shown in making the fall payments.

## (b) Notice Fees ;—

|                                |          |
|--------------------------------|----------|
| The collections were—1875..... | \$481 00 |
| “ “ 1876.....                  | 639 00   |
| “ “ 1877.....                  | 601 00   |
| “ “ 1878.....                  | 686 00   |

The increase in this item is probably due to the approaching change in the Curriculum, and the Committee think the amount for the current year can not be safely estimated at more than \$500, showing a diminution of \$186.

## (c) Attorneys' Examination Fees :—

|                                |           |
|--------------------------------|-----------|
| The collections were—1876..... | \$4092 00 |
| “ “ 1877.....                  | 4645 00   |
| “ “ 1878.....                  | 4580 00   |

The Committee see no ground for anticipating any material variation.

## (d) Call Fees :—

|                                |           |
|--------------------------------|-----------|
| The collections were—1875..... | \$5292 00 |
| “ “ 1876.....                  | 7731 00   |
| “ “ 1877.....                  | 9401 00   |
| “ “ 1878.....                  | 6469 00   |

The increases in 1876 and 1877 seem due to the large number of special cases in those years. The Committee see no ground for anticipating any material variation from the receipt of 1878.

## (e) Students' Admission Fees :—

|                                |           |
|--------------------------------|-----------|
| The collections were—1875..... | \$4980 00 |
| “ “ 1876.....                  | 7090 00   |
| “ “ 1877.....                  | 8900 00   |
| “ “ 1878.....                  | 9040 00   |

The very large number who came up, and the large proportion failing last year, the results so far this year, irrespective of any change which may be made in the standard, and the adoption of the new Curriculum, all point to a serious reduction in these receipts. The Committee think they cannot be estimated at more than \$5,500, being a diminution of \$3,540.

(f) The Government payment for heating and lighting, and water should be increased by two sums, one permanent, being an annual additional payment of \$1,250 ; the other exceptional, being the \$3,317.50 agreed on for arrears. But the Committee are informed that the estimates submitted to the Assembly comprise only \$1,000 and \$3,000 for these sums. They hope the whole may be obtained, but think it safer to make their estimate on the reduced figures. There will thus be a total increase on this head of \$4,000, of which however only \$1,000 can be reckoned on hereafter.

## (g) Interest and dividends :—

|                                    |           |
|------------------------------------|-----------|
| 7. The receipts for 1876 were..... | \$1519 65 |
| “ “ 1877 were.....                 | 2137 65   |
| “ “ 1878 were.....                 | 3046 84   |

The future receipts will depend on the plans adopted for the investment of a further part of the annual surplus and the state of the floating balance. The Committee hope that the amount may be raised to \$3,400, being an increase of \$353.18.

The general result of these estimates is as follows :—

|                                 |            |
|---------------------------------|------------|
| The Receipt for 1878 was.....   | \$42594 82 |
| Estimated decreases :—          |            |
| Certificate and Term Fees ..... | \$ 751 00  |
| Notices .....                   | 186 00     |
| Students' Admission Fees .....  | 3540 00    |

\$4477 00

Estimated increases :—

|  |           |            |
|--|-----------|------------|
| Government Payment . . . . .   | \$4000 00 |            |
| Interest and Dividends . . . . .   | 353 18    | \$4353 18  |
| Net decrease . . . . .   | \$ 123 82 | \$ 123 82  |
| Estimated Receipt . . . . .  |           | \$42471 00 |
| But of this Receipt \$3000 is for the arrears due<br>by Government, and will not recur; the true<br>decrease therefore in Current Revenue is<br>estimated at \$3123.82 . . . . . |           | \$ 3000 00 |
| And the true total of Current Revenue at . . . . .   |           | \$39471 00 |

8. The Committee proceed to their estimate of expenditure.

(a) Reports.

Assuming that the present arrangements are continued, and that an edition of 1,100 copies of six volumes of 750 pages each of Reports is published, the expense will be about \$18,000. This includes the extra payment for the Supreme Court Reports, but makes no provision for increase to the staff of Reporters, and assume that one extra volume of 750 pages, in addition to one volume for each Court, and for Chambers, will answer the requirements of the year, both as to arrears and current work. There will on this calculation be an increase of \$500 over last year's expenditure.

It will be seen that the profession now receives in respect of the Reports a very large sum in excess of that which it contributes in Certificate and Term Fees.

(b) Library (Books, Binding, and Repairs).

|  |           |
|--|-----------|
| The expenditure was for 1876 . . . . . | \$2513 00 |
| “ “ 1877 . . . . .                     | 1783 00   |
| “ “ 1878 . . . . .                     | 2240 00   |

The expenditure for last year includes \$360 for an extra set of the English Law Reports. The Committee have directed the expense for repairs to be stated separately in the future. The amount of expenditure on the Library is a matter of policy on which, without a report from the Library Committee, this Committee would not desire to express an opinion.

(c) In examinations and Scholarships, owing to the reduction in the number of examiners and examinations, the Committee estimate a probable saving of \$1100.

(d) The expenditure for heating depends on the price of fuel, and the Committee fear it is rather likely to increase than to diminish, but they have no grounds for an estimate.

(e) The general expenses for the year 1878, include the cost of re-painting the iron fence, the expired pension of Molloy, the gratuities to the families of the deceased reporter and assistant in the library, and some smaller exceptional payments. The Committee estimate that a decrease of \$2000 may be effected on this head, but in making this calculation they have not allowed for any increase in the charge for salaries.

The general result of these estimates is as follows :—

|                                    |                  |
|------------------------------------|------------------|
| Expenditure for 1878, was.....     | \$36233 12       |
| Decreases.                         |                  |
| Examination and Scholarships ..... | \$1100 00        |
| General Expenses .....             | 2000 00          |
|                                    | <u>3100 00</u>   |
| Increase in Reports.....           | 500 00           |
| Net Decrease .....                 | <u>\$2600 00</u> |
| Estimated Expenditure.....         | \$33633 12       |

9. The general result of these estimates of receipt and expenditure given, is :—

|   |                 |
|---|-----------------|
| Estimated Receipt on Current Revenue.....                                 | \$39471 00      |
| “ Expenditure .....   | <u>33633 12</u> |
| “ Surplus .....   | \$ 5837 88      |
| If to this be added the Government payment of<br>\$3000 for arrears ..... | <u>3000 00</u>  |

The total estimated surplus on the year's operation is..... \$8837 88

10. The Society has at present invested in Dominion 5 per cent. stock \$50,000, and in the Government Savings Bank, at 4 per cent., \$5,800; besides a large balance bearing 4 per cent. in the Bank of Toronto. The Committee recommend that the further sum of \$10,000 be invested in Dominion stock, so as to increase the permanent reserve of the Society to \$60,000, and at the same time improve the returns therefrom.

It appears to the Committee that the balance will be ample for the probable needs of the Society.

(Signed)

D. B. READ, Chairman.

LAW SOCIETY—RECEIPTS AND, EXPENDITURE FOR 1878.

| RECEIPTS.   |                    | EXPENDITURE.                                  |                    |
|---|--------------------|---|--------------------|
| Certificate and Term Fees .....                                   | \$15,818 00        | 1878 Reports .....                            | \$17,659 39        |
| Less Fees returned .....  | 67 00              | Examinations .....                            | 4,337 38           |
|   | <u>\$15,751 00</u> | Library (Books, Bindings and Repairs) .....   | 2,240 31           |
| Notice Fees .....   | 5,740 00           | General Expenses .....                        | 3,255 30           |
| Attorneys' Examination Fees .....                                 | 1,390 00           | Heating, Lighting, Water, and Insurance ..... | 4,126 00           |
| Less Fees returned .....  |                    | Grounds and Repairs .....                     | 1,623 51           |
| Students' Admission Fees .....                                    | 11,870 00          | Sundries .....                                | 2,991 23           |
| Less Fees returned .....  | 2,930 00           | Balance .....                                 | 6,361 70           |
| Call Fees .....   | 8,749 50           |   |                    |
| Less fees returned .....  | 2,419 50           |   |                    |
|   | <u>6,330 00</u>    |   |                    |
| Cash received for Reports sold .....                              | 489 60             |   |                    |
| Discount on Howe's account .....                                  | 43                 |   |                    |
| Government payment for heating and<br>Lighting Osgoode Hall ..... | 3,000 00           |   |                    |
| Interest .....  |                    |   |                    |
| On Special Deposit .....  | 756 17             |   |                    |
| " .....   | 620 55             |   |                    |
| " .....   | 575 33             |   |                    |
| On Balance at Call .....  | 602 00             |   |                    |
| " .....   | 251 70             |   |                    |
| Dividend on Government Stock ..                                   | 241 09             |   |                    |
|   | <u>3,046 84</u>    |   |                    |
|   | <u>\$42,594 82</u> |   | <u>\$42,594 82</u> |

(Signed) DAVIDSON BLACK, }  
" J. F. ROBERTSON, }  
Auditors.

15th February, 1879.

1878.

## DETAILS OF EXPENDITURE.

## REPORTS.

## Salaries of Reporters :

|                                       |                   |
|---------------------------------------|-------------------|
| A. Grant .....                        | \$1050 00         |
| C. Robinson .....                     | 2000 00           |
| S. VanKoughnet .....                  | 320 00            |
| H. Wethey .....                       | 700 00            |
| F. Joseph .....                       | 100 00            |
| G. F. Harman .....                    | 1000 00           |
| G. F. Harman, for Queen's Bench ..... | 400 00            |
| J. S. Tupper .....                    | 1208 33           |
| Postage on Reports .....              | 430 08            |
| Printing Reports .....                | 9275 10           |
| Notes of Cases in Law Journal .....   | 173 63            |
| Supreme Court Reports .....           | 1002 25           |
|                                       | <u>\$17659 39</u> |

## LIBRARY.

## Books, Bindings, and Repairs ;

|  |                  |
|--|------------------|
| Willing & Williamson .....             | \$697 41         |
| Carswell .....                         | 650 45           |
| Rowell & Hutchison .....               | 656 89           |
| Hart & Rawlinson .....                 | 49 00            |
| Central Law Journal .....              | 13 00            |
| Encyclopædia Britannica .....          | 30 00            |
| Quebec Digest, 2 copies .....          | 32 50            |
| Canada Gazette .....                   | 4 25             |
| Cases for Periodicals .....            | 46 90            |
| Stanley's Work on Central Africa ..... | 6 00             |
| Hansard (Canadian) .....               | 10 00            |
| Stevens & Haynes .....                 | 43 90            |
|  | <u>\$2240 30</u> |

## EXAMINATIONS.

## Salaries of Examiners :

|                       |          |
|-----------------------|----------|
| W. Mulock .....       | \$800 00 |
| T. Delamere .....     | 800 00   |
| J. S. Ewart .....     | 800 00   |
| G. M. Evans .....     | 185 00   |
| R. E. Kingsford ..... | 185 00   |
| J. A. Paterson .....  | 130 00   |

## Scholarships :

|                     |        |
|---------------------|--------|
| T. Ridout .....     | 240 00 |
| H. Sheppard .....   | 200 00 |
| W. Nesbit .....     | 160 00 |
| P. H. Drayton ..... | 120 00 |

Carry forward, ..... \$3620 00

|   |   |                  |
|---|---|------------------|
|   | <i>Brought forward</i> .....                            | \$3620 00        |
| Advertising Examinations :                                    |   |                  |
|   | “ Mail ” .....  | 47 00            |
|   | “ Leader ” .....  | 44 50            |
|   | “ Globe ” .....   | 31 60            |
|   | “ Telegram ” .....                                      | 6 00             |
| Advertising Subjects of Examinations and Passed Candidates in |   |                  |
|   | Law Journal .....                                       | 119 00           |
|   | Fee to Bedel and Janitor of University and College..... | 31 00            |
|   | Printing Examination Papers, and Stationery.....        | 438 28           |
|   |   | <u>\$4337 38</u> |

## GENERAL EXPENSES.

## Salaries :

|  |  |                  |
|--|--|------------------|
|  | Secretary, Sub-Treasurer, and Librarian..... | \$2000 00        |
|  | Housekeeper .....                            | 216 00           |
|  | Pension to Steward.....                      | 300 00           |
|  | Assistants' Salaries.....                    | 739 30           |
|  |  | <u>\$3255 30</u> |

## Heating, Lighting, Water, and Insurance :

|  |  |                  |
|--|--|------------------|
|  | Engineer and Assistant.....                    | \$480 00         |
|  | Cutting Wood and Carting Coal.....             | 150 00           |
|  | Gas Rate.....                                  | 374 20           |
|  | Water Rate .....                               | 461 49           |
|  | Repairs to Heating and Lighting Apparatus..... | 350 83           |
|  | Fuel .....                                     | 1952 15          |
|  | Weighing Coal.....                             | 20 00            |
|  | Building-in Boilers.....                       | 92 98            |
|  | Boiler Compound.....                           | 20 00            |
|  | Tinsmith .....                                 | 7 13             |
|  | British America Insurance Premium.....         | 25 00            |
|  | Phoenix .....                                  | 100 00           |
|  | Commercial Union.....                          | 23 47            |
|  | Liverpool, London, and Globe.....              | 68 75            |
|  |  | <u>\$4126 00</u> |

## Grounds and Repairs :

|  |   |                  |
|--|---|------------------|
|  | Gardener and Assistant.....                             | \$480 00         |
|  | Labour in Grounds.....                                  | 280 38           |
|  | Lawn Mowers.....  | 36 70            |
|  | Tree Boxes .....  | 24 16            |
|  | Pruning Trees, &c.....                                  | 12 00            |
|  | Tools .....   | 6 95             |
|  | Repairing Furniture .....                               | 49 74            |
|  | Carpenters' Work.....                                   | 99 10            |
|  | Repairing Windows, and Painting Building and Iron Fence | 614 77           |
|  | Repairing Matting in Library.....                       | 19 71            |
|  |   | <u>\$1623 51</u> |

## SUNDRIES.

|  |   |                 |
|--|---|-----------------|
|  | Auditors.....                                       | \$100 00        |
|  | Gratuity to Widow of Reporter, Queen's Bench.....   | 750 00          |
|  | Gratuity to Widow of Late Assistant in Library..... | 50 00           |
|  | Medical Attendance on Late Assistant .....          | 55 00           |
|  | Oiling Floor of Library .....                       | 10 00           |
|  | Table for Lunch Room.....                           | 9 00            |
|  |   | <u>\$974 00</u> |
|  | <i>Carried forward</i> ,.....                       | \$974 00        |

|  |                  |
|--|------------------|
| <i>Brought forward</i> .....                   | \$974 00         |
| Ice .....                                      | 11 63            |
| Refrigerator.....                              | 13 50            |
| Glass for Lunch Room .....                     | 24 00            |
| Term Lunches.....                              | 422 05           |
| Dominion and District Telegraph Companies..... | 106 00           |
| Half Premium of Guarantee Policy.....          | 25 00            |
| Address to Widow of Chief Justice Draper.....  | 30 00            |
| "    "    "    Harrison.....                   | 31 00            |
| Attendance on Clocks.....                      | 5 00             |
| Indexing Journals .....                        | 55 35            |
| Picture of Chief Justice Moss.....             | 400 00           |
| Frame    "    ".....                           | 114 25           |
| Rowell & Hutchison, General Account.....       | 281 51           |
| Engrossing Certificates.....                   | 15 10            |
| Solicitors' Costs.....                         | 119 11           |
| Gas Burners.....                               | 12 00            |
| Advertisement, "Telegram".....                 | 5 00             |
| Law Journal, Printing Resume .....             | 40 00            |
| Cash Disbursements, as per Cash Book .....     | 255 42           |
| Protested Cheque, C. V. B .....                | 51 31            |
|  | <hr/>            |
|  | <u>\$2991 23</u> |

(Signed)

 DAVIDSON BLACK, } *Auditors.*  
 J. E. ROBERTSON. }

15th February, 1879.

Mr. Blake moved that the Report of the Finance Committee be taken into consideration. *Carried.*

Mr. Blake moved that the Report be adopted. *Carried.*

Mr. Lees moved, seconded by Mr. Irving, That the Report of the Finance Committee just adopted, be printed with the appendices, and a copy furnished to each member of the Convocation. *Carried.*

Mr. Irving moved that the thanks of Convocation be presented to Mr. V. C. Proudfoot, for his gift to the Library of his collection of Appeal cases. *Carried.*

*Ordered,* That Convocation do now adjourn until a fortnight from Saturday, the 15th February, instant, at 10.30 a.m., and that a meeting be held for the purpose of appointing Reporters in Chambers, and that the usual notice be given to each Bencher.

The following requisition was then handed to the Chairman:—

To D. B. READ, Esq.,  
*Chairman of Convocation.*

We hereby request you to call a meeting of Convocation of the Law Society, for Saturday, the first day of March next, to appoint Reporters for Common Law and Chancery Chambers.

Dated 14th February, 1879.

(Signed)

EDWARD BLAKE.  
 ÆMILIUS IRVING.  
 ROBERT LEES.  
 EDWARD MARTIN.  
 JAMES MACLENNAN.

## FIFTH AND ADJOURNED MEETING.

SATURDAY, 1st March, 1879.

Convocation met.

*Present:* Messrs. D. B. Read, John Crickmore, Thomas Hodgins, F. Osler, Adam Crooks, L. W. Smith, Edward Martin, E. Crombie, Edward Blake, Æmilius Irving, James MacleNNan, W. R. Meredith, T. B. Pardee, Daniel McMichael, Arthur S. Hardy.

Mr. Read took the chair.

The minutes of last meeting were read and approved.

Mr. Hodgins moved, seconded by Mr. Crooks, That Messrs. Martin, Osler, MacleNNan, and the mover, be a Committee to examine the minutes, and report forthwith whether or not the office of Treasurer is vacant. *Carried.*

The Committee reported that they had examined the Journals and Minutes of Convocation, and they find that Mr. Stephen Richards, Q. C., has failed to attend the meetings of the Benchers for three consecutive terms, and that his seat as Bencher, is now vacant, and that by reason of such vacancy, the office of Treasurer is now vacant.

The Report was adopted.

Mr. MacleNNan moved, That D. B. Read take the chair. *Carried.*

Mr. Read took the chair.

Mr. Crooks moved, seconded by Mr. Meredith, That the Honorable Edward Blake, Q. C., be elected Treasurer of this Society. *Carried unanimously.*

Mr. Blake took the chair as Treasurer.

The Report from the Committee on Reporting, was received and read, as follows:—

The Committee on Reporting beg leave to report as follows:—

1. In answer to advertisement they have received twenty-five applications for the office of Chamber Reporter.

2. Of these, fourteen are Barristers, and most, if not all the others are Students.

3. The following are the names of Barristers who have applied:—Mr. E. H. E. Eddis, Mr. W. E. Hodgins, Mr. F. Lefroy, Mr. J. B. McArthur, Mr. W. E. Perdue, Mr. T. Ridout, Mr. T. T. Rolph, Mr. J. W. Hector, Mr. H. C. Jones, Mr. A. G. McLean, Mr. Samuel Platt, Mr. J. Reeve, Mr. J. E. Robertson, Mr. M. J. Doyle.

Applications from Students are as follows:—Robert Cassidy, John Lewis, J. H. McCallum, H. F. W. Ellis, C. C. Robinson, W. White, J. L. Blain, John G. Chalmers, F. J. Howell, F. W. Rogers.

Your Committee recommend that a selection be made from the following names:—Mr. Eddis, Mr. Hodgins, Mr. Lefroy, Mr. McArthur, Mr. Perdue, Mr. Ridout, Mr. Rolph.

Your Committee has had under consideration a proposal of Mr. Bruce, Registrar for the Maritime Court, to report the decisions of that Court for the Law Society at a salary of \$350 per annum. The Committee does not think it expedient to take any action in the matter at present.

All which is respectfully submitted.

(Signed), JAMES MACLENNAN,  
Chairman.

*Ordered*, That the Report be taken into consideration forthwith.

Mr. Maclellan, seconded by Mr. Crickmore, moved, That the Report be adopted. *Carried*.

Mr. Maclellan moved, That Mr. Perdue be appointed Reporter in Common Law Chambers. *Carried*.

Mr. Maclellan moved, That Mr. Rolph be appointed Reporter in Chancery Chambers.

Mr. Bethune moved in amendment, That Mr. Lefroy be appointed Reporter in Chancery Chambers.

Mr. Irving moved, in amendment to the amendment, That Mr. Ridout be appointed. The amendment to the amendment and the amendment were severally put and lost, and the original motion was carried.

Mr. Maclellan moved, seconded by Mr. Bethune, That all the Reporters be subject to such directions as the Reporting Committee may give them from time to time as

to aiding and assisting each other in their respective duties, or taking each others' place on an emergency. *Carried.*

Mr. Maclennan moved, That the appointment of Chambers Reporters relate back to the day on which Mr. Tupper ceased to be Reporter in Chambers; that their salaries be computed from the same day; and that they report decisions as far as practicable from that day. *Carried.*

The Report of the Committee on Legal Education, on the applications of W. H. Brouse and others, recommending that their applications be not entertained; and on the application of E. D. Cameron, recommending that his application be granted, was received and read.

*Ordered,* That the Report be taken into consideration forthwith.

Mr. Hodgins moved the adoption of the Report.

Mr. Meredith moved in amendment, That the examinations of Messrs. Brown, Luscome, Morphy, Dexter, Curtis, and Easton, be allowed under the special circumstances of their cases.

The amendment was lost and the original motion was carried.

*Ordered,* That the following candidate be allowed his examination as an Articled Clerk: Edwin D. Cameron.

The Report of the Finance Committee on the subject of remuneration to Examiners for Matriculation, was received and read, as follows:

Finance Committee met 20th February, 1879, 10 a.m. *Present* :—Mr. D. B. Read, Mr. Crickmore, Mr. Blake.

On the reference of the Report of the Legal Education Committee on the subject of the payment of the Examiners for Matriculation, the Finance Committee report, that the number of Students and the fees paid for Examinations during the seven Terms, since the new curriculum has been in force, have been as follows:—

| <i>Term.</i>           | <i>No. of Students.</i> | <i>Fees.</i>         |
|------------------------|-------------------------|----------------------|
| Hilary, 1879. ....     | 62                      | .... .. .            |
| Michaelmas, 1878. .... | 33                      | .... \$60 00 each 2. |
| Trinity, 1878. ....    | 56                      | .... 65 00 " 2.      |
| Easter, 1878. ....     | 59                      | .... 62 50 " 2.      |
| Hilary, 1878. ....     | 41                      | .... 62 50 " 2.      |
| Michaelmas, 1877. .... | 38                      | .... 50 00 " 2.      |
| Trinity, 1877. ....    | 36                      | .... 100 00 1 only.  |
| Easter, 1877. ....     | 20                      | .... 50 00 1 only.   |

This would give a total of \$375 for each of two Examiners for conducting these seven examinations. It appears to the Committee that it would be advisable to establish a Tariff allowing \$16 to each Examiner, as a fixed fee, and in addition a sum of \$1 for each student examined. The result of this plan, as applied to the seven past Examinations, would be as follows :—

|                             |                  |          |             |
|-----------------------------|------------------|----------|-------------|
| Michaelmas Term, 1878, paid | \$60 00—New plan | .....    | \$49 00     |
| Trinity                     | “ 1878, “        | 65 00 “  | ..... 72 00 |
| Easter                      | “ 1878, “        | 62 50 “  | ..... 75 00 |
| Hilary                      | “ 1878, “        | 62 50 “  | ..... 57 00 |
| Michaelmas                  | “ 1877, “        | 50 00 “  | ..... 54 00 |
| Trinity                     | “ 1877, “        | 50 00 “  | ..... 52 00 |
| Easter                      | “ 1877, “        | 25 00 “  | ..... 34 00 |
|                             |                  | \$375 00 | \$393 00    |

Allowing an aggregate not materially varying, but based upon a general principle applicable to all cases.

In accordance with this principle, the fee for the present Term, at which there were 62 students examined would, be  $\$16 + 62 = \$78$  for each examiner, which payment the Committee recommend and authorize.

(Signed) D. B. READ,  
Chairman.

*Ordered*, That the Report be considered forthwith.

Mr. Read moved that the Report be adopted. *Carried*.

The Report of the Finance Committee on the subject of the cost of printing the minutes of Convocation was received and read as follows :—

The Finance Committee beg to report in reference to the question of printing the minutes, that they have ascertained that the number of words in the minutes and reports of each term is 5,000 words, and they have obtained an estimate from Messrs. Rowsell & Hutchison as to the probable cost of printing them; and assuming that the average number of words in the minutes and reports of each term is 5,000, they would make 16 printed pages, the cost of 50 copies of which would be \$15.30, and of 75 copies, \$16.

(Signed) D. B. READ,  
Chairman.

*Ordered*, That the Report be considered forthwith.

The Report of the Committee on Legal Education as to the payment for certain notices in the *Law Journal*, was received and read as follows :—

*To the Benchers of the Law Society in Convocation :—*

The Committee on Legal Education beg to report :—

1. That your Committee have made an arrangement with the proprietor of the *Law Journal* for the publication of the usual notices of Call of Barristers, Admission of Students, and Curriculum, for the sum of \$25 per quarter, and submit the same for the approval of Convocation.

(Signed) THOMAS HODGINS,  
Chairman.

*Ordered*, That the said Report be considered forthwith.

Mr. Osler moved, seconded by Mr. Crickmore, That the Report be adopted. *Carried*.

The following Communications were received and read :

(1) From John Lanfesty, as to remittance from R. C. Scatcherd. Referred to Finance Committee, with power to dispose of it.

(2) From Mrs. Draper, proposing to present a work to the Library.

Mr. Irving moved, That the Librarian communicate to Mrs. Draper the thanks of Convocation, and their acceptance of the work.

(3) From Mr. W. E. Hodgins, concerning the grant towards his Legal Directory. Referred to the Finance Committee.

(4) From Eliza Barker, complaining of certain practitioners. Referred to the Committee on Discipline, with instructions to report whether in the papers there is a *prima facie* case for enquiring into the matter of complaint.

Mr. Osler moved, That the resolution for the printing of the minutes of Convocation, based on the Report of the Finance Committee this day presented, be now considered. *Carried*.

*Ordered*, That the Committee on Legal Education be authorized to make an arrangement with Messrs. Rowsell & Hutchison for printing the material parts of the minutes and reports of Convocation, on the basis of their estimates and the Report of the Finance Committee thereon: the report to be prepared by the Secretary under the supervision of the Committee on Legal Education.

Mr. Hector Cameron's motion as to writing up the Roll of the Society was ordered to stand over till next Term.

*Ordered*, That a meeting of the Benchers be specially called for the first Tuesday of next Term, for the election of a Bencher in the place of the Honorable Stephen Richards, Q. C., whose seat has become vacant.

Mr. Crombie gave notice of the following motion: That

a Committee be appointed to examine and report upon the rules and regulations of this Society, with a view to their consolidation.

Mr. Crickmore moved, That Mr. G. M. Evans be appointed to examine such Articled Clerks not applicants for matriculation as may present themselves for examination next Term. *Carried.*

Convocation rose.

---



# JOURNAL OF PROCEEDINGS

OF

THE CONVOCATION OF BENCHERS

OF THE

## Law Society of Upper Canada,

EASTER TERM, 42<sup>nd</sup> VICTORIA.

---

---

MONDAY, 19th May, 1879.

Convocation met.

*Present.*—The Treasurer, and Messrs. Read, Benson, Crickmore, Hodgins, Bethune, Irving, Robertson, and MacLennan.

The minutes of the previous meeting were read and approved.

The Report of Examiners of Candidates for Call was received and read.

The Report of the Sub-Treasurer was read as to the regularity of the proceedings of the Candidates for Call, finding that of the gentlemen who passed the following, namely, Messrs. N. D. Beck, John Morrow, G. E. Millar, T. T. Rolph, and L. A. Olivier are in the usual course.

*Ordered,* That they be called to the Bar.

The above-named gentlemen attended, and were called accordingly.

*Ordered*, That the cases of J. C. Ross, E. Coatsworth, W. J. B. Read, M. G. Cameron, and T. S. Jarvis be referred to the Committee on Legal Education for report.

*Ordered*, That the case of A. B. Klein be referred to a Select Committee for report.

Messrs. Benson, Irving, and Robertson were appointed such Committee.

The Report of Examiners of Candidates for admission as Attorneys was received and read.

The Report of the Sub-Treasurer on their articles was read, finding that of the gentlemen who have passed, the papers of N. D. Beck, J. A. Williamson, John Morrow, and E. J. Beaumont, are in the usual course.

*Ordered*, That they receive Certificates of Fitness.

The cases of Messrs. Read, Walsh, Claxton, Miller, and Coatsworth, who have also passed, are referred to the Legal Education Committee for report.

The Report of the Examiners on the Intermediate Examinations was received and read.

*Ordered*, That the case of Robert Miller be referred to the Committee on Legal Education for report.

The Report of the Committee on Legal Education on the Primary Examinations was received and read.

*Ordered*, That the following gentlemen who have been reported as passed, namely: John Dickinson, E. A.; John McLaurin, B.A.; Antoine Phillipe Eugene Panet, B.L.; Charles Reginald Atkinson, John McCullough, and George William Ross, be entered on the books as Students-at-Law.

*Ordered*, That Andrew Joseph Clarke, who has been reported as having passed, be allowed his examination as an Articled Clerk.

The Report of the Committee on Legal Education, on the reference to arrange for the printing of the Minutes, was received and read as follows :

*To the Benchers of the Law Society in Convocation :*

The Committee on Legal Education beg to report :

(1) That pursuant to the order of Convocation of the 1st March last authorizing the Committee to make an arrangement with Messrs. Rowsell & Hutchison for printing the material parts of the minutes and reports of Convocation, on the basis of their estimates and of the report of the Finance Committee thereon, this Committee called Mr. Hutchison of the said firm before them, and agreed with him on behalf of his firm, as follows :

To print one hundred copies of the said minutes and reports of the same size and on the same quality of paper as the Reports, at the rate of sixteen dollars for sixteen pages, or one dollar per page for the hundred copies.

They will also print a cover for the same and without charge, provided they are allowed to print thereon a list of the law books published by the firm of Rowsell & Hutchison, similar to the list now printed on the covers of the Reports.

The Committee recommend that the above agreement be approved, and that a copy of the agreement as approved, be transmitted by the Secretary to Messrs. Rowsell & Hutchison.

The Committee have through their Chairman revised the draft of the minutes and reports of last term, and have selected therefrom such material parts as were considered of sufficient importance to be printed.

(Signed) THOMAS HODGINS,

*Chairman.*

Osgoode Hall, 19th May, 1879.

The Report was adopted, and the Secretary ordered to communicate the substance to Messrs. Rowsell & Hutchison.

Mr. Hodgins, on reference to him of arrangements with the Government as to heating and lighting, presented a report, which was received and read as follows, and adopted :

*To the Benchers of the Law Society in Convocation :*

The undersigned has to report :

(1) That pursuant to the resolution of Convocation of the 31st December last authorizing him to conclude an arrangement with the Government respecting the supply of gas, heat, and water for the use of the Courts at Osgoode Hall, the undersigned met the Attorney-General and the Provincial Secretary during the session of the Legislature on the claim of the Society for arrears, and as to the future allowance to be paid to the Law Society for above services.

(2) That the Provincial Government has approved of the account settled between Mr. Kivas Tully, Government Architect, and the undersigned, on the 30th December last, (a copy of which is hereto annexed,)

and has paid to the Society the sum of \$3,317 for the arrears mentioned in the said accounts, and has asked for, and the Legislature of Ontario has granted, the sum of \$4,250 for the above services for the year 1879, being the annual sum agreed upon between the Government Architect and the undersigned, as set out in the memorandum annexed.

Dated this 19th May, 1879.

(Signed) THOMAS HODGINS.

Memorandum of accounts between the Law Society and the Government considered and approved by Mr. Tully, Government Architect, on the 30th December, 1878 :

I.

|   |            |
|---|------------|
| Water supply (a) for the original building and Courts, from the first of April, 1873, date of the surrender of the building to the Government, to the 1st April, 1877, at \$220 per annum | \$880 00   |
| (b) For all the buildings and the Courts, including new Court of Appeal, from 1st April, 1877, to 31st December, 1878, at \$250 per annum.....  | 437 50     |
|   | \$1,317 50 |

(This does not include water supply for the East Wing and the portions of the building under the control of the Law Society.)

II.

|   |            |
|---|------------|
| New buildings for the Court of Appeal and other offices. The annual allowance for this to be \$1,000 a year, in addition to the \$3,000 a year now paid under the contract. From 31st December, 1876, to the 31st December, 1878, two years.... | 2,000 00   |
| Total sum now to be paid by Government .....  | \$3,317 50 |

Mr. Tully will recommend that the Government hereafter will pay to the Law Society \$4,250 per annum from the 1st January, 1879, for the supply of gas, heat, and water to the buildings in the occupation of the Government and the Courts at Osgoode Hall.

(Signed) THOMAS HODGINS.

A letter from Mr. Justice Osler, dated the 8th March, resigning his seat as a Bencher, on his appointment as a Judge of the Court of Common Pleas, was read.

*Ordered*, That a meeting of the Bench be specially called for the last Friday of this Term for the election of a Bencher to fill the seat made vacant by the elevation of Mr. Osler to the Bench.

*Ordered*, That Mr. Cameron's notice as to writing up rolls and Mr. Crombie's notice as to consolidation of rules stand till to-morrow.

Mr. Hodgins gave notice, That at the next meeting of Convocation he would move the following additional rule in the order of proceedings for the first and other business days of Convocation :

“ Second reading of draft rules.”

Mr. Robertson gave notice that he would, at the next meeting, move that it be an order of Convocation that the members of the Bench in future appear in Convocation in their gowns.

Mr. Hodgins gave notice of the following motion for the 20th instant :

That the printing of the Journals of Convocation be referred to a Standing Committee, to be appointed during Easter Term each year at the same time as the appointment of the other Standing Committees of Convocation.

Mr. Bethune gave notice of a motion for the 20th inst. to confirm the appointment of Mr. Rolph as Chamber Reporter, notwithstanding that he was not called at the date of such appointment.

Convocation adjourned.

(Signed) EDWARD BLAKE.

---

TUESDAY, May 20th, 1879.

Convocation met.

*Present.*—The Treasurer, and Messrs. Hodgins, Crickmore, Leith, Cameron, Benson, Bethune, Miller, Britton, Lemon, MacLennan, Irving, Robertson, Becher, and McKelcan.

The minutes of the meeting of the 19th instant were read and approved.

The Report of the Special Committee on the case of Mr. Alphonse Basil Klein was received and read, and ordered for immediate consideration and adoption.

The Report of the Committee on Legal Education on the cases of Messrs. Walsh, Read, Claxton, G. E. Miller, Coatsworth, Ross, Jarvis, Cameron, and Robert Miller, was received and read.

Mr. Becher moved the adoption of the report, save as respects the case of Mr. Claxton, and so much of the case of Mr. Read as related to his Certificate of Fitness. *Carried.*

Mr. Read moved, that the report as to Mr. Claxton be amended by allowing his Second Intermediate Examination and his Certificate of Fitness. *Carried.*

Mr. Becher moved, that the report as to Mr. Read be amended by allowing his second Intermediate Examination and his Certificate of Fitness. *Carried.*

The Report of the Committee on Legal Education on the cases of Messrs. Ede, Carey, Reddick, Scott, Lawson, Butler, Wallace, McDougall, Grayson, Sayers, and Meyer, was received and read.

Mr. Hodgins moved that the Report be adopted save as to the case of Mr. Ede, and that as to his case, the Report be amended by allowing his First Intermediate Examination and his Certificate of Fitness. *Carried.*

*Ordered,* That Messrs. Scott, Lawson, Butler, Wallace, McDougall, Grayson, and Sayers, be allowed their examination as Articled Clerks on payment of the proper fee.

Messrs. Ross, Coatsworth, Jarvis, and Klein, were called to the Bar.

Mr. Stephen Richards, Q.C., was elected a Bencher to fill the vacancy in the Bench caused by his own absence.

Mr. Crombie moved, seconded by Mr. Bethune,

That the Hon. E. Blake, Æ. Irving, D. B. Read, Thomas Hodgins, John Crickmore, and the mover, be a Committee to examine and report on the Rules and Regulations of the Law Society of Upper Canada, and the reso-

lutions and standing orders of Convocation, and to draft consolidated rules, regulations, and orders to be submitted to Convocation next Term. *Carried.*

Mr. Cameron moved that a Committee of the Bench be appointed to superintend the writing up and completing of the Roll of the Society, and that Messrs. Read, Hodgins, Crickmore, and the mover, be such Committee, with authority to provide such clerical assistance to the Secretary as may be necessary for the purpose. *Carried.*

Mr. Hodgins moved that the following be inserted as an additional, and the last rule in the order of proceedings for the first and other business days of Convocation :

“Second reading of draft Rules.” *Carried.*

Mr. Robertson moved that it be an order of Convocation that the members of the Bench in future appear in Convocation on the first and second days of Convocation in their gowns. *Carried.*

Mr. Hodgins moved that the printing of the Journals of Convocation, be referred to a Standing Committee, to be appointed during Easter Term each year, at the same time as the appointment of the other Standing Committees of Convocation. *Carried.*

Mr. Hodgins, for Mr. Bethune, moved that the appointment of Mr. Rolph as Chamber Reporter, be confirmed, notwithstanding that he was not called to the Bar at the date of such appointment. *Carried.*

Mr. Irving gave notice that he would move at the next meeting of Convocation—

That whenever any County Council shall provide free of charge proper accommodation in the Court House of the said County or union of Counties for a local Law Library, and whenever the members of the Legal Profession resident in such County have become incorporated under the provisions of the General Act for the formation of Library Associations, and have subscribed a fund, or procured by municipal grant or by donation of books for the purpose of

such Library, any sum not less than \$750, the Law Society of Ontario shall grant to such local Library Association a sum equal to one-third of the amount subscribed, but not to exceed to any one association the sum of \$500; and to all such associations the Law Society shall furnish, by way of further grant, the Ontario Reports and the Supreme Court Reports as published.

Mr. Hodgins moved, That the Chairmen of the several Standing Committees and the Treasurer be appointed a Select Committee to strike the Standing Committees for the ensuing year; and that they do submit the names proposed for such Committees on Saturday next. *Carried.*

Mr. McKelcan gave notice that he would move on the last Friday of this term a resolution providing that steps should be taken to secure the establishment of some satisfactory system for the receiving at Osgoode Hall of orders for copies of short-hand writers' notes in Common Law cases, and for the delivery through some officer at the Hall of the copies required of such notes.

Mr. Hodgins moved, that the Secretary having stated to Convocation that there have been several thefts of books from the Library recently, it be ordered that the subject be referred to the Library Committee for investigation and report. *Carried.*

Adjourned.

(Signed) EDWARD BLAKE.

---

SATURDAY, 24th May, 1879.

Convocation met.

*Present.*—The Hon. Edward Blake, Treasurer, Messrs. Hodgins, Benson, Maclennan, and the Secretary.

This being the day for the election of Treasurer according to the provisions of the Statute, and no quorum being present, the Hon. Edward Blake continues Treasurer by

law for the ensuing year. There being no quorum at 11 o'clock, being thirty minuees after the hour of meeting, the Treasurer adjourned the meeting of Convocation to half-past ten o'clock in the forenoon of Tuesday morning, the 27th May.

(Signed) EDWARD BLAKE.

---

MONDAY, 27th May, 1879.

*Present.*—The Treasurer, and Messrs. Read, Crickmore, McCarthy, Hoskin, McKelcan, Robertson, McMichael, Leith, Irving, and Macleannan.

The minutes of the meeting of May 20th, were read and approved; the minute made on May 24th, was also read.

The Report of the Special Committee appointed to strike Standing Committees, was read as follows :

*To the Benchers of the Law Society in Convocation :*

The Select Committee appointed to strike Standing Committees for the ensuing year, beg leave to report the names of the following gentlemen for the undermentioned Committees :

*Committee on Finance.*—John Crickmore, Erastus Crombie, Edward Martin, Q.C., James A. Miller, David B. Read, Q.C., Stephen Richards, Q.C., Larratt W. Smith.

*Committee on Library.*—James Bethune, Q.C., Hector Cameron, Q.C., Thomas Hodgins, Q.C., Æmilius Irving, Q.C., Francis McKelcan, Q.C., Daniel McMichael, Q.C., Stephen Richards, Q.C.

*Committee on Reporting.*—James Bethune, Q.C., Byron M. Britton, Q.C., John Hoskin, Q.C., Francis McKelcan, Q.C., James Macleannan, Q.C., D'Alton McCarthy, Q.C., Edward Martin, Q.C.

*Committee on Legal Education.*—Thomas M. Benson, John Crickmore, Adam Crooks, Q.C., Thomas Hodgins, Q.C., Alexander Leith, Q.C., Thomas Robertson, Q.C., Larratt W. Smith.

*Committee on Discipline.*—Thomas M. Benson, Thomas Hodgins, Q.C., John Hoskin, Q.C., James Macleannan, Q.C., Daniel McMichael, Q.C., Stephen Richards, Q.C., Thomas Robertson, Q.C.

*Committee on the Journals of Convocation.*—Byron M. Britton, Q.C., Hector Cameron, Q.C., Ernestus Crombie, John Hoskin, Q.C., Æmilius Irving, Q.C., Alexander Leith, Q.C., James Macleannan, Q.C.

(Signed) THOMAS HODGINS,  
*Chairman.*

Osgoode Hall, 24th May, 1879.



The Report of the Finance Committee was received and read.

The Finance Committee beg leave to report as follows :—

(1) Pursuant to their Report of 14th February, approved by Convocation, they have caused the new Cash Book and Ledger to be opened, and the financial transactions of the Society, from the beginning of the current year, to be entered therein ; they have also directed that a book shall be prepared containing a list, alphabetically arranged, of all Attorneys and Solicitors who in each year take out their annual certificates and pay their fees, in order that the names of, and the amounts due by, those in default, may be readily ascertained ; and they have to report that such book has been opened, and will shortly be written up to date.

(2) They herewith submit the Quarterly Abstract of Receipts and Expenditure up to 31st March last.

(3) Pursuant to the 3rd clause of the above report, the Standing Committees on Reporting, Legal Education, and the Library, have prepared estimates of the probable Receipts and Expenditure for the year in respect of their branches of the business, and these estimates have been submitted to this Committee, which reports them to Convocation as an Appendix to this Report.

(4) The Committee recommends that for the future these reports be submitted to the Finance Committee on or before the first day of Hilary Term, so as to enable the Finance Committee to report the estimates during that term.

(5) Adopting mainly the views of the several Committees as to the probable Receipts and Expenditure, though they entertain some doubt whether the receipts from notice and admission fees will reach the estimate, and revising their estimate set forth in the above Report in these and some other particulars in which the results so far ascertained vary from the estimate, the Committee now beg to summarise the estimates for the current year, as follows :—

## RECEIPTS AND EXPENDITURES.

## RECEIPTS.

|   |           |                   |
|---|-----------|-------------------|
| Notice Fees (Net).....                                  | \$ 550 00 |                   |
| Students' Admission Fees (Net) .....                    | 6500 00   |                   |
| Attorneys' " " " " .....                                | 4500 00   |                   |
| Barristers' Call Fees " " .....                         | 6500 00   |                   |
| Certificate and Term Fees.....                          | 15000 00  |                   |
| Fines and Costs Collected... ..                         | 739 00    |                   |
| Sales of Ontario Reports .....                          | 800 00    |                   |
| Government payment for Heating, Lighting, and<br>Water. |           |                   |
| (a) For arrears of former years.....                    | 3317 50   |                   |
| (b) For this year.....                                  | 4250 00   |                   |
| Interest and Dividends.....                             | 3500 00   |                   |
|   |           | <u>\$45656 50</u> |

## EXPENDITURES.

|   |           |                   |
|---|-----------|-------------------|
| (a) <i>Legal Education.</i>                 |           |                   |
| Salaries :—Law Examiners .....              | \$1600 00 |                   |
| Examiners for Matriculation.....            | 400 00    |                   |
| Scholarships .....                          | 720 00    |                   |
| Advertisements, <i>Globe and Mail</i> ..... | 50 00     |                   |
| “ <i>Law Journal</i> .....                  | 100 00    |                   |
| Printing Examination Papers .....           | 180 00    |                   |
| Stationery.....                             | 40 00     |                   |
| Miscellaneous and unprovided.....           | 50 00     |                   |
|   |           | <u>\$3140 00</u>  |
| (b) <i>Reports.</i>                         |           |                   |
| Salary of Editor.....                       | 2000 00   |                   |
| Reporter Queen's Bench .....                | 1200 00   |                   |
| “ Common Pleas.....                         | 1000 00   |                   |
| “ Chancery .....                            | 1200 00   |                   |
| “ Court of Appeal .....                     | 850 00    |                   |
| “ Chambers, Common Law .....                | 250 00    |                   |
| “ Chambers, Chancery .....                  | 250 00    |                   |
| Notes of Cases, <i>Law Journal</i> .....    | 175 00    |                   |
| Printing 5½ vols. at \$1585.....            | 8715 50   |                   |
| Supreme Court Reports.....                  | 2000 00   |                   |
| Postages.....                               | 419 00    |                   |
| Insurance on Books at Rowsell's.....        | 90 00     |                   |
|   |           | <u>\$18149 50</u> |
| (c) <i>Library.</i>                         |           |                   |
| Binding and Repairs .....                   | 278 00    |                   |
| American Reports and Text Books.....        | 675 00    |                   |
| English Publications .....                  | 920 00    |                   |
| Law Reports .....                           | 84 00     |                   |
| Irish Reports .....                         | 21 00     |                   |
| Dominion and Ontario <i>Gazettes</i> .....  | 8 00      |                   |
|   |           | <u>\$1986 00</u>  |

## EXPENDITURES—(Continued.)

(d) *General Expenses.*(1) *Salaries.*

|   |         |           |
|---|---------|-----------|
| Secretary, Sub-Treasurer, and Librarian ..... | 2000 00 |           |
| Housekeeper .....                             | 216 00  |           |
| Assistants .....                              | 384 00  |           |
|   | <hr/>   | \$2600 00 |

(d<sup>2</sup>) *Heating, Lighting, Water, and Insurance.*

|   |         |           |
|---|---------|-----------|
| Yorke, as Engineer .....                        | 300 00  |           |
| Sendell, as Stoker .....                        | 180 00  |           |
| Carting Coal from Shed to Vaults .....          | 50 00   |           |
| Gas rate .....                                  | 380 00  |           |
| Water rate .....                                | 358 00  |           |
| Repairs to Heating and Lighting Apparatus ..... | 350 00  |           |
| Fuel .....                                      | 2000 00 |           |
| Weighing Coal .....                             | 10 00   |           |
| Building in Boilers .....                       | 93 00   |           |
| Boiler Compound .....                           | 20 00   |           |
| Tinsmith .....                                  | 8 00    |           |
| Insurance for three years in Phoenix .....      | 395 00  |           |
| Premiums from 21st March to 1st April .....     | 4 50    |           |
|   | <hr/>   | \$4148 50 |

(d<sup>3</sup>) *Grounds and Repairs.*

|   |        |           |
|---|--------|-----------|
| Yorke, as Gardener .....                          | 300 00 |           |
| Sendell, as Assistant .....                       | 180 00 |           |
| Extra labour in Grounds .....                     | 280 00 |           |
| Repairs to Buildings, Drains, and Furniture ..... | 350 00 |           |
| Repairs to Matting in Library .....               | 20 00  |           |
|   | <hr/>  | \$1130 00 |

(d<sup>4</sup>) *Sundries.*

|   |        |                    |
|---|--------|--------------------|
| Auditor .....                             | 50 00  |                    |
| Ice .....                                 | 12 00  |                    |
| Term Lunches .....                        | 420 00 |                    |
| Half Premium Guarantee Policy .....       | 25 00  |                    |
| Portrait of C. J. Wilson .....            | 400 00 |                    |
| Frame .....                               | 115 00 |                    |
| Rowell & Hutchison, General Account ..... | 146 00 |                    |
| Engrossing Certificates .....             | 15 00  |                    |
| Solicitor's Costs .....                   | 700 00 |                    |
| Law Journal resume .....                  | 40 00  |                    |
| Petty Contingencies .....                 | 120 00 |                    |
| Unforeseen and Unprovided for .....       | 200 00 |                    |
|   | <hr/>  | 2243 00            |
|   | <hr/>  | <u>\$33,397 00</u> |

(6.) The Committee have insured the east wing for \$15,000, the outbuildings for \$1,500, the books in the library for \$20,000, the pictures for \$3,000, making a total of \$39,500, at the rate of one per cent. for three years, thus effecting a saving of \$283.75 over the rates previously paid. The charge during the current year is thus somewhat heavier than formerly, but the item will not re-appear for three years.

(7.) The Committee have determined to substitute, as far as possible, coal for wood in those parts of the building in which wood was formerly used; they estimate that this will effect a considerable saving in the cost of fuel.

(8.) The Committee have also arranged that Yorke, who, although he has done some part of the work on the grounds, has hitherto considered himself as bound only to supervise that work, shall for the future take, as part of his duty, his share of the work as well as the task of supervision.

(9.) It will be observed that the estimated surplus of revenue over expenditure is \$12,259.50, of which however \$3,317.50, being the amount of Government payment for arrears of heating, lighting, and water, is abnormal. The surplus, therefore, of ordinary revenue over expenditure is \$8,942. Of this surplus \$3,000 is derived from the dividend on the Dominion Stock, \$60,000, representing the accumulated permanent reserve of the Society: and the Committee are of opinion that it would be well for some years to accumulate this dividend, so as to provide a contingent fund on which to draw in case of a large deficiency in any year in the revenue from other sources. If this policy be adopted, there will still be, if the estimates of the Committee are realized, a surplus of revenue over expenditure of \$5,942.

(10.) It will be further observed that the expenditure in Reports, which is estimated at \$18,149.50, now exceeds the revenue derived therefrom \$800, and the total amount of certificates and term fees, \$15,000, by \$2,349.50, so that those who have entered the Profession receive yearly more than they contribute yearly towards the funds of the Society \$2,349.50. It is believed that there exists some misapprehension on this subject, which it is hoped this statement will remove. The very large expenditure on the Reports points to the absolute necessity of managing this branch of the Society's operations with all possible economy consistent with efficiency.

(11.) It will be further observed, that the expenditure in connection with Examinations amounts to the sum of \$3,140. Deducting this sum from the gross amount received for Notice, Admission, and Call Fees—\$18,050, we find a surplus of \$14,910, out of which is to be met—(1) the deficiency in the reports; (2) the proportion of general expenses attributable to the management of these branches of the Society's operations; and lastly, the other parts of the general expenses.

D. B. READ,  
*Chairman.*

May 26, 1879.

*Ordered,* That the edition of this report be 1000, and that it be distributed to all members of the profession.

The Report of the Committee on Reports, dated May 27th 1879, was received and read as follows :

The Committee on Reporting beg leave to Report as follows :

1. The return of the Reporter of the Court of Queen's Bench shews that all the judgments of that Court but two, were published before the commencement of this term, and very nearly within two months from date of delivery.

2. The Reporter of the Court of Common Pleas had issued *all* his cases before the commencement of the term, and the interval between judgments and publication in his case has been nine weeks.

3. Notes of the judgments in the Courts of Queen's Bench and Common Pleas have also been published in the *Law Journal* with due promptitude.

4. Your Committee have satisfaction in stating that the work in the two Common Law Courts has never been so effectually done before.

5. Since last Term Mr. Tupper has issued two numbers of Chamber Reports, but he has made no return of arrears, and your Committee are unable to state the number of such cases still unpublished.

6. The recently appointed Reporters in Chambers have so far done their work to the satisfaction of the Committee.

7. The Reporter in the Court of Chancery has not made a return in the regular form required by Convocation, but has furnished a list of twenty-eight cases unreported. He excuses the delay by his recent illness, and promises to have arrears brought up by the end of Vacation.

8. Your Committee regret that the Appeal cases are very far behind, twenty-six cases have appeared since the last return, thirteen on the 15th of February ; four on the 20th of March, and nine on the 17th of May, and four others are expected to issue daily, of those which have appeared, one case was fourteen months, three cases eleven months, five cases nine months, one case eight months, and nearly all the others were seven and a half months, old before publication. Only three of the judgments given on the 6th December have yet appeared. There are still thirty-four cases unpublished. Of these, six are five and a half months, six five months, seven four months, five two and a half months, and five two months, old.

The Digest of volume two is in the press, and will shortly be published.

9. Your Committee trust that before next Term the greatest part if not the whole of these arrears will be worked off, and they state with satisfaction that notes of his cases have always been promptly furnished to the *Law Journal* by the Reporter of the Court of Appeal.

10. The Reporters of the Courts of Queen's Bench and Common Pleas, have represented to your Committee that their duties are now more onerous than formerly, and occupy a larger portion of their time, and they have requested your Committee to recommend an increase of their salaries to \$1,600 per annum, but your Committee does not recommend the proposed increase.

11. Your Committee consider that the occasion for the inequality in the salaries of the Reporters of the Courts of Queen's Bench and Common Pleas no longer exists, and they recommend that Mr. Harman's salary be raised to \$1,200 per annum as from the first day of January last.

12. Your Committee report having effected an insurance on the Society's Stock of Law Books in the possession of Messrs. Rowsell & Hutchison to the amount of ten thousand dollars.

13. Complaints have been made to your Committee by Attorneys, lately admitted, of the existing regulations for the supply of the Reports under which a long time sometimes elapses after admission before they become entitled to receive them.

14. Your Committee recommend that every Attorney on admission be entitled to receive, free of charge, all the parts of the then current volumes which may issue after his admission upon his paying for the rest of the volume.

All which is respectfully submitted.

(Signed) JAMES MACLENNAN,

May 27th, 1879.

*Chairman.*

The Report was adopted.

Mr. Ponton was called to the Bar.

Mr. Irving moved that his notice on the subject of County Libraries be referred to the Select Committee already appointed on that subject, and that the Treasurer be convener of that Committee. *Carried.*

Adjourned.

FRIDAY, June 6th, 1879.

*Present.*—The Treasurer and Messrs. Crickmore, Leith, Mackelcan, Cameron, Benson, Bethune, Crombie, Smith, Hoskin, MacleNNan, McCarthy, Becher, Irving, Hodgins, and Read.

The minutes of the last meeting were read and approved.

The Report of the Legal Education Committee of the 31st May, on the cases of G. H. Smith, G. Wornall Wilson, Lendrum McMeans, T. W. Garvin, and others; R. Miller and E. N. Lewis, was received and read.

The first, second, third, fourth and fifth clauses were adopted.

To the seventh clause, Mr. Cameron moved in amendment, seconded by Mr. Mackelcan, that the allowance of the Second Intermediate of E. N. Lewis be suspended; and that the case be referred back to the Committee on Legal Education, with a view to their giving Mr. Lewis an opportunity of making a statement of the facts before they report a final decision. *Carried.*

*To the Benchers of the Law Society in Convocation :*

The Committee on Legal Education beg leave to report, that the following petitions were considered :

1. George Henri Smith, a Student of Laws, praying that his articles may be filed *nunc pro tunc*. The articles of Clerkship bear date 24th of September, 1877, to William Mortimer Clark of Toronto, but have not been filed.

The Commtee think and advise that the prayer of the petition be granted, so far as the filing of the articles are concerned, *nunc pro tunc*.

2. Richard Wornall Wilson, Student of the Laws, was admitted on the 15th of August, 1877 ; that on the 21st or 22nd of November, 1877, he, being a graduate, passed his First Intermediate Examination : that on the 21st of August, 1878, he passed his Second Intermediate Examination : Prayer that he may be allowed his Second Intermediate Examination.

The Committee cannot recommend that the prayer of the petition be allowed.

3. Lendrum McMeans, Student of the Laws, petition not signed— not considered.

4. The petition of T. W. Garvin and twenty-six others : Prayer that the ordinary Examination be held in Trinity Term next, whether the Courts sit in that Term or not.

The Committee consider that they cannot deal with this petition, in so much as the rule is, that an Examination will be held in Trinity Term.

5. The petition of Robert Miller, Student of the Laws ; articles dated 29th of January, 1875, filed 27th of March, 1875, passed his Primary Examination in November, 1876, his First Intermediate Examination in May, 1878, and Second Intermediate in May, 1879 : Prayer that service be allowed from date of articles ; that two years may be allowed off his period of service ; that First and Second Intermediate Examinations be allowed, and that he allowed to go up for Final Examination in Easter Term, 1880.

The Committee cannot advise the granting of the prayer of this petition, but recommend that the petitioner's Second Intermediate Examination be allowed as his First Intermediate.

6. The Secretary reports to this Committee that a student named E. N. Lewis, of Goderich, passed his Second Intermediate Examination during the present Term without paying the fee and filing his certificate, and that this irregularity escaped his notice at the time of the report of the Examiners, and was brought to his notice by a letter from another student W. C. Hamilton, since the report was adopted by Convocation, also that the said Lewis presented himself for Second Examination before the time had elapsed to entitle him to do so.

The Committee recommend that the allowance of the Second Intermediate Examination of Mr. Lewis be reconsidered by Convocation, the same having already been allowed by Convocation in ignorance of the above facts.

On motion of Dr. Smith, seconded by Mr. Leith, Mr. Hodgins was elected Chairman of this Committee.

(Signed) THOMAS ROBERTSON,

May 31st, 1879.

*Chairman pro tem.*

The Report, as amended, was adopted.

Mr. Hoskin, Chairman of the Discipline Committee, presented the Report of that Committee on the reference of the Petition of Mrs. Barker.

The Report was received, read, and considered forthwith, and adopted.

Mr. Irving, Chairman of the Library Committee, presented the Report of that Committee, dated 6th of June, which was received and read.

*To the Benchers of the Law Society in Convocation :*

The Library Committee beg to report :

1. The Committee beg leave to bring under the consideration of Convocation that additional space is required to arrange properly the books now in the Library, and make provision for the ordinary gradual increase ; and to meet this want that an additional apartment should be placed under their control as an *anneze* to the Library.

2. The Committee propose that certain classes of books now in the Library and not very frequently examined, but of themselves indispensable, should be moved to some other apartment, and the shelves on which these books now rest should be filled with books more generally required in practice.

3. The Committee are of opinion that the room now occupied by the telegraph operator, is available and the most suitable for this purpose, and therefore recommend that an application should be made to the Government to appropriate some room in the main building for telegraph purposes.

4. In the event of this report being approved by Convocation, that the Library Committee be authorized to fit up suitably the above-described room.

Signed on behalf of the Committee.

ÆMILIUS IRVING,

June 6th, 1879.

*Chairman.*

The Report was ordered to be considered forthwith, and was adopted.

*Ordered,* That the Finance Committee apply to the Government for the accommodation for telegraph purposes suggested in the Report.

Letters from Mr. VanKoughnet and Mr. Harman, (Reporters) of the 5th of June, with their communication to the Chairman of the Reporting Committee, dated May 26th, on the subject of an increase to their salaries, were received and read.

Convocation having already dealt with the matter this Term, the subject of these letters could not be considered during Easter Term.

Mr. J. K. Kerr, Q. C., was elected a Bencher to fill the vacancy in the Bench caused by the appointment of Mr. Justice Osler.

Mr. Mackelcan moved on notice, the following motion :

That in order to enable Practitioners to obtain without unreasonable delay and inconvenience, copies of the short-hand writers' notes of trials in Common Law Cases, some Officer of the Courts or Member of the staff of short-hand Reporters should be required to have an office in Osgoode Hall, and to keep there a record of the names and addresses of all short-hand writers employed as reporters, and of the times when, and places where they are so employed ; and such Officer or Reporter should be required to attend at his office in Osgoode Hall every day during each Term, and during the week before the commencement of each Term, to receive orders for and deliver copies of short-hand Reporters' notes ; and should also arrange for the receiving and forwarding at all other times of letters addressed to him at Osgoode Hall, respecting such notes, and should attend to and answer all such communications, and do all that might be required for the obtaining and delivering or transmitting of copies of such notes.

That a copy of this resolution be transmitted to the Attorney General, who is respectfully requested to take the matter into his consideration at his earliest convenience.

Mr. Hodgins moved in amendment, That Mr. Mackelcan be appointed a Committee to represent to the Attorney-General the difficulties at present existing with reference to procuring notes from the short-hand reporters, with a view to the adoption of some scheme for removing these difficulties.

Mr. Maclennan gave notice that he would move, at the next meeting of Convocation, That the Salaries of the Reporters be henceforth payable and paid monthly, instead of quarterly.

Dated June 9th, 1879.

Convocation adjourned.

---

JUNE, 24, 1879.

*Present.*—The Treasurer, and Messrs. Hodgins, Crickmore, Crombie, A. Crooks, Bethune, Kerr, Benson, J. A. Miller, McMichael, Smith, Robertson, Maclennan, Irving, Hoskin, Cameron.

The minutes of last meeting were read and approved.

The Report of the Committee on Legal Education, dated June 17th, on the cases of E. N. Lewis, S. B. Hall, R. W. Shannon, John Maxwell, Lendrum McMeans, J. H. Scott, C. W. Mortimer was received, read, and adopted.

The Report of the same Committee as to fees on presentation of Petitions for special relief, was received and read. It is as follows :

*To the Benchers of the Law Society in Convocation :*

The Committee on Legal Education beg to report :

That considering the very insufficient grounds upon which petitions have been presented to Convocation, the Committee recommend that hereafter Convocation require a fee of two dollars to be paid to the Sub-Treasurer with each petition praying for special relief in respect of substantial defects in Articles, or in Service, or in respect of Examinations, such fee to be for the general uses of this Society.

(Signed) THOMAS HODGINS,  
*Chairman.*

The Report was adopted.

The report of the Discipline Committee on the case of a Member of the Society against whom a charge had been made of removing improperly a book from the Library,

was received and read, and ordered to be considered forthwith, and was adopted.

The Report of the Library Committee, dated 24th June, as to the abstraction of Books from the Library was received and read as follows :

The Library Committee beg leave to refer to the desire expressed by Convocation that some means should be devised by the Committee, to stop the continued abstraction of Books from the Library.

The adoption of Rules more stringent than those which now govern the use of the Library have been discussed, but none have been suggested which would not, in the opinion of the Committee, be found to be inconvenient to the profession, if adopted.

The Committee believe that in the majority of cases the missing Books, although taken in disregard of the Rules of the Society, have not been feloniously taken, and think that a handsome reward will bring about their restoration, to be paid upon a statement of the circumstances under which such returned Books were discovered being lodged with the Librarian. Upon the circumstances reported to the Librarian Convocation may be called upon to deal, either as a breach of the standing orders for the regulation of the Library, or as disclosing matters upon which criminal proceedings should be instituted.

The Committee recommend that they be authorized to offer such reward, and also an additional reward which in the case of a felonious taking shall be paid to any person who shall furnish such evidence as will secure the conviction of the thief.

The Committee beg leave to accompany this report with a list of Books missing, as reported by the Librarian, up to the 1st June, 1879 :

Chitty on Bills, Ed. of 1878, 1 copy.  
 Byles on Bills " 1876.  
 Roscoe's Criminal Evidence, Ed. of 1878.  
 Lewin on Trusts, " 1875.  
 Benjamin on Sales " 1868.  
 Mayne on Damages " 1872.  
 Leggo's Forms, last Edition, (1 vol.), 2 copies.  
 Lewis's Equity Draftsman, (1 vol.), 3 copies.  
 Daniell's Chancery Forms, last Ed., 1 copy.  
 Walkem on Wills, 1 copy.  
 Walkem on Married Woman's Act, 2 copies.  
 Clarke on Insolvency, 2 copies.  
 Taylor's Consolidated Chancery Orders, 3 copies.  
 Leith's Blackstone, 5 copies.  
 Caspar's Forensic Medicine, vol. iii.  
 Law Times Reports, vol. x. N. S.  
 Dart on Vendors, 2 vols.  
 Sugden on Vendors, 1 vol.  
 Starkie's Criminal Pleading, (Ed. of 1853), 2 vols.  
 Archbold's Practice, 2 vols.  
 Chitty's Forms, 1 vol.  
 Bullen & Leake's Precedents, 1 vol.  
 Davidson's Concise Precedents, 1 vol.  
 Three sets of Revised Statutes of Ontario, 6 vols.

On behalf of the Committee.

(Signed) ÆMILIUS IRVING.

24th June, 1879.

The Report was adopted.

Report of Select Committee on Aid to County Libraries, was received, read, and ordered for consideration forthwith.

The Report was read clause by clause, amended as below :  
And adopted as amended.

*To the Benchers of the Law Society, in Convocation :—*

The Select Committee appointed "to enquire as to the practicability and expediency, and, if found practicable and expedient, to report a scheme for aiding in the establishment and maintenance of branch libraries in the county towns, for the use of the courts and profession," to which committee was referred the proposed motion of Mr. Irving on the same subject, beg leave to report as follows :—

1. The committee met on eleventh June, A. D. 1879. Present—The Treasurer, Mr. Irving, and Mr. Hodgins, and came to the following conclusions :

2. The establishment and maintenance of County Libraries is a subject of very great importance to the profession, the Courts, and the public. From the necessity of the case, the country practitioners do not derive the same measure of advantage from Osgoode Hall library which is obtained by the Toronto bar ; and although the annual fees paid by the profession are now more than compensated by the reports provided for them, yet the profession generally has a just claim to consideration in the appropriation of the surplus revenues derived from other sources.

It is on these grounds expedient to aid in the proposed object.

3. The report of the Finance Committee, of twenty-sixth May, last, shewing a considerable estimated surplus of revenue over expenditure, there is no difficulty, on financial grounds, in carrying out a plan for moderate aid to county libraries ; but it would be prudent, in view of the large fixed charges, the fluctuating character of the income, and the possibility of other demands, to limit the guaranteed yearly expenditure by the society to a sum well within the estimated available surplus.

4. There is no impracticability on other grounds in aiding in the object referred to.

5. Any scheme for the purpose should promote, as far as possible, a just distribution of the aid in proportion to the local contributions to the same object ; and should involve a limitation of the maximum of aid, which would at once ensure its fair share to each county desirous of establishing a library, and prevent too great a drain on the resources of the society.

6. The Committee find that, according to the last law list, the practitioners in each county or united counties number as follows :—

|                        |    |
|------------------------|----|
| Algoma and Thunder Bay | 4  |
| Brant                  | 17 |
| Bruce                  | 22 |
| Carleton               | 46 |
| Essex                  | 16 |
| Elgin                  | 15 |
| Frontenac              | 21 |
| Grey                   | 24 |
| Halton                 | 13 |
| Hastings               | 43 |
| Huron                  | 32 |
| Haldimand              | 10 |
| Kent                   | 20 |
| Lennox and Addington   | 9  |
| Lambton                | 14 |
| Lanark                 | 13 |
| Lincoln                | 24 |

|                                |     |
|--------------------------------|-----|
| Leeds and Grenville            | 15  |
| Middlesex                      | 59  |
| Northumberland and Durham      | 34  |
| Norfolk                        | 18  |
| Oxford                         | 28  |
| Ontario                        | 27  |
| Peel                           | 10  |
| Peterborough                   | 20  |
| Prince Edward                  | 6   |
| Prescott and Russell           | 4   |
| Perth                          | 31  |
| Renfrew                        | 14  |
| Simcoe                         | 37  |
| Stormont, Dundas, and Glengary | 18  |
| Toronto                        | 260 |
| Victoria                       | 21  |
| Wentworth                      | 75  |
| Wellington                     | 45  |
| Welland                        | 14  |
| Waterloo                       | 18  |
| York                           | 7   |

making a total of 1104. Of these, so far as the Committee can estimate, about 1020 are actually engaged in practice. To ascertain the estimated number it would therefore be necessary to reduce the number above given by an average of about eight per cent. Toronto and York (numbering 267) as having full use of the Osgoode Hall library, and Carleton (numbering 46) as being allowed access to the Parliamentary library, may be excluded from the calculation. This would reduce the number to 791; deducting 8 per cent., there remain 723 practitioners more or less likely to avail themselves of a proper scheme.

7. The Committee propose the following scheme:—

(1.) That a Standing Committee be formed to be called The County Libraries Aid Committee, to which shall stand referred all correspondence on the subject, and which shall have power, subject to the directions of Convocation, to work the scheme so far as the Society is concerned; the finance committee retaining its control over expenditure.

(2.) That the practitioners in any County or union of Counties may form a library association under chapter 168 of the Revised Statutes of Ontario, by the name of "the (name of County town or the County, or union of Counties), Law (or Law Library) Association."

(3.) That it shall be provided by the Constitution of the Association, that

(a) The trustees thereof shall hold all the books thereof on trust, in case of the dissolution or winding up of the Association, or the disposal of its property, to satisfy and repay to the Law Society all sums advanced by the Society to the Association.

(b) That a room for the custody and use of the books, and proper arrangements for their custody, shall be provided if possible in the Court House.

(c) That the books shall be for the use of the Judges of the County and of those practitioners who become members of the Association and pay the prescribed annual and other fees, and also for the use, during Courts and hearings before the Master in Chancery, of the Judges and of all members of the profession residing out of the County.

(d) That the prescribed annual and other fees shall not exceed for those practitioners who do not keep offices in the County town one-half of the amount fixed for those who do keep offices in the County town.

(e) That at least one half of the said fees and the whole of the aid at any time granted by the Law Society shall be applied in the purchase, binding, and repairing of books for the library.

(f) That the Association shall make an annual report to the Law Society, shewing the state of its finances, and of its library, with such other particulars as may be required by the Standing Committee.

(4.) That the Association shall transmit to the Law Society proof of its incorporation and a copy of its declaration and by-laws, containing the above provisions, and proof of the condition of its funds and library; and proof that it has acquired a suitable room therefor, with such other particulars as may be required by the Standing Committee.

(5.) That the Standing Committee being satisfied that the conditions above named have been complied with may report thereon to the Finance Committee; stating the amount to which on the principle hereinafter stated the Association is entitled, and thereupon the Finance Committee may authorize payment thereof.

(6.) That, it being expedient (with the view of encouraging the formation of the libraries), to grant more liberal aid during the early years after their institution, the grant in aid from the Society shall be for the initiatory or first grant, an amount double the amount of the contributions in money actually paid, or of the value of books actually given, from all local sources, such grant, however, not exceeding a maximum sum of six dollars for each practitioner in the County or union of Counties; and for each of the first, second, and third years an amount double the amount of the fees actually paid by such practitioners to the Association, such grant, however, not exceeding a maximum sum of \$4 for each such practitioner; and for each of the fourth and fifth years an amount equal to the amount of the fees so actually paid; such grant, however, not exceeding \$4 for each practitioner, and that after the end of five years, by which time the working of the scheme will have been tested by practical experience, the whole question be open for reconsideration.

(7.) That such annual grant be payable on the 31st day of December in each year next after the termination of the fiscal year of the Association, provided the required reports and information have been supplied on or before the 1st day of the said month of December; and that in case of default the grant be not payable for three months after such reports or information have been supplied.

(8.) That the Standing Committee shall report to Convocation on the first day of Hilary term in each year on their operations for the previous year.

The Committee, in conclusion, desire to point out that the maximum charge on the funds of the Society under the proposed plan, even on the improbable supposition that libraries will be formed in all the Counties named would be for the initiatory grant \$4368, and for the subsequent yearly grants \$2912, irrespective of the slight yearly increase in the number of practitioners. This would be considerably in excess of the annual expenditure on the library at Osgoode Hall.

EDWARD BLAKE,  
*Chairman.*

June 17th, 1879.

Mr. Hodgins moved the suspension of rule 8.

Mr. Hodgins moved that the following rule be adopted:

RULE ADOPTED JUNE 24TH, 1879, IN PURSUANCE OF THE REPORT DATED  
JUNE 17TH, 1879.

“That Branch Law Libraries for the use of the Courts and the Profession be established in each County Town, on the following conditions:”—

(1.) That a Standing Committee be formed, to be called “The County Libraries Aid Committee,” to which shall stand referred all correspondence on the subject, and which shall have power, subject to the directions of Convocation, to work the scheme so far as the Society is concerned; the Finance Committee retaining its control over expenditure.

(2.) That the Practitioners in any County or union of Counties may form a Library Association, under chapter 168 of the Revised Statutes of Ontario, by the name of “The (name of county town or the county, or union of counties), Law (or Law Library) Association.”

(3.) That it shall be provided by the Constitution of the Association, that—

(a) The Trustees thereof shall hold all the books thereof on trust, in case of the dissolution or winding-up of the Association, or the disposal of its property, to satisfy and repay to the Law Society all sums advanced by the Society to the Association.

(b) That a room for the custody and use of the books, and proper arrangements for their custody, shall be provided if possible in the Court House.

(c) That the books shall be for the use of the Judges of the County and of those Practitioners who become members of the Association and pay the prescribed annual and other fees, and also for the use, during Courts and hearings before the Master in Chancery, of the Judges, and of all members of the Profession residing out of the county.

(d) That the prescribed annual and other Fees shall not exceed for those Practitioners who do not keep offices in the county town one-half of the amount fixed for those who do keep offices in the county town.

(e) That at least one-half of the said fees and the whole of the aid at any time granted by the Law Society shall be applied in the purchase, binding, and repairing of books for the Library.

(f) That the Association shall make an Annual Report to the Law Society, shewing the state of its finances, and of its library, with such other particulars as may be required by the Standing Committee.

(4.) That the Association shall transmit to the Law Society proof of its Incorporation, and a copy of its declaration and By-laws containing the above provisions, and proof of the condition of its funds and library; and proof that it has acquired a suitable room therefor, with such other particulars as may be required by the Standing Committee.

(5.) That the Standing Committee being satisfied that the conditions above named have been complied with, may report thereon to the Finance Committee; stating the amount to which, on the principle hereinafter stated, the Association is entitled, and thereupon the Finance Committee may authorize payment thereof

(6.) That, it being expedient (with a view of encouraging the formation of the Libraries), to grant more liberal aid during the early years after their institution, the grant in aid from the Society shall be for the initiatory or first grant an amount double the amount of the contributions in money actually paid, or of the value of books actually given, from all local sources, such grant, however, not exceeding a maximum sum of six dollars for each practitioner in the county or union of counties; and for each of the first, second, and third years an amount double the amount of the fees actually paid by such practitioners to the Association, such grant, however, not exceeding a maximum sum of \$4 for each such practitioner; and for each of the fourth and fifth years an amount equal to the amount of the fees so actually paid; such grant, however, not exceeding \$4 for each practitioner, and that after the end of five years, by which time the working of the scheme will have been tested by practical experience, the whole question be open for reconsideration.

(7.) That such annual grant be payable on the 31st day of December in each year next after the termination of the fiscal year of the Association, provided the required reports and information have been supplied on or before the 1st day of the said month of December; and that in case of default the grant be not payable for three months after such reports or information have been supplied.

(8.) That the Standing Committee shall report to Convocation on the first day of Hilary Term in each year on their operations for the previous year.

The rule was read a first time.

Mr. Hodgins moved that the said rule be read a second time. *Carried.*

Mr. Irving moved that the following gentlemen be appointed the County Libraries Aid Committee :—

Messrs. Hoskin, Kerr, Miller, Robertson, Meredith, Hector Cameron, and Benson.

Mr. Robertson moved that 1000 copies of the Report and Rule as to County Libraries, be printed and distributed to the members of the profession. *Carried.*

A letter from Miss Cameron, the Telegraph Operator, to the Treasurer, asking for leave of absence, was read and referred to the Finance Committee.

A letter from the assistant in the Library, asking for leave of absence, was referred to the Library Committee.

The Secretary laid before Convocation the bill of costs of Mr. John B. Read, Solicitor of the Society, which was referred to the Finance Committee with power to act.

Mr. Maclennan moved that the salaries of the Reporters be after the 1st of October next payable monthly, instead of quarterly, subject to the production of the usual certificate of the Editor. *Carried.*

Mr. Hodgins moved that Mr. J. K. Kerr's name be substituted for that of Mr. Leith as a member of the Committee on the Journals of Convocation. *Carried.*

The Library Committee's report of 14th June as to the tenders for the new Catalogue was received and read, and ordered to be considered forthwith.

The Library Committee report as follows :

The Library Committee beg leave to be authorized to employ Mr. G. Mercer Adam, the lowest tenderer, to compile a Descriptive Catalogue of the Library, in accordance with the specification which the Committee drew up (and placed in the Library) at the sum of \$150, to be paid upon

the completion of the work upon the certificate of the Chairman of the Library Committee.

The Committee further beg that leave be given to Mr. Adam to have access to the Library under such regulations as the Librarian may find convenient.

On behalf of the Committee.

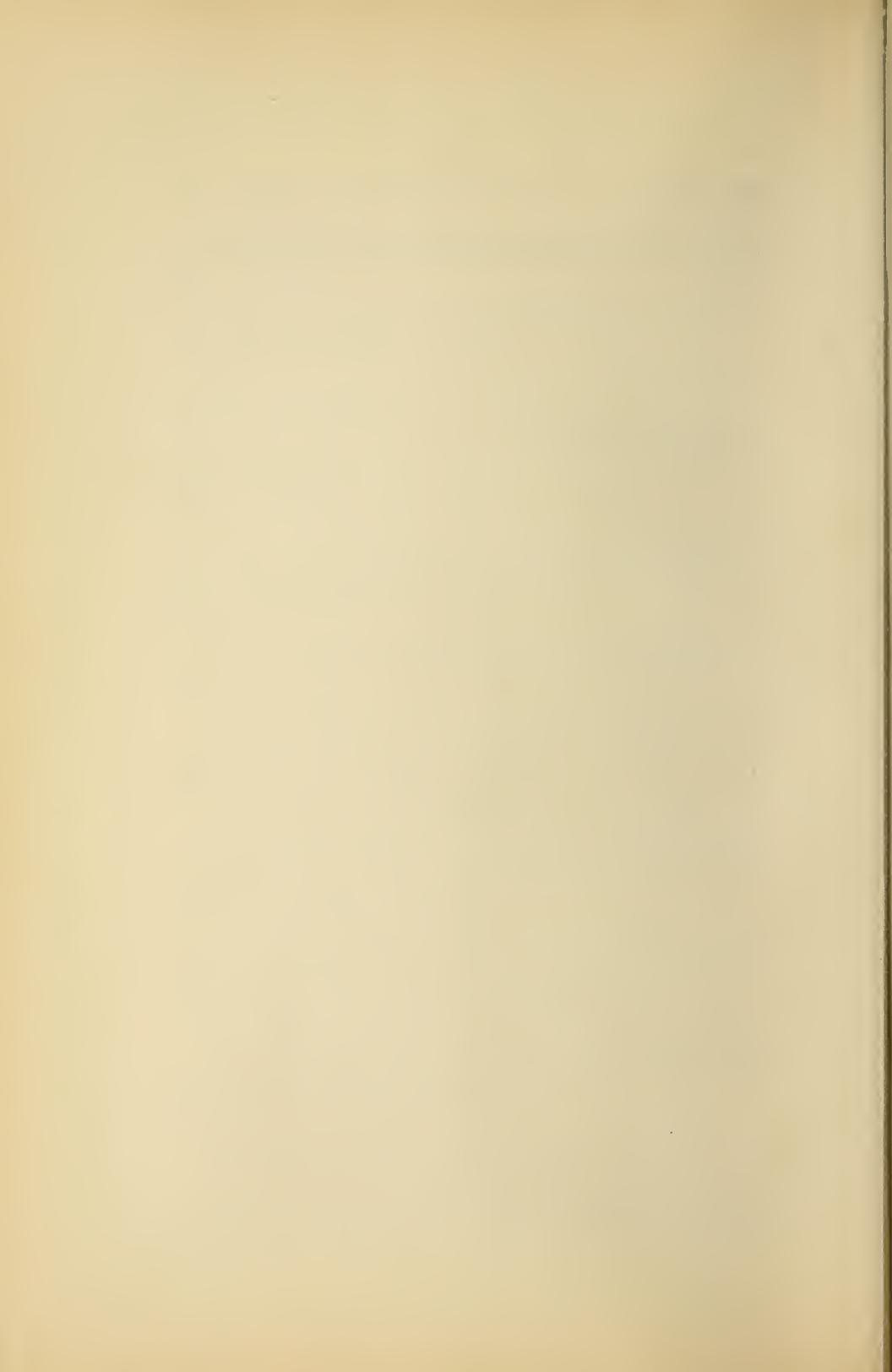
(Signed) ÆMILIUS IRVING.

24th June, 1879.

The Report was adopted.

Convocation adjourned.

---



JOURNAL OF PROCEEDINGS  
OF  
THE CONVOCATION OF BENCHERS  
OF THE  
**Law Society of Upper Canada.**

TRINITY TERM, 43rd VICTORIA.

---

SPECIAL MEETING.

August 19th, 1879.

Special meeting, called on requisition, to consider the reception of the Governor-General and Her Royal Highness the Princess Louise.

*Present*:—The Treasurer, and Messrs. Irving, McMichael, Crombie, Hoskin, Smith, Kerr, Crickmore, Read, Hodgins.

The minutes of last meeting were read and approved.

Mr. Hodgins moved the following, seconded by Mr Miller:—That on the occasion of the visit to Toronto of His Excellency the Governor-General and Her Royal Highness the Princess Louise, Osgoode Hall be illuminated, and that the Government of Ontario, as part proprietors of the building, be requested to join in the arrangement. The expenditure on the part of the Law Society not to exceed the sum of \$500, exclusive of gas, and that the matter be entrusted, on the part of the Society, to the Finance Committee. *Carried.*

Moved by Mr. Crickmore, seconded by Mr. Read, and

*Resolved*, That it be ascertained on what day it will be convenient for the Governor-General and Her Royal

Highness to view Osgoode Hall, and that the Benchers do attend at the time to be appointed to receive them, and that notice to the Bar be given through the papers; and that the Finance Committee do carry out this resolution.

Meeting adjourned.

---

August 25th, 1879.

*Present*:—The Treasurer, and Messrs. Irving, McKelcan, Crombie, Kerr, Smith, Hodgins, Read, Crickmore.

The minutes of last meeting were read and approved.

Report of Legal Education Committee on the cases of G. W. Meyer, C. W. Mortimer, J. Maxwell, and J. Folinsbee, was received and read.

Mr. Hodgins moved that the Report be adopted, with the following amendment, That Mr. Folinsbee's service be allowed, on his producing a certificate from Mr. Upper corroborative of Mr. Folinsbee's declaration of 23rd of August. *Carried*.

The Report of Examiners on Examination of Candidates for Call, was received and read.

*Ordered*, That F. E. Hodgins, J. M. Glenn, G. R. Webster, G. Claxton, C. W. Colter, F. W. Crothers, H. T. W. Ellis, C. W. Mortimer, G. T. Blackstock, P. L. Palmer, J. A. Williamson, and Alexander Jackson, whose cases are reported to be regular by the Secretary, be called to the Bar.

*Ordered*, That the cases of A. J. McColl and D. A. McIntyre be referred to the Committee on Legal Education for report.

The following gentlemen were Called: Messrs. Glenn, Webster, Claxton, Colter, Crothers, Mortimer, Palmer.

Report of Examiners on Examination for Attorneys received and read.

*Ordered*, That the following gentlemen, whose cases are reported to be regular by the Secretary, receive Certificate of Fitness: F. E. Hodgins, J. M. Glenn, M. A. McHugh,

J. Maxwell, W. J. Lavery, A. Jackson, N. Mills, W. J. Ferguson, W. Munro, W. A. Donald, C. W. Mortimer, J. McLean, and J. S. McDonald.

*Ordered*, That the cases of Messrs. McIntyre, Wright, Comfort, and Patterson, be referred to the Committee on Legal Education for report.

*Ordered*, That Mr. Folinsbee's Certificate be granted on his producing the Certificate referred to in the previous resolution on his case.

Messrs. Blackstock and Williamson were Called.

The Report of Examiners on Intermediate Examinations was received, read, and approved.

*Ordered*, That A. A. Adair, G. W. Meyer, H. B. Dean, C. J. Leonard, A. H. Lefroy, G. Plaxton, A. Howden, T. A. Snider, D. J. Lynch, B. Sparham, J. A. Robinson, J. M. Ashton, O. M. Jones, W. Smail, J. A. Gilbert, W. R. Thompson, G. R. Knight, W. T. Williams, T. H. Stinson, and W. E. Scott, be allowed their First Intermediate Examination as Students and Clerks.

*Ordered*, That T. C. L. Armstrong, C. W. Oliver, F. H. King, R. M. Flood, and L. E. Dancy, be allowed their First Intermediate Examination as Students-at-Law only.

*Ordered*, That W. D. Swaizie, J. Williams, R. E. Reynolds, J. R. Brown, W. J. Porte, James Scott, D. K. Cunningham, A. H. Manning, W. C. Perry, L. Darling, R. W. Wilson, A. Ford, A. O'Heir, J. Dowlin, C. C. Going, and F. F. Harper, be allowed their Second Intermediate Examination as Students-at-Law and Clerks.

*Ordered*, That G. H. Muirhead be allowed his Second Intermediate Examination as a Student-at-Law.

The Report on the Primary Examinations was received and read.

*Ordered*, That John Young Cruickshank, B.A., Victoria College; Thomas Arthur Elliott, B.A., Queen's College; John Campbell Ferrie Brown, B.A., University of Toronto; Richard Scougall Cassels, B.A., University of Toronto; John Walter Delaney, B.A., University of Toronto;

Frederick William Aplin Gordon Haultain, B.A., University of Toronto; Charles Coursalles McCaul, B.A., University of Toronto; John D. Cameron, B.A., University of Toronto; Thomas P. Corcoran, B.A., University of Toronto; John Carruthers, B.A., University of Toronto; James Chisholm, B.A., University of Toronto; Ghent Davis, and Joseph A. Culham, B.A., University of Toronto; John Franklin Palmer, University of Toronto; James D. S. C. Robertson, University of Toronto; William S. Servos, University of Toronto, whose cases are favourably reported on by the Committee be entered on the books as Students-at-Law.

*Ordered*, That Mr. E. J. Clarke, whose case was favourably reported upon by the Committee, be allowed his Examination as an Articled Clerk.

*Ordered*, That the Report of the Committee as to the case of Mr. Haultain be adopted, and that on compliance therewith he be entered on the books as a Student-at-Law. For Report, see Journals of Convocation, vol. 6.

The petition of Hubert L. Ebbels for Call as an Attorney of ten years' standing, was received and read.

*Ordered*, That it be referred to a Special Committee consisting of Mr. Crickmore, Mr. Smith, and Mr. Crombie.

Convocation adjourned.

---

August 27th, 1879.

*Present* :—The Treasurer, and Messrs. Read, Irving, Hodgins, Crickmore, Crombie, Smith, Kerr, Robertson, Crooks.

Minutes of last meeting were read and approved.

Report of Committee on Legal Education on the cases of D. A. McIntyre, and A. J. McColl, for Call, was received and read.

*Ordered*, That Messrs. McColl and McIntyre be Called.

Report of Committee on Legal Education, on cases of

Messrs. McIntyre, Wright, Comfort, and Patterson, for admission, received, read, and adopted.

*Ordered*, That Messrs. McIntyre, Wright, Comfort, and Patterson, do receive their Certificates of Fitness.

Report of Special Committee on the case of Mr. Ebbels, received and read, and ordered to be considered forthwith, and adopted.

*Ordered*, That Mr. Ebbels be Called, on payment of the usual fees in special cases.

Messrs. Ebbels, A. Jackson, and D. A. McIntyre, were called to the Bar.

The letter of Mr. Ince as to his fees and fines was read.

Mr. Crickmore moved that Mr. Ince be relieved from payment of fines on condition of immediate payment of all arrears of fees.

Mr. Hodgins moved in amendment, that the matter be referred to the Finance Committee with power to act.

The amendment was carried.

The balance sheet for the quarter ending 30th June, was presented by the Secretary, and read.

Mr. Hodgins moved that the usual notice be given for applications for the office of Examiner in Equity and Real Property, which becomes vacant on 1st October next, and that notice be given to each Bencher that the appointment will be made on the last day of term. *Carried*.

Convocation adjourned.

---

August 30th, 1879.

*Present* :—The Treasurer, and Messrs. Maclellan, Leith, MacKelcan, Crombie, Irving, Hodgins, McMichael, Read, Kerr.

The minutes of last meeting were read and approved.

The Report of Legal Education Committee, on the case of Mr. Phippen, was received and read, and ordered for immediate consideration.

*Ordered*, That the examination of Mr. Phippen as an Articled Clerk, be allowed.

Mr. Hodgins moved that the Attorney-General and Mr. Crooks be associated with the Finance Committee, with reference to the arrangements as to the reception of the Governor-General and Her Royal Highness. *Carried*.

Mr. F. E. Hodgins was called to the Bar.

Mr. Crombie moved that the Judges of the Superior Courts be invited to attend on the occasion of the expected visit of His Excellency and Her Royal Highness; that two tickets for the ladies of his family be issued to each Judge and Bencher; that the Bar be notified through the newspapers that they are expected to appear in their robes; and that each barrister can receive his ticket of admission on application to the Secretary at any time up the day before the day fixed for the reception. *Carried*.

---

September 5th, 1879.

*Present*:—Mr. Thomas Hodgins. This day being the last Friday of Trinity Term, and one of the standing Convocation days; and there being no quorum of Benchers up to the hour of eleven o'clock in the forenoon, the above-named Bencher, being the only barrister present, adjourned the meeting of Convocation until Saturday, the 6th day of September, A.D., 1879, to be then holden at the hour of half-past ten in the forenoon.

---

September 6th, 1879.

*Present*:—The Treasurer, and Messrs. Crickmore, Patton, Kerr, Hoskin, Maclennan, Smith, Becher, Benson, McCarthy.

The minutes of August 30th, and September 5th, were read and approved.

The Committee on Journals of Convocation reported, That at a meeting of the Committee, held pursuant to notice this day, Mr. Kerr was elected chairman.

The Report of Legal Education Committee respecting Robert Miller's case was presented, received, read, and adopted. For Report, see vol. 6, Journals of Convocation.

Mr. McColl and Mr. Ellis were called to the Bar.

The Report of Legal Education Committee on applications for the office of Examiner in Equity and Real Property (for Report, see Journals of Convocation, vol. 6), was received and read.

Mr. Crickmore moved in amendment, as follows: That the appointment of an Examiner for Call and Certificate of Fitness on Real Property and Equity be not now proceeded with, and that the consideration of the office of Examiners, and the term of their appointment and salary be postponed till next Michaelmas term, and that the Committee on Legal Education be directed to frame and report by the first day of next term, a rule or rules as to Examiners and Examinations, and as to the manner and terms of appointment and salary of the Examiners. *Carried.*

The Report of Committee on Legal Education, as to the case of H. J. Campbell, was received and read.

*Ordered*, That Mr. Campbell be entered on the books as a Student-at-Law.

The Report of Committee on Reporting, was received, read, and adopted. For Report, see vol. 6, Journals of Convocation.

A letter of Mr. W. R. Mulock, as to the case of Mr. Dunning, was referred to the Finance Committee, with power to act.

A draft of an address to His Excellency and Her Royal Highness on the occasion of their visit, was read and adopted.

*Ordered,* That on the occasion of the reception, each barrister and officer of the Courts at Osgoode Hall, who applies, be supplied with one lady's ticket.

Convocation adjourned.

---

JOURNAL OF PROCEEDINGS  
OF  
THE CONVOCATION OF BENCHERS  
OF THE  
**Law Society of Upper Canada.**

MICHAELMAS TERM, 43rd VICTORIA, 1879.

---

MONDAY, November 17th.

Convocation met.

*Present*:—Messrs. Irving, Hodgins, Leith, Hoskins, Kerr, and Maclennan.

Mr. Irving was moved into the chair, in the absence of the Treasurer.

The Report of the Examiners on the examination of Candidates for Call was received and read, reporting the following gentlemen as having passed a satisfactory examination for call to the Bar, namely: Messrs. W. J. Delaney, G. H. Hopkins, J. W. Holmes, W. M. Read, J. S. Macdonald, J. C. Lillie, and W. J. Franks.

*Ordered*, That Messrs. Delaney, Hopkins, Holmes, Read, Macdonald, and Lillie, and W. J. Franks, upon his filing the necessary papers, be called.

The Report of the Examiners on the examination of Candidates for admission as Attorneys was received and read,

*Ordered*, That Messrs. F. Fitzgerald, W. F. Morphy, G.

H. Hopkins, W. R. Hickey, R. W. Jameson, J. J. Scott, A. Carss, J. B. Rankin receive their certificate of fitness.

*Ordered*, That C. S. Rankin, upon his filing a proper certificate from his principal, receive his certificate of fitness.

*Ordered*, That the following be referred to the Legal Education Committee : The cases of Mr. P. A. Macdonald, and Mr. H. E. Morphy.

*Ordered*, That the case of Mr. T. S. Plumb be referred to a special committee, under the rule for special cases.

Mr. Leith, Mr. Hoskins, and Mr. Kerr to be the special committee to deal with Mr. Plumb's case.

Report of the Examiners on the first Intermediate Examination was received and read.

*Ordered*, That Messrs. Hewson, Gorham, Christie, Geddes, McVeity, Switzer, Russell, Hughson, Chisholm, Helmsken, Kittson, Davis, McDougall, Buchanan, Maclise, O'Brian, McMichael, Foster, Grant, Smith, O'Rourke, and Dickson, be allowed their Examinations, as the First Intermediate for Articled Clerks and Students-at-Law.

*Ordered*, That the Hon. D. Mills be allowed his Examination as the first Intermediate for a Student-at-Law.

*Ordered*, That the cases of Mr. McDermott and Mr. Keys be referred to the Legal Education Committee.

The Report of the Examiners on the second Intermediate Examination was received and read.

*Ordered*, That Messrs. Ponton, Geddes, Thompson, Buchanan, Bell, O'Brian, Irving, Cooper, Moffatt, McKay, Hamilton, Bennett, Harrison, Baker, Mulkern, Stewart, and Gorman be allowed their Examination as the Second Intermediate for Students and Articled Clerks.

The cases of A. B. Cox, James Henry, and W. E. Macara, were referred to the Legal Education Committee.

The Report of the Special Committee on the case of Mr. Plumb was received, read, and approved.

*Ordered*, That Mr. T. S. Plumb receive his certificate of fitness.

Mr. Hodgins brought up Report of the Legal Education Committee, as to appointment of Examiners and Examinations referred to them by Convocation in Trinity Term.

*Ordered*, That it be considered on Saturday next.

Messrs. W. J. Delaney, J. W. Holmes, W. M. Read, and J. C. Lillie were called to the Bar.

The petition of T. T. Rolph was referred to the Finance Committee, with power to act.

The case of Mr. F. W. Campbell, formerly of Napanee, and letter of J. B. Read, Esq., the Solicitor of the Society, were referred to Finance Committee, with power to act.

The case of Mr. Lowe was referred to said Committee, with power to act.

Convocation adjourned.

---

TUESDAY, November 18th, 1879.

*Present* :—The Treasurer, and Messrs. Crickmore, McMichael, Benson, Henderson, Hardy, MacIennan, Lemon, Leith, Kerr, Richards, Hoskin, Martin, and Hodgins.

The Report of the Legal Education Committee on the admission of Students and Articled Clerks was received and read.

*Ordered*, That the following gentlemen, who have been reported as Graduates, be entered on the books of the Society as Students-at-Law : Peter Sinclair Campbell, B.A. ; Alexander Edward Ward Peterson, B.A. ; James Andrew Thomas, B.A. ; Edward Robert Cameron, B.A. . George Benjamin Douglas, B.A. ; John Joseph O'Meara, B.A. ; John Wilson Elliott, B.A.

*Ordered*, That the following gentlemen, who have been reported entitled as Matriculants, namely : James Grace, William Atchison Proudfoot, William T. Allen, Henry

Thompson Brock, Albert Carswell, Albert Ephraim Grier, Adolphus August Kraft, William Edward Middleton, Chas. Potter, John Clinnie Drewry, Frank Hedley Phippen, Glanville C. Cunningham, Charles A. Grier, John Wilford, John A. Richardson, and Flavius L. Brooke, be entered on the books as Students-at-Law.

*Ordered*, That the following gentlemen, who have been reported as having passed the Examination, namely: John Thomas Sproule, Dyce W. Saunders, Henry John Wickham, George Hales, Arthur Burwash, John Alexander McIntosh, George Cowry Thomson, Norman McMurchy, Checkly Francis Johnston, William James Church, Hume Blake Elliott, Sheriff Harkin, James Miller Charles Franklin Farewell, Alexander George Murray, William Highfield Robinson, John McNamara, Frederick Thistlewaite, Charles Morse, Edward Augustus Wismer, Joseph Alphonse Valin George Weir, Walter Samuel Morphy, Louis Hayes, James S. Boddy, be entered on the books as Students-at-Law, and John Arthur Albright as Articled Clerk.

The Report of the Legal Education Committee on the petition of Mervyn McKenzie was received, read, and adopted.

The Report of the Legal Education Committee on the case of G. B. Douglas was received, read, and adopted.

*Ordered*, That on the payment of \$10 Mr. Douglas be entered on the books as a Student-at-Law in the Graduate Class.

The Report of the Legal Education Committee on the case of C. W. Mortimer was read.

*Ordered*, That the petition be referred to the Finance Committee, with power to act.

Letter of Wm. Deveroux was read. No action ordered.

The Report of the Legal Education Committee on the case of Mr. J. G. Kelly, 6th Dec., 1878, was read and adopted.

Statement of Sub-Treasurer as to Mr. Kelly's fees was made.

*Ordered*, That he be refunded the \$10 paid by him under protest.

Mr. Kelly was called to the Bar, pursuant to the order of 6th December.

The letter of Mr. Hamilton, and the enclosed memorial to the Attorney-General of numerous members of the profession, on the subject of means of access to the offices of the Master in Chancery and Registrar of the Court of Appeal, was read and ordered for immediate consideration.

Moved by Mr. Hodgins, seconded by Mr. Maclellan, That in the opinion of Convocation a more convenient means of access from the main building and library to the offices of the Master in Chancery and Registrar of the Court of Appeal, and Chambers of the Judges in Appeal, should be provided for the use of the profession; and that the Treasurer be requested to bring the matter before the Government. *Carried*.

Mr. Hopkins and Mr. Franks were called to the Bar.

---

SATURDAY, November 22nd, 1879.

*Present* :—The Treasurer, and Messrs. Crickmore, Kerr, Hoskin, Cameron, Robertson, Irving, Hodgins, Leith, Crooks, and Hardy.

The Report from the Legal Education Committee respecting the cases of Messrs. Coffee, H. E. Morphy, P. A. Macdonald, A. Beverly Cox, James Henry Macara, W. M. McDermott, Dallas Helmcken, J. B. McLaren, E. N. Lewis, F. H. King, and C. W. Oliver, was received, read, and adopted.

*Ordered*, That Messrs. H. E. Morphy and P. A. Macdonald receive their Certificates of Fitness.

The Report of the same committee on the cases of M. W. Russ and Joseph Alphonse Valin was received and read  
*Ordered*, That the above named Marcus W. Russ and Joseph Alphonse Valin be entered on the books as Students-at-Law.

The Report of the Finance Committee on the subject of the proposal of the President of the Telephone Despatch Company, to connect Osgoode Hall with the general Telephone system of the Company, was received, read, and adopted.

The chairman of the Committee of Discipline presented the report of the committee on the case of R. R. Waddell, Esq., of Hamilton, which had been referred to them by Convocation for investigation and report.

The Report was received, read, and adopted.

Pursuant to the order of Monday last, the chairman of the Committee on Legal Education brought up the report of that committee on the subject of Examiners and Examinations.

*Ordered*, That the Report be considered by Convocation on Saturday next, the 29th instant, and that notice thereof be given by the Secretary to each Bencher.

*Ordered*, That the letters of Mr. Macklem and Mr. S. Hough be referred to the Finance Committee, with power to act.

*Ordered*, That the Secretary do acknowledge the receipt of Mr. Falconbridge's letter, in reference to the thefts from the Hall, and say that Convocation can do nothing in the matter.

The petition of George Osborne Montgomery was referred to the Finance Committee, with power to act.

The letter of Mr. Robinson, Editor of the Reports, on the subject of a room for the use of the reporters was read.

*Ordered*, That the Secretary do reply to the effect that Convocation is not prepared to make any order on this subject at present.

Mr. J. Sandfield Macdonald was called to the Bar.

Mr. Crooks gave notice of his intention to move the following resolution with respect to Call of Barristers, and for admission of Attorneys and Solicitors taking the degree of Bachelor of Laws: Any person having successfully passed the examination now prescribed for the degree of Bachelor of Laws in the University of Toronto, by its present or any future curriculum with equivalent requirements, may be called to the Bar, or admitted as an Attorney or Solicitor; in the case of a Barrister, after four years from his admission as a student of this Society; and in the case of an Attorney or Solicitor after having duly served under Articles of Clerkship for the term of four years, which period may have elapsed either before or concurrently with the passing of said Examination for such degree: this rule shall not affect any other provisions of the Rules of the Society with respect to Graduates.

*Ordered*, That the Secretary supply every member of Convocation with a copy of Mr. Crooks's notice; and that the same be considered by Convocation on Saturday, the 29th instant.

Mr. Preston's letter to the Treasurer alleging misconduct in respect of the bringing of the suit of *The Albert Cheese Co. v. Leeming* was read, and referred to the Committee on Discipline, to report whether the papers show a *prima facie* case of misconduct.

Mr. Hodgins gave notice, that on the consideration of the Report of the Committee on Legal Education on the subject of Examiners and Examinations next Saturday, he would move the following resolution:—

1. That four Examiners in Law be appointed, who shall be Barristers of at least five years standing at the Bar, and who shall hold office for four years, and receive a salary of \$600 per annum.

2. That the said Examiners be appointed to examine in the following subjects:—

- (1). Commercial and Maritime Law.
- (2). Real Property.
- (3). Equity Jurisprudence.
- (4). Criminal Law and Law of Torts.

3. That the Law Examiners conduct all Intermediate Examinations of Students-at-Law and Articled Clerks, all Scholarship Examinations, all Final Examinations for the call of Barristers and for the admission of Attorneys and Solicitors, and such other and special Examinations in Law as the Benchers may prescribe.

4. That a sufficient number of Examiners for Matriculation be appointed during each Term preceding the Examination of Candidates for admission as Students-at-Law and Articled Clerks, who shall conduct the Primary Examination of such Candidates during the Term for which they shall be so appointed.

5. That the Examinations of the Law Society be held as follows:—

#### (1). PRIMARY EXAMINATIONS.

The Primary Examinations for the admission of Students-at-Law and Articled Clerks on the Tuesday, Wednesday, and Thursday of the third week before Hilary and Michaelmas Terms.

The admission of Graduates and Matriculants as Students-at-Law and Articled Clerks on such days prior to Hilary, Easter, Trinity, and Michaelmas Terms as the Committee on Legal Education may appoint.

#### (2). INTERMEDIATE EXAMINATIONS.

The First Intermediate Examination of Students-at-Law and Articled Clerks on the Tuesday and Wednesday of the second week before each Term.

The Second Intermediate Examination of Students-at-Law and Articled Clerks on the Thursday, Friday, and Saturday of the second week before each Term.

## (3). FINAL EXAMINATIONS.

The ordinary Final Examinations for the Call of Barristers on the Monday, Tuesday, and Wednesday of the week preceding each Term.

The additional Examination for Call with Honors on the Thursday and Friday of the same week.

The Final Examinations for the admission of Attorneys and Solicitors on the Thursday, Friday, and Saturday of the week preceding each Term.

## (4). SCHOLARSHIP EXAMINATIONS.

The Scholarship Examinations on the Tuesday, Wednesday, and Thursday of the second week of Michaelmas Term.

6. That the last of the days above prescribed for the said Primary, Intermediate, Final, and Scholarship Examinations be appropriated to the Oral Examinations of the Candidates.

7. That the Examinations on each of the said days be held during the following hours:—Forenoon Examinations to commence at ten o'clock in the forenoon, and close at half-past twelve in the afternoon. Afternoon Examinations to commence at two o'clock, and close at half-past four o'clock.

8. That two Examiners, or one Examiner and a Benchler, be present during the whole time of the Examination.

9. That any Articled Clerk, being also a Student-at-Law, who, as such Student-at-Law, has passed during his Clerkship the Intermediate Examinations required by the rules of this Society shall be allowed such Intermediate Examinations as Intermediate Examinations required by the Statute without further Examination or Certificate to that effect by the Secretary of the Law Society.

*Ordered*, That the Secretary supply every member of Convocation with a copy of Mr. Hodgins's notice, and that it be considered by Convocation on Saturday next, the 29th instant.

Mr. Robertson moved, seconded by Mr. Cameron, That Messrs. Leith, Crickmore, and Dr. Smith, be a committee of Benchers under the rules of June, 1876, provided for special cases, before whom Mr. R. R. Waddell, an applicant for call, may be examined; the said Robert R. Waddell being an Attorney and Solicitor of at least ten years standing. *Carried.*

---

SATURDAY, November 29th, 1879.

*Present* :—The Treasurer, and Messrs. Maclennan, Hodgins, Irving Robertson, Martin, Bethune, Leith, Hardy, Pardee, Crickmore, McKelcan, Crooks, Read, Cameron, McMichael, and McCarthy.

Mr. Hodgins presented the report of the Committee on Legal Education on the cases of J. B. Killop, N. P. Graydon, G. Muirhead, E. de B. Carey, and D. G. Downey, which was considered, adopted, and services allowed accordingly.

Mr. Hodgins presented the report of the same committee on the case of W. H. Barry, which was considered.

*Ordered*, That Mr. Barry be entered on the books as a Student-at-Law.

Mr. Hodgins presented the special report of the same committee, recommending the fitting up of cupboards in the Examiners' room, pursuant to a plan and tender. at an expense of \$104, which was considered and adopted.

Mr. Hodgins presented a special report of the same committee proposing that fees should be charged for certificates of admission, and for Barristers' diplomas.

The report was considered and adopted.

Mr. Maclennan presented the Report of the Committee on Reporting, which was read clause by clause, and adopted,

with the exception of the third clause. For Report, see vol. 6, Journals of Convocation..

A letter from Mr. Dwight, the manager in Toronto of the Montreal Telegraph Company, was read, in which he applied for permission to open a branch office of the company in Osgoode Hall.

The letter was referred to the Finance Committee, with power to act.

Mr. MacLennan moved that the Finance Committee be instructed to endeavour to arrange for the placing of a Post-office letter box at Osgoode Hall. *Carried.*

A letter from Mr. F. E. Hodgins applying for the use of the lecture room for the delivery of a course of lectures on Logic was read, and referred to the Legal Education Committee, with power to act.

A letter of Mr. Allan Cassels on the subject of the thefts from the profession at Osgoode Hall was read. The letter of Mr. Falconbridge on the same subject, dealt with last meeting, and the action of Convocation therein were ordered to be reconsidered.

*Ordered,* That Mr. Crooks be requested to call the attention of the Government to the circumstances stated in the letters of Mr. Falconbridge and Mr. Cassels, with a view to preventing their recurrence,

The Treasurer reported that pursuant to the directions of Convocation, he had waited on the Attorney-General and represented their views on the subject of access to the offices of the Master in Chancery and Registrar in Appeal, and that the Attorney-General had directed Mr. Tully to report on the possibility of the plan suggested, with a view to its being carried out; that the Treasurer had met Mr. Tully, by appointment, at Osgoode Hall, and gone over the ground; when Mr. Tully said there was no difficulty in carrying out the plan, and that he would report accordingly.

Mr. Crooks moved, pursuant to notice, the following motion :

Any person having successfully passed the Examination now prescribed for the Degree of Bachelor of Laws in the University of Toronto by its present or any future Curriculum with equivalent requirements, and having obtained such Degree, and having also successfully passed an Examination before this Society in the subjects of "the Statute Law" and "the Practice and Pleadings of the Courts," and in Criminal Law, may be called to the Bar or admitted as an Attorney or Solicitor, in the case of a Barrister after four years from his admission as a Student of this Society, and in the case of an Attorney or Solicitor after having duly served under Articles of Clerkship for the term of four years, which period may have elapsed either before or concurrently with the passing of said Examination for such degree : this rule shall not affect any other provisions of the Rules of the Society with respect to Graduates.

Mr. Read moved that the further consideration of this motion be adjourned to the next meeting of Convocation ; and that the notice be reprinted and distributed to the Benchers, with an intimation that it will then be taken up.

The further consideration of the Report of the Legal Education Committee on the subject of Examiners and Examinations was then taken up as follows :

#### REPORT OF LEGAL EDUCATION COMMITTEE ON EXAMINERS AND EXAMINATIONS.

*To the Benchers of the Law Society :*

The Committee on Legal Education have had under consideration the Resolution of Convocation adopted on the sixth day of September last, directing this Committee "to frame and report by the first day of next Term a rule or rules as to Examiners and Examinations, and as to the manner and terms of the appointment and salary of the Examiners," and beg leave to report as follows :—

1. That two Examiners in Law be appointed who shall be Barristers of at least five years' standing at the Bar, and who shall hold office for four years, and receive a salary of \$600 per annum, and shall conduct all Intermediate and Final Examinations for the Call of Barristers, and for the Admission of Attorneys and Solicitors, and such other and special Examinations in Law as the Society shall prescribe.

2. That the Examinations in this Society be held as follows :—

(1) Primary Examinations :

The Primary Examinations for Admission of Students-at-Law and Articled Clerks on the Tuesday, Wednesday, and Thursday of the third week before Term, and the Admission of Graduates and Matriculants as Students-at-Law and Articled Clerks on such days prior to the Terms of Hilary, Easter, Trinity, and Michaelmas, as the Committee on Legal Education may appoint.

(2) Intermediate Examinations :

The Intermediate Examinations of Students-at-Law and Articled Clerks be held twice a year, as follows :—

The First Intermediate Examination for Students-at-Law on the Tuesday and Wednesday of the second week before Hilary and Trinity Terms.

The Second Intermediate Examination for Students-at-Law on the Thursday, Friday, and Saturday of the second week before Hilary and Trinity Terms.

The First Intermediate Examination for Articled Clerks on the Tuesday and Wednesday of the second week before Easter and Michaelmas Terms.

The Second Intermediate Examination for Articled Clerks on the Thursday, Friday, and Saturday of the second week before Easter and Michaelmas Terms.

(3) Final Examinations :

The ordinary Final Examinations for Call be held on the Monday, Tuesday, and Wednesday of the week preceding each Term ; and that the additional Examination for Call with Honors be held on the Thursday and Friday of the same week.

The Final Examination for Admission of Attorneys and Solicitors be held on the Thursday, Friday, and Saturday of the week preceding each Term.

That the last of the days above prescribed for each of the said Examinations, (Primary, Intermediate, and Final,) be appropriated to the Oral Examination of the Candidates.

That the Examinations on each of the said days be conducted as follows :

Forenoon Examinations to commence at ten o'clock, and close at half-past twelve o'clock in the afternoon.

Afternoon Examinations to commence at two o'clock, and close at half-past four o'clock.

One Examiner at least shall be present during the whole time of the Examination.

Mr. Hodgins moved in amendment the resolutions, of which he had given notice on the 22nd instant.

The resolutions were put clause by clause.

The first and second clauses were amended, and read a first time.

The third clause was read a first time.

The fourth, fifth, sixth, and seventh clauses were negatived.

The eighth clause was amended, and read a first time.

The ninth clause was read a first time.

Mr. Hodgins moved that the said resolutions as amended be read a second time at the next meeting. *Carried.*

The report of the Examiners on the Scholarship Examinations was read.

The Scholarships were awarded as follows :—

|              |     |     |                   |
|--------------|-----|-----|-------------------|
| Fourth year, | ... | ..  | Mr. Nesbit.       |
| Third year,  | ... | ... | Mr. Drayton.      |
| Second year, | ... | ... | Mr. Burgess.      |
| First year,  | ... | ... | Mr. J. L. Morphy. |

Mr. Irving gave notice of motion for the next sitting :—

That on the first day of Hilary Term next, and on the first day of every Hilary Term in each year thereafter, a return shall be laid before Convocation showing—

1. The names of Attorneys who have taken out their Certificates for the current year.
2. The names of Attorneys whose names appear on the Roll of Attorneys who have omitted to take out Certificates for the current year.
3. A report from the Solicitor of the action or proceedings taken, and the result of such proceedings, upon cases where certificates have not been taken out for the year preceding.

And that on the first day of Hilary Term next, a report from the Solicitor upon the cases of all Attorneys whose Certificates are unpaid for any year up to 31st December, 1878, be laid before Convocation.

Mr. Hodgins gave the following notice :—

That on the second reading of the rules as to Examiners and Examinations, he will move to add the following rule :—

That the Examinations of the Law Society be held during the following hours :—

Forenoon Examinations to commence at ten o'clock in the forenoon, and close at half-past twelve in the afternoon.

Afternoon Examinations to commence at two o'clock, and close at half-past four o'clock.

Convocation adjourned.

December 5th, 1879.

*Present* :—The Treasurer, and Messrs. Cameron, Crooks, Benson, Hodgins, Leith, Robertson, Kerr, McKelcan, Bell, Irving, Crickmore, Bethune, McCarthy, Britton, McMichael, Smith and Hoskin.

Mr. Crooks reported the result of his interview with the Attorney-General on the subject of the recent thefts at Osgoode Hall; and stated that the Attorney-General suggested that the Law Society should organise some plan for secure accommodation for practitioners.

Mr. Crooks moved that the matter be referred to the Finances Committee, with instructions to report to Convocation. *Carried.*

Mr. Kerr presented a Report from the County Libraries Committee, on the subject of the Hamilton Association, containing also a general recommendation applicable to like cases.

The report was considered and adopted. (For Report see vol. 6, Journals of Convocation.)

A letter from Mr. Jex on the subject of the payment of his special fee was read.

*Ordered*, That Mr. Jex be informed that his case was disposed of after a full consideration; and that his letter presents no grounds for reconsideration.

Letters of recommendation for Mr. Lightbourne and Mr. Eddis for the office of Auditor, were read, and referred to the Finance Committee.

Mr. Crickmore presented the report of the select committee on the Examination of Mr. Waddell, which was adopted.

Mr. Maclennan moved that Mr. Waddell be required to pay the sum of \$200 in addition to the usual fee as required by the rules under which he was examined; and that he be thereupon called.

Mr. Robertson moved that Mr. Waddell be called on payment of \$150, the usual fee in ordinary cases.

The amendment was lost, and the original motion carried.

Mr. Leith moved the second reading of the amended rule as to Examiners and Examinations, as follows:—

#### RULES ON THE SUBJECT OF EXAMINERS AND EXAMINATIONS.

1. That four Examiners in Law be appointed, who shall be Barristers of at least five years standing at the Bar, and who shall hold office for three years, subject to the removal of any of them at the discretion of Convocation, and each of which Examiners shall receive a salary of \$600 per annum.

2. That the said Examiners be appointed to examine in the following subjects:—

- (1). Commercial and Common Law.
- (2). Real Property.
- (3). Equity Jurisprudence.
- (4). Criminal Law, Law of Torts, and Maritime Law.

3. That the Law Examiners conduct all Intermediate Examinations of Students-at-Law and Articled Clerks, all Scholarship Examinations, all Final Examinations for the call of Barristers, and for the admission of Attorneys and Solicitors, and such other and special Examinations in Law as the Benchers may prescribe.

4. That three Examiners be present during the whole time of the written Examination.

5. That any Articled Clerk, being also a Student-at-Law, who, as such Student-at-Law, has passed during his Clerkship the Intermediate Examinations required by the rules of this Society shall be allowed such Intermediate Examinations as Intermediate Examinations required by the Statute without further Examination or Certificate to that effect by the Secretary of the Law Society. *Carried.*

Mr. Leith moved the third reading of these rules. *Carried.*

Mr. Leith moved, That the annual advertisement under the Legal Education Committee, be published, intimating that Convocation will, on the 30th December next, appoint four examiners pursuant to the above rules, and that notice be given to each Benchers of such meeting. *Carried.*

The discussion was resumed on the first reading of Mr. Crooks's proposed rule.

Mr. Crooks proposed to further amend the rule, as follows:—

Any person having successfully passed the Examination now prescribed for the Degree of Bachelor of Laws *in the University of Toronto*, by its present or any future Curriculum with equivalent requirements, and having obtained such Degree, and having also successfully passed an Examination before this Society in the subjects prescribed for the final Examination for call and admission respectively, may, upon the payment of the fees required in ordinary cases, be called to the Bar or admitted as an Attorney or Solicitor, in the case of a Barrister after four years from his admission as a Student of this Society, and in the case of an Attorney or Solicitor after having duly served under Articles of Clerkship for the term of four years, which period may have elapsed either before or concurrently with the passing of said Examination for such degree: this rule shall not affect any other provisions of the Rules of the Society with respect to Graduates.

Mr. Crooks moved the adjournment of the debate till next meeting. *Carried.*

Mr. Crooks gave notice that he would, at the next meeting, move for the authority of Convocation for the initiation of such Legislation as may be necessary to give Convocation further power to deal with the subject referred to in the rule.

Mr. Irving moved his resolution as to the returns respecting Attorney's Certificates, which was carried.

Mr. Waddell was called to the Bar.

Convocation adjourned.

---

TUESDAY, 30th December, 1879.

*Present* :—The Treasurer, and Messrs. Robertson, Irving, Hoskin, Martin, Patton, Kerr, Crickmore, Benson, Smith, Richards, McMichael, Leith, Reid.

The Report of the Finance Committee dated this day was read.

1st. On the subject of thefts at Osgoode Hall, recommending the appointment of a Hall Porter, who should be held responsible for the safe keeping of all articles entrusted to him; and

2nd. On the subject of Auditors, recommending the appointment of a professional accountant, as Auditor.

The first clause was considered and sent back to the Committee, with a request to consider and report as to the facilities for providing additional accommodation by placing cupboards in the barristers' rooms, and by using the south galleries in the Library, in lieu of the proposed plan.

The second clause of the Report was adopted.

A letter from Mr. Hodgins, resigning his seat as a Bencher, was read.

Mr. Hoskin moved, That his resignation be accepted.  
*Carried.*

The report of the Secretary submitting the names of applicants for the Examinerships, was read and considered.

Mr. Delamere was thereupon appointed Examiner in Common Law and Commercial Law.

Mr. Ewart was appointed Examiner in Real Property.

Mr. Hodgins was appointed Examiner in Equity.

Mr. J. E. McDougall was appointed Examiner in Criminal Law, the Law of Torts, and Maritime Law.

The Report of the Discipline Committee on the letter of Mr. Preston, of Napanee, with enclosure on the case of Mr. Hooper, referred to them, was received and read.

The Report was considered and adopted.

*Ordered*, That the matter be referred to the Discipline Committee for enquiry, and report.

Mr. Crickmore presented the petition of J. L. Donahue, and others, Law Students, praying for the establishment of a Law School, which was received and read.

The letter of Mr. Fletcher as to his fees, was referred to the Finance Committee, with power to act.

The letter of Mr. Dorland, asking that his personal attendance to present his Certificate of Matriculation, might be dispensed with, was read.

*Ordered*, That his request be refused.

The Treasurer reported to Convocation that the Warden of York had called on him with reference to the resolution passed in Michaelmas Term, 1875, on the subject of the erection of a Court House for the City and County business in the grounds of Osgoode Hall, and desired that more action should be taken thereon.

The resolution referred to, was read.

*Ordered*, That the subject be adjourned to the next meeting of Convocation.

The several petitions of Messrs. Ponton, Phippen, and J. C. Ross, were referred to the Finance Committee, with power to act.

Mr. Irving gave notice of the following resolution for the next meeting of Convocation :—That the Finance Committee be authorized to obtain a plan drawn to scale of the square known as Osgoode Hall property, shewing the boundaries of the respective properties of the Province of Ontario and the Law Society, and also the position of the buildings erected thereon.

Mr. Robertson moved, That a call of the Bench be made for the next Term, for the election of a Bencher in the place of Mr. Hodgins, resigned.

The Report of the Legal Education Committee, dated 11th December, 1879, was read and adopted. (For Report see vol. 6, Journals of Convocation.)

Mr. Hoskin moved the resolution of which Mr. Crooks had given notice, Providing that any person having obtained the degree of Bachelor of Laws in the University of Toronto, and having passed certain examinations before the Law Society, might be called to the Bar and admitted as an Attorney after a period of four years' study which period might have elapsed either before, or concurrently with, the passing of the examinations for such degree. The resolution was lost.

The letters on the cases of Messrs. Caddy, Martin, and F. Vannorman were referred to the Finance Committee, with power to act.

Convocation adjourned.

---

recently held only to apply, to cases of reference by consent of parties, and it was thought that where the reference was under the special power of an Act of Parliament (as in the case of expropriation of lands by railway companies) the statute of William did not apply, and that the only remedy was by filing a bill in Chancery to get rid of the award, if the circumstances justified that course: see per Richards, C. J. C. P. in *Wilder v. Eufaulo and Lake Huron R. W. Co.*, 27 U. C. R. at p. 429. But by a recent decision of the Court of Appeal in England the provisions as to summary jurisdiction have been held applicable to railway references under the statute: *Rhodes v. The Aire-dale Commissioners*, L. R. 1 C. P. D. 402. It is said there that the appointment of an arbitrator is equivalent to a reference by consent. The Court of Appeal in this Province has declined to extend this authority to the case of an arbitration arising from one railway crossing another, because there by the terms of the Railway Act the arbitrators are to be nominated by one of the judges (R. S. Ont. cap. 165, s. 9, sub-s. 15). This decision, *The Great Western R. W. Co.*, and *the Credit Valley R. W. Co.*, is not yet reported.

The Legislature of Ontario have lately extended the summary jurisdiction of the Courts over awards still further. An appeal can now be had from awards in all cases of compulsory reference, and in all cases of voluntary reference, where it is agreed by the terms of the submission that there shall be an appeal. (See R. S. Ont. c. 50, ss. 192, 195, 197 and 205; *Walker v. The Beaver and Toronto Mutual Insurance Company*, 30 C. R. 211.) The first case of appeal from an award under this Section was *Re The Canada Southern Railway Co. and Norvall*, 41 U. C. R. 195, when Harrison, C.J., laid it down that it was not the duty of the Ap-

pellate Court to reverse the finding of the arbitrators on the weight of evidence merely, but that it was necessary to establish some misconduct, legal or otherwise, or the disregard of some legal principle. Inasmuch as the Statute giving the right of appeal indicates that the practice upon such appeal shall be the practice which obtain in appeals from the report of a Master in Chancery, it seems proper enough to hold that there should be no interference with the finding when there is evidence to support it,—as in the well-established rule by the Equity bench, in appeals from the Master. The rule laid down by Chief Justice Harrison has been approved and followed in very recent cases by Osler J., *Re The Hamilton and North-Western R. Co.*, and *Boys*, 44 U. C. R. 626, and *Re Colquhoun and the Town of Berlin*, Ib. 631. In the former of these cases this learned Judge, whose authority on matters of practice is of great weight, intimates his view of the proper mode of appealing against the award in railway matters,—that it should be by rule, nisi and upon reading the evidence taken by the arbitrators and by them transmitted to the Court.

It has been decided that there can be no rehearing by the full Court by way of appeal from the decision on an award given by a single judge: *Crain v. Trustees of Collegiate Institute of Ottawa*, 43 U. C. R. 498. The only remedy is a direct appeal to the Court of Appeal under the provisions of R. S. Ont. c. 38, sec. 18.

---

#### LAW SOCIETY.

HILARY TERM, 43RD VICTORIAE.

---

The following is the *resumé* of the proceedings of the Benchers in Hilary Term, 1880, published by authority of Convocation:—

FEBRUARY 2nd, 1880.

The Report of the Examiners on the Ex-

amination of Candidates for Call was received and read, reporting that the following gentlemen had passed a satisfactory examination, namely:—

Messrs. G. M. Greene, A. V. McCleneghan, J. H. Long, P. A. Macdonald, M. J. Gorman, W. R. Hickey, W. L. Walsh, I. B. Rankin, W. Pattison, J. T. Parkes, L. Harstone, J. J. W. Stone, C. S. Rankin, H. Comfort, C. A. Kingstone, W. Mahaffy, G. W. Grote, M. S. Fraser, H. E. Morphy, and W. Lawrence.

The Report of the Examiners on the Examination of Candidates for admission as Attorneys was received and read, reporting that the following gentlemen had passed a satisfactory examination, namely:—

Messrs. G. M. Greene, A. V. McCleneghan, H. S. Lemon, T. W. Crothers, J. B. McLaren, M. J. Gorman, D. J. Downey, J. T. Parkes, C. A. Kingstone, A. C. Shaw, A. W. Gundry, D. McLean, J. H. Long, M. Fraser, H. D. Sinclair, F. Rogers, P. S. Ross, F. J. Brown, C. A. Myers, I. R. McColl, F. W. Harcourt, and H. B. Weller.

Ordered, That Messrs. McCleneghan, Gorman, McLean, Fraser, and McColl, do receive their certificates of fitness.

Ordered, That the cases of Messrs. Greene, Lemon, Crothers, McLaren, Parkes, Kingstone, Gundry, Long, Sinclair, Rogers, Ross, and Myers, be referred to the Committee on Legal Education, for report.

Ordered, That Mr. Downey receive his certificate on filing the proper certificate of service, signed by Mr. S. R. Clarke, and that Mr. Shaw receive his certificate on filing a proper petition.

Ordered, That Mr. H. B. Weller receive his certificate of fitness on filing the proper certificate of service, signed by Mr. C. A. Weller, and that the cases of Messrs. Harcourt and Brown be considered at the next meeting of Convocation.

The Report of the Examiners on the first Intermediate Examination was received and read.

Ordered, That the following gentlemen be allowed their first Intermediate Examination, namely:—

Messrs. W. Burgess, L. F. Heyd, E. T. English, H. F. Lee, I. W. Binkley, L. G.

Drew, R. C. Hays, J. P. Fisher, F. A. Campbell, A. E. H. Creswicke, R. Tooth, D. I. Donahue, B. C. McCann, R. McLean, G. T. Ware, W. I. Shaw, A. H. Clarke, R. A. Porteous, G. T. Jelfs, I. B. Hands, J. C. T. Bown, J. G. Wallace, R. Patterson, W. Campbell, I. Canniff, J. I. A. Weir, I. R. Taylor, I. H. McCollum, H. S. Blackburn, E. A. Lancaster, J. W. Elliott, and A. McKenzie.

Ordered, That W. H. Hudson be allowed his first Intermediate Examination as a Student-at-Law.

The Report of the Examiners on the second Intermediate Examination was read.

Ordered, That the following gentlemen be allowed their second Intermediate Examination, namely:—

Messrs. E. Bodwell, T. D. Cumberland, E. R. Brown, C. Miller, E. A. Peck, R. S. Neville, J. Birnie, A. Craddock, R. Taylor, W. Steers, A. Dawson, D. F. McWatt, C. Campbell, J. A. McCarthy, I. B. Humphrey, E. G. Porter, J. V. May, W. A. Bishop, A. Stewart, W. B. Carroll.

The Report of the Legal Education Committee on the Primary Examination was received and read.

Ordered, That the following gentlemen be entered on the books as students, namely:—

#### GRADUATES OF UNIVERSITIES.

Peter L. Dorland, Lewis Charles Smith, Matthew M. Brown, Peter D. Crerar, Rufus Adam Coleman.

#### MATRICULANTS OF UNIVERSITIES.

Andrew Grant, James Macown, Francis R. Powell, John Tytler, Thomas Johnston.

#### JUNIOR STUDENTS.

R. V. Sinclair, H. Cowan, W. B. Raymond, W. A. Matheson, A. B. McBride, F. Hornsby, W. A. Perry, J. Denovan, M. J. J. Phelan, A. E. Overell, R. Smith, H. Morrison, J. McPherson, A. K. Goodman, J. A. McLean, T. J. F. Hilliard, R. Gunn, P. Simpson, J. Geale, A. E. Miller, John Greer, D. F. McMillan, C. A. Crawford, F. E. Cochrane, W. Pearce, A. Gillespie, G. A. Kidd.

Ordered, That the following gentlemen be entered on the books as Articled Clerks, namely:—

G. R. Vannorman, Jr., E. M. Yarwood, J. Highington.

Ordered, That Mr. Eddis be appointed Auditor of the Society for 1880.

The Report of the Legal Education Committee, on the cases of Messrs. F. E. Redick and George McLaurin, was read and adopted.

The Report of the same Committee, on the subject of the restoration of the Primary Examination for Easter and Trinity Terms, was received and read, and ordered for consideration at the next meeting of Convocation.

The Balance Sheet for 1879, was read by the Secretary.

Ordered, That it be referred to the Auditor.

The letter of Mr. Hutchison, with enclosures, as to the arrangement between the London Loan Company of Canada and its Solicitor, was read, and referred to the Committee on Discipline, to report whether the paper disclosed a *prima facie* case for action on the part of Convocation.

The Report of the Finance Committee was received, read, and ordered for consideration at the next meeting of Convocation.

The question of the erection of Assize buildings on the Osgoode Hall grounds was adjourned to Saturday, the 7th inst.

Mr. Robertson moved that Mr. Maclean be appointed a Committee to draw the attention of the Attorney-General to the defective character of the short-hand writers' notes of evidence furnished to the profession.

The Secretary presented a return, pursuant to Mr. Irving's motion, of the names of those who have paid and made default in payment of their annual fees.

The following gentlemen were then called to the Bar, namely:—Messrs. Greene, McCleneghan, Long, Macdonald, Gorman, Hickey, Walsh, Patterson, Parkes, Stone, C. S. Rankin, Comfort, Kingston, Mahaffy, Grote, Fraser, Morphy, and Lawrence.

Mr. Martin gave notice that when the report of the committee on Legal Education came up for consideration, on the 3rd inst., he would move that the rule allowing students of Universities to be admitted as

Students-at-Law, or Articled Clerks on presentation of their certificates, be rescinded.

Mr. Leith gave notice that he would move to add such works on Natural Philosophy and Science as Convocation or the Legal Education Committee might approve of, in lieu of German, as a subject for examination in the Primary Examinations, or to add such works as an additional optional subject. The change proposed to come into force in Michaelmas Term next.

FEBRUARY 3rd, 1880.

The cases of Mr. Brown and Mr. Harcourt were considered.

Ordered, that they receive their certificates of fitness.

The papers of Mr. James Colden Dalrymple, an Attorney of more than ten years' standing, who applied for call to the Bar, were laid before Convocation,

Ordered, That Mr. Read, Mr. Leith, and Mr. Mackelcan be appointed a committee to examine and report in this case, under the rules for special cases.

The Legal Education Committee reported on the cases of Messrs. Myers, Greene, Lemon, Crothers, McLaren, Kingston, Long, Sinclair, and Ross,

Ordered, That they receive their certificates of fitness.

In the case of Mr. F. Rogers, his time not having expired, and not expiring during term, his petition could not be entertained.

Ordered, That Messrs. Gundry and Parkes receive their certificates of fitness.

The report of the Finance Committee relating to the grant to the Hamilton Law Association was received and read.

Ordered, That the Initiatory grant to the Hamilton Law Association, of \$432, be paid.

Mr. Ferguson was unanimously elected a Bencher, in the place of Mr. Hodgins, resigned.

The report from the Solicitor to the Society referring to the cases of Attorneys and Solicitors in arrears with their annual fees, was presented, in accordance with Mr. Irving's motion of Michaelmas Term, last,

Ordered, That Mr. Ferguson be appointed a member of the Library and the Legal

Education Committees, in the place of Mr. Hodgins, resigned.

FEBRUARY 7th, 1880.

The report of the Legal Education Committee on the case of A. B. Ford, recommending that his petition be granted, was adopted.

A letter from Carswell & Co., in reference to the printing of the Reports, was read and referred to the Committee on Reporting for enquiry and report with suggestions for improvements in the system of reporting.

The petition of Messrs. Perdue and Rolph, the Chamber Reporters, and the report of the Committee on Reporting, were received and read.

Ordered that the salaries of the Chamber Reporters be fixed at \$300 per annum each, to commence on the 1st instant.

The report of the special committee on the case of Mr. J. C. Dalrymple, was received and read.

Ordered, That Mr. Dalrymple be called to the Bar.

The report of the Committee on Discipline on the letter of Mr. Hutchinson was adopted.

The letter of Mr. Holmsted, Registrar of the Court of Chancery, and the certificate of the taxing officer in reference to certain proceedings in the suit of *Austin v. Terry* were read.

Ordered, That the papers be referred to the Committee on Discipline for enquiry and report.

The report of the Finance Committee was taken up.

Eighth clause as to survey and plan of Osgoode Hall property.—Carried.

Eleventh clause as to prevention of theft of articles of clothing from the Hall, and the appointment of a hall porter was referred to the Library and Finance Committees to confer upon and report.

The estimates for 1880 were read by the Chairman of the Finance Committee, and considered.

Mr. Irving moved the adoption of the estimates of the Library Committee.—Carried.

The report of the Finance Committee as to the first year's grant to the Hamilton Association was considered and adopted.

Mr. Leith moved that the seventh edition of Arnot's Elements of Physics, by Bain & Taylor, and Somerville's Physical Geography, be substituted for the German works as subjects for examination in the primary examinations.—Carried.

The yearly balance sheet, with details of the amounts disbursed and received for 1879, as audited by the Auditor, were laid on the table.

Mr. Mackelcan moved that the statement in detail of receipts and expenditure for 1879 be printed, and furnished to each member of the Law Society, in accordance with the statute.

Mr. Crickmore moved the following rule, That a fee of one dollar be paid for each Certificate of Admission of a Student-at-Law, issued to such student, and a fee of two dollars for each Diploma of Barrister-at-Law, issued to such Barrister. Carried.

Mr. Crickmore presented the Report of the Committee on Legal Education on the subject of restoring the Primary Examination in Easter and Trinity Terms, and moved the following rule, That Primary Examinations for Students-at-Law be held in each Term during the year. Carried.

The Report of the same Committee on the curriculum was taken up and considered, and Mr. Crickmore moved a rule in accordance therewith, which was carried.

Mr. Crooks gave notice that he would move for the reconsideration and passing of the following resolution, proposed during last Term, but which did not then carry, namely:—

Resolved, That this Society do apply to the Legislature for authority under which, and subject to such rules as the Society may adopt, the Society may permit any person who has obtained the degree of Bachelor of Laws in the University of Toronto, or other College possessing University powers in this Province, and after having passed such examination, and complied with such other conditions as the Society may prescribe, to be called to the Bar and admitted as an attorney after a period of four years'

study or service under articles, as the case may be, which period may have elapsed either before, or concurrently with, the passing of the examinations for such degree.

Mr. Meredith moved, That the Reports, including the back numbers of the current volume, at the time of formation, be supplied to each County Library Association formed under the Rule in that behalf. Carried.

Mr. MacLennan moved, That Mr. Ferguson be added to the Select Committee to consolidate the rules and regulations of the Society.

FRIDAY, February 13th.

The papers of Mr. Jacobs, an attorney of ten years' standing, were laid before Convocation. Mr. Read moved, That a committee, composed of Mr. Leith, Mr. Ferguson, and the mover, be appointed to examine Mr. Jacobs. Carried.

The Report of the Library Committee was received, read and adopted.

Mr. Crooks moved the resolution, notice of which had been given on the 7th instant.

On a division the motion was lost.

The Report of the Committee on Discipline on the case of a member of the Bar which had been referred to them by Convocation, was received, read and adopted.

Mr. McCarthy moved, that the conduct of Mr. ———, a Law Student, as stated in the foregoing report, be referred to the Discipline Committee for consideration and investigation. Carried.

The Committee on Discipline, in accordance with the above motion, withdrew, for the purpose of carrying on the investigation ordered.

The special Committee appointed to examine Mr. Jacobs, reported that he had passed his examination satisfactorily.

Ordered, That he be called to the Bar.

The Committee on Discipline reported on the case of the Student-at-Law referred to them, and their report was adopted.

Mr. Jacobs was called to the Bar.

A second letter of the Registrar of the Court of Chancery was read and referred to the Committee on Discipline.

A petition from Mr. Mills on the subject

of his fees was referred to the Finance Committee with power to act.

In the matter of the Law Student reported upon by the Committee on Discipline, as before stated, it was ordered, that the matter be referred to the same Committee to consider and report what punishment can, and ought, to be inflicted in the premises. The Committee to report next Term. Convocation adjourned.

---

## SELECTIONS.

---

### PRESUMPTIONS IN CRIMINAL CASES.

The first enquiry before us, when entering on the discussion of presumptive proof, is that which relates to what is called "circumstantial" as distinguished from what is called "direct" evidence. Is there any "direct" evidence that is not "circumstantial"?

One of the simplest cases of what is called "direct" evidence, is that of a witness who testifies that he saw a particular person at a particular time. Let us note the several elements of uncertainty in such a statement:

1. The *percipient powers of the witness may be defective*. We have heard lately a good deal about colour-blindness, and it is stated, on high scientific authority, that about eight per cent. of men are deficient in the capacity of distinguishing green from red. No man, it is urged, should be appointed to any position in which it is important to decide upon particular colours, *e.g.*, no man should be appointed sailing officer of a ship, or switch-tender on a rail road—without being first examined as to his capacity to distinguish colours. But is there not, with some persons, a want of capacity to distinguish faces? Is not this capacity, in other words, very unequally distributed? General Scott, it is said, used to be able to remember every soldier with whom he had any personal acquaintance; and of a great English politician, the first Duke of Wharton, it is stated, that on his annual electioneering campaign, which extended over three or four counties, he would not only remember the face of every voter whom he had previously met, but

knew when to ask whether the boy of one of them, born five years before, was yet in breeches, or whether the daughter of another, born a little earlier, was yet out of school. If there should be these variations in the capacity for distinguishing likenesses, and in individuating family incidents, it is not strange that this capacity should be in some persons all most absolutely suspended, and in others should become morbidly active. If so, we can understand how it is that we have so many extraordinary negations of identity, and so many equally extraordinary affirmations of identity. Two witnesses, one peculiarly dull in the exercise of this perception, the other peculiarly acute, are looking on at a riot, such as that led by Lord George Gordon, or that in Philadelphia in 1844, in which a series of Roman Catholic churches were burned. A man is seen figuring conspicuously in setting fire to a building. The flames cast a distracting light on his face, so as to exhibit it vividly, and yet at the same time in new and flickering expressions. The obtuse witness does not see in him a likeness to anybody. The witness gifted with an acute perception of likenesses, sees in him one, if not two, persons whom he had seen before.

"I cannot see the speaker, how with you?"  
"Not see the speaker? Why I now see two."

Such was a supposed colloquy between Pitt and Dundas when, after a dinner in which each had taken too much portwine, they entered the House of Commons. The excitement had produced contrary effects; the one could see nobody at all in the chair; the other saw two persons instead of one.

May we not, in view of what we call *face-blindness*, or, in other words, in view of the occasional abnormal distribution of the faculty of detecting likenesses, explain what is otherwise inexplicable both in history and in jurisprudence? "The popular belief at Rome," says Macaulay, "seems to have been that the event of the great day of Regillus was decided by supernatural agency. Castor and Pollux, it was said, had fought, armed and mounted, at the head of the legions of the commonwealth, and had afterwards carried the news of the victory with in-

credible speed to the city." \* \*  
"How the legend originated cannot now be ascertained; but we may easily imagine several ways in which it originated; nor is it all necessary to suppose, with Julius Frontinus, that two young men were dressed up by the dictator to personate the sons of Leda." St. James was in like manner seen charging at the head of more than one Spanish army, and Whalley, the regicide, appeared more than once as a supernatural ally among the Puritan soldiers, in their early conflicts with the Indians.

In the court room these abnormal conditions of the perceptive powers have been frequently illustrated. After the disappearance of Dr. Parkman, when public curiosity was greatly strained on the question whether he had been seen after the day on which it was alleged he had been murdered, several entirely honest witnesses were convinced that they had seen him in some of his old haunts at the time when, there is now no question, he was dead. Numerous have been the persons who, since the disappearance of Charlie Ross, have honestly declared that they recognised the lost child in places so remote from each other, and at times so close, that it is clear that some of them, at least, were mistaken. The same remarkable aberration of the perceptive powers was illustrated in the trials consequent on the Lord George Gordon riots, and on the Philadelphia riots in 1844, already noticed. In each of these cases the collisions were brought about by intense religious animosity. There was a conviction among certain classes of Protestants, and especially among those from the north of Ireland, that the Roman Catholics were about to rise to murder the foes of their Church, and that certain well-known and conspicuous Roman Catholics were to be foremost in the work of blood. There was a conviction among certain classes of the Roman Catholics that certain prominent Protestant leaders were engaged in preparing for a slaughter of Roman Catholics, and the destruction of Roman Catholic churches. When the leading rioters were tried, it is remarkable how ubiquitous these champions, on both sides, are sworn to have been, and yet at the same

reader knows at once where to find any portion of the contents. Throughout the whole not a single stop is to be found, and the sentences are so framed as to be independent of their aid, for no one would wish the title to his estates to depend on the insertion of a comma or a semi colon. The absence of stops renders it next to impossible, materially to alter the meaning of a deed without the forgery being discovered." Lord St. Leonards said (when Lord Chancellor of Ireland) "In wills and deeds you do not ordinarily find any stops but the Court reads them as if they were properly punctuated": *Heron v. Stokes*, 2 Dr. & War. 98.

There is, however, one class of instruments in particular, those namely which are testamentary in character, where marks of punctuation such as the introduction of capital letters or other marks indicating where a sentence or clause was intended to begin, parentheses and the ordinary stops may be taken into consideration by an inspection of the original document: see the observations of Vice-Chancellor Wood in *Oppenheim v. Henry* cited in the note to *Walker v. Tipping*, 9 Hare, p. 102. This is permissible even in wills of pure personalty where the probate is conclusive as to what the words of the will are (*Langston v. Langston*, 2 Cl. & Fin. 240, and *Havergal v. Harrison*, 7 Beav. 49); but the appearance of the original may, nevertheless, affect the sense and assist the construction in doubtful cases.

It is true that Sir William Grant declined to resort to this means of aiding the construction in *Sanford v. Raikes*, 1 Mer. 651, where he said, "the decision cannot depend on the grammatical skill of the writer of the will in the position of the characters expressive of a parenthesis. It is from the words and from the context, not from the punctuation

that the sense must be collected." But other judges in later cases have not disregarded this means of ascertaining the testator's meaning, and have been influenced in their judgment by what appeared in the way of punctuation and structural arrangement on the face of the original document: see by Knight Bruce, V. C. in *Compton v. Bloxham*, 2 Coll. 210; and *Morrall v. Sutton*, 1 Phil. 538 by Parke, B.; and by Wood, V. C., in *Milsome v. Long*, 3 Jur. N. S., 1073. In *Gower v. Towers*, 26 Beav. 81 it is noticed that the word "And" began with a capital letter in the probate. In *Childs v. Elsworth*, 2 De G. M. & G. 679, Lord Cranworth said, "We have caused the original will to be examined, and it appears that the whole gift in question is written continuously as one sentence and is closed with a full stop." In *Gauntlett v. Carter*, 17 Beav. 589, the Master of Rolls placed a good deal of reliance upon the position of marks of punctuation, observing that he did not see how he could reject the commas, and that it seemed to him that the stops were inserted by the testator and were intentional. In an American case, *Arcularius v. Sweet*, 25 Barb. S. C. 405, the judge said, "Punctuation may, perhaps, be resorted to where no other means can be found of solving an ambiguity; but not in cases where no real ambiguity exists except what punctuation itself creates." It was contended in that case that a semi-colon made all the difference in the meaning, but the Judge said, "a single dot over a comma so easily inserted by mistake or design and so difficult, if not impossible in most instances, of proof or disproof, can never be allowed to overturn the natural import of the written words." And in *Manning v. Purcell*, 24 L. J. Ch. 523 (note), Lord Justice Knight Bruce said that even in wills of personalty Judges in Chancery were not bound to confine

their attention to the probate, but might as he had known Lord Eldon repeatedly do, look at the original will in the testator's handwriting with a view to see whether anything there appearing, as for instance, the mode in which it was written, how "dashed and stopped," could guide them in the true construction to be put upon it. (S. P. but not so fully given in 7 De G. M. & G. 55.)

Punctuation is not allowed to throw light on the printed statutes in England as pointed out by Romilly, M. R., in *Borrow v. Wadkin*, 24 Beav. 330, where the question was whether a comma was to be placed at the top of the word "aliens" so as to mark a genitive, or between it and the next word; because in the Rolls of Parliament the words are never punctuated, and accordingly, said the Judge, very little is to be learned from the original statute, and he had to gather the meaning from the context. In the case already cited from 25 Barb., Roosevelt, J. refers to an extraordinary case where the powers of the Federal Government depended on a comma and parties divided on a semi-colon. One side read in the Constitution that Congress should have power "to lay taxes to pay (*i. e.* in order to pay) the debts and provide for the common defence and general welfare; the other that the powers given were independent, 'to lay taxes,' 'to provide for the general welfare,'" &c. The semi-colon interpretation was finally withdrawn and the written words and natural sense prevailed over "stops."

### LAW SOCIETY.

EASTER TERM, 43RD VICTORIA.

The following is the resumé of the proceedings of the Benchers during this Term, published by order of Convocation:—

MONDAY, May 17th, 1880.

The Minutes of last meeting were read and approved.

The report of the Examiners on the examinations for call to the Bar was received, read, and approved.

The report of the Secretary as to the papers of the candidates was read.

Messrs. Delahay, Stewart, Gundry, Shannon, Deacon, Brophy, Carey, Walkem, and Muir were called to the Bar.

The report of the Examiners on the examinations for admission as Attorneys was received, read, and approved.

The report of the Secretary as to the papers and service of the candidates was read.

Ordered, that Messrs. Deacon, Delahay, Stewart, Morphy, Radcliffe, Waddell, Kerr, Hatton, Orr, and Case do receive their certificates of Fitness.

Ordered, that the cases of Messrs. Carey, Proudfoot, Hewson, Curran, Boulton, Brophy, McMahon, Munro, and Eakins be referred to the Committee on Legal Education for report.

The report of the Examiners on the Intermediate Examinations was received and read.

Ordered, that the examinations of Messrs. Riddell, Cassels, Gausby, McCaul, McAdams, Kean, Dickinson, McKenzie, McDonald, Leeming, Robertson, Mabee, Land, Delaney, Carroll, McLean, Wilson, Mills, Cameron, Foy, Davis, Beardmore, Drought, Haight, Cameron, E. R. Taylor, McLean, Cavell, and Williams be allowed them as their first intermediate examination.

Ordered, that the examinations of Messrs. Campbell, Jones, Johnston, Hastings, Nelson, McBeth, Marsh, Macdonald, W. A. Bitzer Hough, Matheson, Ritchie, Mowat, Brouse, Scholefield, Macdonald, George Henderson, Luscombe, Graydon, Masson, Sanderson, Justin Dexter, Sherry, McMeans, Armstrong, Cahill, Lane, Morphy, H. B. McLaurin, and Spotton, be allowed them at their second intermediate examinations.

The report of the Committee on Discipline on the cases of Messrs. Hastings, Porter and Hooper was received, read and adopted.

The petition of J. Boulton in reference to his examination for call was refused.

The petition of J. J. Stephens in refer-

ence to his annual certificates was referred to Finance Committee, with power to act.

The report of the Committee of Legal Education on the Primary Examinations was received and read.

Ordered, that the following gentlemen be admitted as students-at-law and articled clerks :

GRADUATES.

Robert Peel Echlin, W. H. W. Daley.

MATRICULANTS.

Alexander B. Shaw, Leonard H. Patten.

JUNIORS.

Douglas Alexander, Paul Kingston, Theophilus Bennett, E. W. J. Owens, A. J. Flint, and Donald Macdonald.

ARTICLED CLERK.

W. D. Scott.

The report of the Committee on Legal Education on the petitions of Ghent Davis, Leonard Harstone, Frederick Rogers, A. W. Ford, and A. W. Orr, was received, read, and adopted.

Mr. Becher moved that the Discipline Committee be requested to consider and report upon the powers of Convocation to deal with students-at-law and articled clerks who may appear to have been guilty of improper conduct.—Carried.

A letter from the Sheriff of Wentworth was laid before Convocation.

Ordered, that it be filed and laid before Convocation in the event of the person referred to in it applying for admission to the Society.

Messrs. Johnston, McLean, Scott and Lemon were called to the Bar.

Mr. Britton moved that the chairmen of the several Standing Committees, and the Treasurer be appointed a select committee to strike the standing committees for the ensuing year, and that they do submit the names proposed for such committees on Saturday next.—Carried.

TUESDAY, May 18th, 1880.

The minutes of last meeting were read and approved.

Messrs. Grant, Robinson and McLaren were called to the Bar.

The Committee on Legal Education report on the petition of Mr. Lougheed, re-

commending that he be allowed his examination in the Law School as his second Intermediate Examination Report—adopted.

The same Committee recommend that no action be taken on the petition of Francis Jones.—Report adopted.

The same Committee recommend that the intermediate examination passed by James Henry, as a Student-at-law, be allowed him as an articled clerk.—Adopted.

The same Committee recommend that Mr. Carey's certificate of fitness be issued to him on his filing the certificate and affidavit proving his service with Mr. Blackstock.—Report adopted.

The same Committee recommended that in the case of Mr. C. E. Hewson, the rule as to service under articles being effectual only from the date of the Primary Examination, be dispensed with, and that he receive his certificate of fitness.—Report adopted.

The same Committee recommended that certificates of fitness be issued to Messrs. Curran and Boulton.—Report adopted.

The same Committee recommended that in the case of Mr. Jas. W. Brophy, the filing of his articles be allowed as sufficient, and that the rule as to service being effectual only from the date of the primary be dispensed with, and that he receive his certificate of fitness.—Report adopted.

The same Committee recommended that Mr. Eakins receive his certificate of fitness, on his filing a proper certificate from Mr. Mulock.—Report adopted.

Ordered, that certificates of fitness issue to Messrs. Carey, Hewson, Curran, Boulton, Brophy and Eakins, in accordance with the report of the Legal Education Committee.

The report of the Finance Committee, recommending the erection of an Examination Hall, and the introduction of additional telephone service, was received and read, and ordered to be considered at the next meeting of Convocation.

The matter of J. Malcolm Munro is referred to the Legal Education Committee, with a request that the Committee furnish Mr. Robertson, of Newmarket, with a copy of Mr. Munro's declaration, in order that he may reply to the same if he so desire.

The Legal Education Committee reported in the case of Mr. Proudfoot, recommending that the rule of the Society as to the Primary Examination be dispensed with as in Ede's case, and that he receive his certificate of fitness.—Report adopted.

Ordered, that Mr. Proudfoot receive his certificate of fitness.

SATURDAY, May 22nd.

The Minutes of last meeting were read and approved.

The report of the Special Committee to strike Standing Committees was received, read and adopted, as follows :—

EASTER TERM, 1880.

*To the Benchers of the Law Society in Convocation :—*

The Select Committee to strike Standing Committees recommend that the following be the names of the gentlemen in the respective Standing Committees of the Society up to Easter Term, 1881.

FINANCE.

James Bethune, John Crickmore, E. Martin, James A. Miller, D. B. Read, Stephen Richards, L. W. Smith.

LIBRARY.

James Bethune, Hector Cameron, Thos. Ferguson, Æmilius Irving, Francis Mackelcan, Dr. McMichael, Stephen Richards.

REPORTERS.]

James Bethune, Byron M. Britton, Hector Cameron, Francis Mackelcan, James MacLennan, Dalton McCarthy, Edward Martin.

LEGAL EDUCATION.

Thos. M. Benson, John Crickmore, Thos. Ferguson, Alex. Leith, John Hoskin, Thos. Robertson, L. W. Smith.

DISCIPLINE.

Thos. M. Benson, John Hoskin, James MacLennan, Dr. McMichael, Stephen Richards, Thomas Robertson, Arthur S. Hardy.

JOURNALS OF CONVOCATION.

Byron M. Britton, Hector Cameron, Thomas Ferguson, John Hoskin, Æmilius Irving, J. K. Kerr, James MacLennan.

COUNTY LIBRARIES.

Thos. M. Benson, Hector Cameron, John

Hoskin, J. K. Kerr, W. R. Meredith, J. A. Miller, Thomas Robertson.

JOHN CRICKMORE,  
*Chairman.*

Messrs. Fitzgerald and Andrews were called to the Bar.

The Report of the Legal Education Committee recommending that Messrs. C. H. Ivey, Charles R. Irvine, and R. W. Armstrong, be entered on the books of the Society as graduates, was received and read.

Ordered, That C. H. Ivey, Charles R. Irvine and R. W. Armstrong, graduates of universities, be entered on the books as Students-at-law.

The Report of the same Committee recommending that Mr. Lefroy be excused his second intermediate examination under the special circumstances of his case, was received, read and adopted.

Moved by Mr. Read, seconded by Mr. Mackelcan, That Mr. Blake be re-elected Treasurer for the ensuing year.—Carried.

The Report of the Legal Education Committee on the case of Mr. Munro was received, and read, recommending that he be granted his certificate of fitness.

Report adopted.

Ordered, That Mr. Munro receive his certificate of fitness.

A letter from Mr. J. C. Hamilton, referring to the passage way to the Master's offices was read.

Ordered, That the Secretary write to the Attorney-General, requesting him to direct that the proposed arrangement be carried out.

The report of Mr. Robinson, the Editor of the Reports, was received, read and referred to the Reporting Committee.

The Report of the Finance Committee, presented at last meeting and ordered to be considered to-day, was brought up.

1st. The clause as to Examination Hall was adopted, and the Committee directed to procure a plan and estimate of the cost.

2nd. The clause as to increased telephone service, was adopted.

Mr. MacLennan for the Chairman of the Library Committee, moved, that the Librarian and his Assistant be granted leave of absence, the Librarian for two weeks and

mas. Hamilton. Peterson. Hart. Holmes. his assistant for three weeks during the long vacation.—Carried.

Mr. Read moved, That Mr. Crickmore, the Chairman of the Legal Education Committee, be appointed representative of the Law Society in the Senate of the University of Toronto until the end of Easter Term, 1881.—Carried.

Mr. Crickmore gave notice that, at the next meeting of Convocation, he would move, that the option to take German for the Primary Examination contained in the former curriculum be continued till after next term.

Mr. Blake gave notice that, at next meeting of Convocation, he would move for the appointment of a committee to consider and report a plan for the establishment of scholarships in connection with the Intermediate Examinations.

Mr. Read gave notice that, at the next meeting of Convocation, he would move that the Report of the Select Committee in favour of the abolition of the Law School, adopted by Convocation, be printed in the Journals.

#### FRIDAY, June 4th.

The Minutes of last meeting were read and approved.

The letter of Mr. Prescott, asking for information as to what an English attorney would be required to do in order to be admitted as an attorney, and called to the Bar in Ontario, was read.

Ordered, That Mr. Prescott be referred to the Rules of the Society, and informed that it is contrary to the practice of Convocation to consider cases before they come before it in regular course.

The Report of the Committee on Reporting as to the printing of the Reports of the various Courts, and recommending that the edition of the Reports be increased to 1,350 copies, and that the number of copies of the Supreme Court Reports purchased by the Society for distribution, be increased to 1,350, and further recommending that no change be made at present in the existing arrangements for the publication of the Reports was adopted.

Mr. Read moved that the report of the Select Committee in favour of the abolition of the Law School be printed in the Journals.—Carried.

Ordered that the third reading of Mr. Crickmore be moved that the option to take German for the Primary Examination contained in the curriculum be continued up to and inclusive of next Michaelmas Term.—Carried.

Mr. Blake moved that a Select Committee, composed of Messrs. Crickmore, Robertson, Leith, Richards, Mackelcan, Martin, MacLennan, McCarthy, and the Treasurer, be appointed to consider and report a plan for establishing Scholarships in connection with the Intermediate Examinations, the Committee to have power to consider the expediency of abolishing the Special Scholarships.—Carried.

Mr. Robertson gave notice that he would, at the next meeting of Convocation, move that the rules for the Call of Barristers in special cases, under 39 Vic. cap. 31, sec. 1, be amended

1st. By striking out sub-section 1 of section 4 of rule 2, and that sub-section 2 of section 1 of same rule be amended so as to cover and include all attorneys, solicitors or writers, of at least five years' standing.

2nd. By amending rule 3, so as to make the fees payable by such candidates for Call to the Bar, in addition to the ordinary fees payable for admission and for Call, three hundred dollars (\$300).

3rd. That rule number 2 for the admission of attorneys and solicitors in special cases, under 39 Vic. cap. 31, sec. 2, be so amended as to make it competent for any Barrister to be admitted as an attorney and solicitor without any further examination as to fitness, &c.

Mr. Mackelcan moves that Mr. MacLennan, Mr. McCarthy, Mr. Bethune, and the mover, be appointed a Committee to confer with the Attorney-General and the Judges upon the subject of short-hand reporting, and the subject of the cost of short-hand writers' notes, and further to urge upon the Attorney-General that the parties should not be required to pay for the copies of evidence furnished to the Judges in Common Law cases, but only for such copies as they may order for their own use.—Carried.

Convocation adjourned.

The following charge of His Honour Judge Gowan to the Grand Jury, at the late June Sessions of the County of Simcoe, will be read with interest by many; especially so as it discusses the recent legislation of the House of Assembly on several subjects of a legal nature.

His Honour, after referring to the state of the Calendar, said:—

#### DRUNKENNESS AND CRIME.

It is sad to know, taking a long retrospect of thirty-eight years of judicial life, that nearly two-thirds of the criminal cases which came before me were traceable to the use of intoxicating drinks, provided under the shadow of the law, and I every day perceive more clearly what I have often before said, in one form or another—the intimate connection between drunkenness and crime; in fact, that habitual drunkenness almost invariably leads to the commission of crime.

I think that the efforts of earnest men in the cause of temperance have done something to diminish the evil incident to, and it would seem inseparable from, the traffic in intoxicating drinks. There is certainly some change in public sentiment; but sustained effort is as needful as ever, till such a healthy public feeling on the subject is formed as will justify more stringent enactments for the personal restraint and penal control of the drunkard and for securing effective responsibility and punishment in the case of those who tempt their fellow-creatures to crime, or for abolishing altogether the traffic in intoxicating drinks.

#### RECENT LEGISLATION.

I avail myself of this occasion to direct attention to some of the statutes passed at the last session of the Provincial Legislature.

There are several Acts relating to municipal law, all of which will require to be carefully examined by those to whom the administration of the municipal law is confided, for the alterations and amendments made in the old law are numerous and important, though, for the most part, in matters of detail.

#### TAX EXEMPTION.

In respect to the assessment law, I may observe that a very decided inroad will be found to have been made upon exemptions from municipal assessment, affirming, it would seem, that the principle upon which the privilege is based is unsound and inapplicable to our condition. The action

of the Legislature gives some hope that the day is not far distant when the present forced benevolence in favour of certain officials, religious bodies, and church officers, will be abolished altogether.

#### INSOLVENT LEGISLATION.

In consequence of the repeal of the Insolvent Act, it became necessary to devise some means of securing to creditors, with as little delay and cost as possible, a fair division of an insolvent debtor's property. A very carefully prepared Act, having this object in view was also placed on the Statute Book, and I think it will serve to a great extent the objects aimed at. But the subject is a difficult one to deal with, the Province having only limited powers of legislation in respect to the matter.

#### LANDLORD AND TENANT.

Lodgers and boarders were often subjected to great loss and injustice by the exercise of the landlord's power to levy a distress on their goods and chattels for arrears of rent due to the superior landlord by his immediate lessee or tenant. This has been remedied by another Act of last session, and by a simple process, provided for in the Act, the lodger or boarder will now, on just terms, be able to save his property from sale for arrears of rent.

#### THE DIVISION COURT EXTENSION.

Every change connected with the Division Court is of interest to the general public, seeing that for the collection of debts and otherwise, some two hundred persons resort to them for every two persons who use the Superior Courts; and although the claims of the former may be small in amount, they are relatively as important as the large claims of the more wealthy suitors in the Superior Courts. One of the Acts of last session effects very important alterations in the law relating to the Division Courts, and I wish to direct attention to some of its provisions. It is now thirty-nine years since Division Courts were established in this Province, and they have grown steadily in public favour, if one may judge from the largely increased jurisdiction conferred upon them. Those most familiar with the working of these courts believed that the highest limit for safe and efficient working had been reached; but the Legislature, in the face of strong and unbiased testimony to that effect have been brought to think otherwise, and doubled the jurisdiction in respect to certain money demands, and increased it by fifty per cent. in cases of *mortgage*. I hope it may not be found that this will impair the value and usefulness of the courts to those who will chiefly use them, promoting

foreshadow legislative changes in that direction. Thus Vice-Chancellor Malins in an elaborate judgment in *Pike v. Fitzgibbon*, 28 W. R. 667, decided that the written engagement of a married woman binds all separate estate belonging to her at the date of the judgment in the action, whether it belonged to her at the time of the engagement or was afterwards acquired; that it was immaterial whether or not she had any such estate at the time of the engagement; and moreover that such property was bound, even if it was originally subject to restraint on anticipation, provided that before the judgment the restraint had become inoperative by the death of husband. And the still later case of *Flower v. Buller*, 28 W. R. 948, extends the doctrine of *Pike v. Fitzgibbon*, and decides that a married woman may bind her separate estate *in expectancy* under a will by charging it in writing (her husband also joining) for advances made to the husband; and this although the estate in expectancy was one under the will of a living person. Some of the positions advanced by Denman, J., (who sat for Fry, J.) appear to be, but are not necessarily, at conflict with views enunciated in some parts of the judgments in *The Standard Bank v. Boulton*. But we are not aware of any authority going so far as the decision in *Loughead v. Stubbs*, touching the liability of a married woman on a contract respecting her real estate, or her interests in expectancy therein.

#### BENCH AND BAR.

The question has been raised in England as to the propriety of a judge's son practising in his father's Court. The *Law Times* thus alludes to the subject:

"An incident in the Bristol County Court raises a question which, we think, is of the utmost moment to the Bench and the Bar. A son of the judge appeared as counsel before him, and

the counsel on the other side declined to go on with the case, as we gather, on that ground alone. We think the judge was wrong in suggesting that this step could in any sense be an insult to him. It is in the highest degree inconvenient, in cases where a judge sits to try cases alone, that his son should practise before him. This view has been taken very strongly by Sir James Hannen. That it has not been taken by Sir R. Phillimore has caused much soreness and adverse comment. The ground upon which we agree with the objecting counsel at Bristol is, that it is quite impossible for a judge under such circumstances to escape the criticisms of suitors who are defeated before him when opposed by his son. They may be unfair, but they will be made, and the consequences must be most prejudicial to the administration of the law. County Court judges are not just now so favourably regarded that they can allow their Courts to be made the means of advancing their relations, and they should discourage solicitors in their districts from retaining the services of those intimately connected. We do not agree that there is any analogy between practising in County Courts and at assizes. To say that a barrister should never appear in a court presided over by his father may be unreasonable. But we most emphatically condemn the practice of barristers adopting a court in which to practise over which their fathers do preside or may preside alone."

The *English Law Journal* takes similar ground:—

"There is, no doubt, an impression abroad that the judge is likely to turn a more favourable ear to the arguments of his son than to those of other advocates. In the United States the impression has taken so deep a hold that an attempt has actually been made to pronounce a father disqualified, on the ground of interest, to try a case in which his son is engaged. Such views of the situation are, it is needless to say, altogether without foundation. Judge's sons cannot be estranged from the bar because their fathers were eminent lawyers before them. We do not for a moment believe that a single case on record has been decided in favour of a particular party because that party happened to be represented by the judge's son.

When so much is said, the subject however, is not exhausted. It is a great deal more likely that judges will take a sort of malicious pleasure in non-suiting their sons than put themselves out of the way to help a son's client over a stile. The very feeling that he may be supposed to be influenced will, in a refined nature, if it produces a bias at all, turn it against the object that it is expected to favour. Lord Blackburn once said that the Chief Justice, having tried and

convicted Orton, was more likely to be afterwards prejudiced in his favour than against him. There is in most natures much of the feeling of the schoolmaster who thrashed his son in the presence of the other pupils every morning to show his impartiality. It is not so much the actual influence that has to be dealt with as the appearance of influence. This appearance is not of sufficient importance to be taken into account in ordinary cases; but still, if a son attach himself constantly to the court of his father as a Queen's counsel, inequity attaches himself to a Vice-Chancellor, it must be admitted that an impropriety is committed.

The etiquette of the Bar on this and kindred subjects was originally clear enough; but of late years a loose practice has prevailed. Formerly, it was a strict rule that no son should join the circuit of which his father was a leader. This rule was infringed noticeably, some years ago, on the Norfolk Circuit; and it can no longer be said to be a strict rule. The subject now in question stands on much higher ground, as it deals, not merely with professional interests, but with possible influences in the court. The principle applicable to such cases is plain—namely, that no member of the Bar ought to put himself in such a situation that there is even the appearance of his obtaining business because he is supposed to exercise an undue influence over the court."

The *Albany Law Journal* says:—

"The difficulty in the case is four-fold: first, that the judge will always be presumed by the populace to lean in favour of his son; second, that the son will get business from the force of this presumption; third, that the judge will unconsciously be biassed in his favour; or fourth, that the judge will do his son's client injustice from the fear of such bias. However pure, the judge and his son will always stand in danger. We think it would be better for everybody that a judge should decline to hear a cause in which his son is counsel or attorney."

There seems a great unanimity on this subject in the legal press. The remarks above quoted seem to us to lay down the true principle. In this Province, the evil cannot exist to any extent in connection with practice in the Superior Courts. An occasional unpleasantness has, however, arisen in one or more of the county towns in Ontario, and a correspondent has recently called our attention to a case in point, to which it may hereafter be neces-

sary to refer; but so far, there has been nothing of sufficient importance to draw general attention to the subject.

## LAW SOCIETY.

TRINITY TERM, 44TH VICTORIÆ.

The following is the *resumé* of the proceedings of the Benchers during this term, published by authority:

Monday, 23rd August, 1880.

Present:—The Treasurer, and Messrs. Crickmore, McMichael, Bethune, Pardee, Kerr, Irving, and Mackelcan.

The minutes of last meeting were read and approved.

The Report of the Examiners on the examination for Call was received and read.

The Report of the Secretary as to the Papers of the Candidates was read.

Ordered that Messrs. W. H. P. Clement, J. E. Lees, W. H. Biggar, R. W. Wilson, J. R. Brown, J. S. Hough, M. A. McHugh, J. J. Blake, W. G. Eakins, W. B. Ellison, S. C. Elliott, C. E. Hewson, and E. Morgan be called to the Bar.

The Report of the Examiners on the Examination of the Candidates for Certificates of Fitness was received and read.

The Report of the Secretary on the Papers of the Candidates was read.

Ordered that Messrs. W. H. Biggar, J. E. Lees, W. H. P. Clement, W. B. Ellison, S. C. Elliott, R. Miller, J. R. Brown, J. H. Scott, J. N. Muir, P. McPhillips, N. Gilbert, C. E. Freeman, J. B. O'Flynn, and H. W. Hall do receive their Certificates of Fitness.

Ordered that the cases of Messrs. Wilson, Gibson, Manning, and McNab be referred to the Legal Education Committee for report.

The Reports of the Examiners and Secretary on the First Intermediate Examination were received and read.

Ordered that the examinations of Messrs. Mahoney, Mulligan, Fraser, Canniff, Ard, Chapple, Reid, Johnston, Start, A son, Ruttan, Elliott, Foulds, Yarnol Fadden, O'Meara, Monk, Murchiso

mas, Hamilton, Peterson, Hart, Holmes, Hammond, Daley, Wright, Martin, Culham, Kilgour, Barry, Rowe, be allowed them as students and articled clerks.

The Reports of the Examiners and Secretary on the Second Intermediate Examination were received and read.

Ordered that the examinations of Messrs. Beynon, Leonard, S. Wood, Mills, Russell, Adair, Haney, Snider, Knight, Smith, Gould, McCrimmon, Pringle, Lynch, McArdle, John Wood, Waddell, Lewis, Wilkes, Chisholm, Phillips, Howell, Sparham, Cooper, Dean, Sinclair, J. A. Wood, and T. G. Rothwell be allowed them as students and articled clerks.

The petition of Mr. Joshua Adams, praying for his call to the Bar under the rules in Special Cases, was received and read.

The Secretary reported that his papers were correct and his fees paid.

Mr. Bethune moved that Messrs. Crickmore, Kerr and Bethune be appointed a Committee to examine and report upon the papers of the candidates, and to conduct the examination under the rules.—Carried.

The petition of Mr. R. S. Gurd, praying for his call to the Bar under the rules in Special Cases, was received and read.

The Secretary reported that his papers were correct and his fees paid.

Mr. Bethune moved that Messrs. Crickmore, Kerr, and Bethune be appointed a Committee to examine and report upon the papers of the candidate, and to conduct examination under the rules.—Carried.

The petition of Mr. F. Beverly Robertson, praying to be admitted as an Attorney under the rules in Special Cases, was received and read.

Mr. Crickmore moved that the petition of Mr. Robertson be referred to the Legal Education Committee, to report as to his right to a Certificate of Fitness.—Carried.

Ordered that in case he be entitled he do pay the special fee under the rules as well as the ordinary fees.

The letter of Mr. Hutchison was received and read, announcing the dissolution of the partnership of Messrs. Rowsell & Hutchison, and asking for the continued patronage of the Society.

Ordered that the third reading of Mr. Robertson's rule be postponed until the 24th inst.

The Report of the Legal Education Committee on the Primary Examinations was received and read.

Ordered that the following gentlemen be entered on the books as Students-at-Law, namely :—

#### *Graduates.*

Edward L. Curry, B.A., Cam. ; Wm. Armstrong Stratton, B.A., Toronto ; George Smith, M.A., Toronto ; Alex. Sutherland, B.A., Toronto ; Joseph Burr Tyrrell, B.A., Toronto ; William J. James, B.A., Toronto ; Thomas H. Gilmour, B.A., Toronto ; Thomas V. Badgeley, B.A., Albert ; Henry Lawrence Inglis, B.A., Trinity ; James Burdett, B.A., Trinity ; George Robson Coldwell, B.A., Trinity ; Harcourt I. Bull, B.A., McGill ; Isaac Norton Marshall, B.A., Toronto ; Wellington Jeffers Peck, B.A., Victoria ; Alvin I. Moore, B.A., Toronto ; William A. Dowler, B.A., Victoria.

#### *Matriculants.*

G. H. Jarvis, Toronto University ; Edmund J. Bristol, Toronto University ; W. K. McDougall, Toronto University ; A. H. Coleman, Toronto University ; Archibald McKellar, Toronto University ; Stephen O'Brien, Albert College ; Harry Earl Burdett, Albert College ; John Andrew Forin, Albert College.

#### *Junior Class.*

Messrs. Horace F. Jell, R. J. Dowdall, D. S. Kendall, G. F. Bell, A. C. McDonnell, O. L. Spencer, S. D. Biggar, H. A. Fairchild, George Craig, James Armstrong, A. McFadyen, W. A. J. G. Macdonald, C. M. B. Lawrence, C. N. Shanly, A. C. Steele, Gueret Wall.

Ordered, that the following candidates be allowed their examination as Articled Clerks :—

Messrs. D. Duncan, T. T. Young, M. Wilkins.

The following gentlemen were called to the Bar, namely :—

Messrs. W. H. P. Clement, W. H. Biggar, R. W. Wilson, M. A. McHugh, J. J. Blake, W. B. Ellison, C. E. Hewson, E. Morgan.

Tuesday, August 24th, 1880.

Present : Messrs. Crickmore, Bethune, Kerr, Ferguson, Irving, Read, Mackelcan, McCarthy.

In the absence of the Treasurer, Mr. Irving was elected Chairman of Convocation.

The minutes of last meeting were read.

The Report of the Special Committee on the cases of Messrs. R. S. Gurd, and Joshua Adams, was received, considered and adopted.

Ordered, that they be called to the Bar.

The Secretary reported that Messrs. Edward Mahon and Patrick McPhillips, had completed their papers.

Ordered, that they be called to the Bar.

The Chairman of the Legal Education Committee reported, that Messrs. R. W. Wilson and A. H. Manning, had completed their papers.

Ordered, that they receive their certificates of fitness.

The following gentlemen were called to the Bar, namely :—

Messrs. J. R. Brown, J. E. Lees, Joshua Adams, R. S. Gurd, E. Mahon, P. McPhillips, S. C. Elliott, W. H. Biggar, and J. S. Hough.

The third reading of Mr. Robertson's amended rule was ordered for Friday in September next.

The petition of Mr. John Canavan, for call to the Bar, under the rules for special cases, was referred to a special committee consisting of Messrs. Crickmore, Read and Bethune.

The petition of Charles Edward Irvine, was referred to Legal Education Committee.

The Secretary having reported that Mr. A. H. Leith's papers had been completed.

Ordered, that he be called to the Bar.

The following gentlemen, namely :—Mr. A. H. Leith, and Mr. W. G. Eakins, were called to the Bar.

The Legal Education Committee reported that Mr. Allan McNab, might receive his certificate of fitness, on showing either that he was serving Mr. Biggar from the 4th of September, to the 12th of October, with the leave of Mr. Frost, or that Mr. Biggar was the town agent of Mr. Frost.

Ordered accordingly.

Saturday, August 28th, 1880.

Present : The Treasurer, and Messrs. Crickmore, Reid, Bethune, McCarthy.

The minutes of last meeting were read and approved.

The Report of the Special Committee on the examination and papers of Mr. John Canavan, was also read and adopted.

Ordered that Mr. Canavan be called to the Bar.

Mr. Canavan presented himself and was called accordingly.

The petition of Mr. W. H. Beatty, praying for call under the rules in special cases, was received, read and considered.

Mr. Read moved, that Messrs. Crickmore, Bethune and Kerr, be appointed a select Committee, to consider the petition, enquire into the regularity of the papers and conduct the examination of Mr. Beatty.

Convocation adjourned.

Friday, September 3rd, 1880.

Present : The Treasurer, and Messrs. Robertson, Irving, Henderson, Mackelcan, Read, Smith, Kerr, Ferguson, Crickmore, Bethune.

The minutes of last meeting were read and approved.

The Report of the Select Committee on the examination and papers of Mr. W. H. Beatty, who petitioned for call under the rules in special cases, was received, read and adopted.

Ordered that Mr. Beatty be called to the Bar.

Mr. Beatty presented himself, and was called accordingly.

The Secretary reported that Solomon G. McGill, who passed the second Intermediate Examination, but had by accident omitted to pay his fee and present his certificate, had now done so.

Ordered, that his examination be allowed as a Student and Articled Clerk.

The report of the Select Committee on the subject of Scholarships was received and read as follows :

#### REPORT.

The Select Committee appointed to consider and report a plan for establishing scholarships in connection with the Intermediate examinations with power to con-

sider the expediency of abolishing the special scholarships beg leave to report as follows :

1. The number of persons who passed the Primary Examinations during the five years 1875 to 1879 inclusive, was 715, making an average of 143 per annum, of these, many dropped off during the course, insomuch that the average number called and admitted is estimated by the Secretary to be about one-half of those who entered, but of course the average number pursuing the course in each year is greater than one-half of the entrants and may be estimated at 100 at least in each year.

2. The object to be obtained is as far as possible to encourage and promote systematic and thorough study of the subjects for Examination.

3. The special scholarships which have for some years been granted have failed to accomplish this object. The candidates for these scholarships have numbered for the five years mentioned, as follows :

1875—For first year, 3 ; for second year, 4 ; for third year, 1 ; for fourth year, 1.—Total, 9.

1876—For first year, 4 ; for second year, 11 ; for third year, 4 ; for fourth year, 1.—Total, 20.

1877—For first year, 3 ; for second year, 3 ; for third year, 4 ; for fourth year, 2.—Total, 12.

1878—For first year, 4 ; for second year, 7 ; for third year, 4 ; for fourth year, 3.—Total, 18.

1879—For first year, 14 ; for second year, 3 ; for third year, 5 ; for fourth year, 2.—Total, 24.

These numbers are wholly insignificant when compared with the total number of students and even when compared with the number of meritorious and hard-working students for each year.

The failure may be ascribed to two causes first the difficulty of finding time to prepare for the special work, and secondly the well understood superiority of some one competitor for the single scholarship available for the year.

4. The Committee are of opinion that the special scholarships should be abolished ; and that honours and also three scholarships

should be established in connection with each intermediate examination, thus stimulating the student to greater exertion in mastering the ordinary work and by a variety of prizes encouraging numbers to compete.

5. Under the present system there is a first and second Intermediate examination during each of the four terms.

Those who obtain at least three-fourths of the marks on the papers are passed without an oral examination.

6. The Committee recommend as follows :

(1) That after the next Michaelmas Term (November, 1880) the special scholarships be abolished.

(2) That in each term after next Michaelmas term the persons who obtain at least three-fourths of the marks obtainable on the papers at either of the Intermediate Examinations be entitled to present themselves on the following day for a further written examination for honours on the same subjects embracing the same number of questions, with the same aggregate value of marks obtainable in each subject.

(3) That the persons obtaining at least three-fourths of the aggregate marks obtainable on the papers in both the pass and the honour examinations, and at least one-half of the aggregate marks obtainable on papers in each subject in both examinations be passed with honours, and that each person so passed receive a diploma certifying to the fact.

(4) That of the persons passed with honours the first be entitled to a Scholarship of \$100 ; the second to a Scholarship of \$60 ; and the third to a Scholarship of \$40, and that each scholar receive a diploma certifying the fact.

7. The Committee would observe that the maximum expenditure involved in the proposed scheme is \$1 600, being only \$880 in excess of the present expenditure for special scholarships proposed to be abolished.

8. The Committee would further observe that the adoption of their proposals would render necessary some alteration in the periods fixed for the examinations, so as to give more time for their conduct, a change which they believe to be on other grounds

desirable, and they recommend that this subject be referred to the Committee on Legal Education to report next Term.

9. The Committee would recommend that any rule necessary to give effect to their plan should be adopted this Term, with a view to its early publication, so that ample time may be given to the students to prepare for the first examinations to be held under the new plan.

(Signed) EDWARD BLAKE.

The Report was ordered for immediate consideration.

Mr. Read moved, seconded, by Mr. MacKelcan, that the Report be adopted. — Carried.

Mr. Mackelcan moved, in pursuance of the Report, as follows :—

That, in pursuance of the recommendation of the special Committee on Scholarships the following rule be adopted :—

1. That after next Michaelmas Term the special scholarships be abolished.

2. That in each Term, after next Michaelmas Term, the persons who obtained at least three-fourths of the marks obtainable on the papers at either of the Intermediate Examinations be entitled to present themselves on the following day for a further written examination for honours on the same subjects, embracing the same number of questions, with the same aggregate value of marks obtainable in each subject.

3. That the persons obtaining at least three-fourths of the aggregate marks obtainable in the papers, in both the Pass and the Honour Examinations, and at least one-half of the aggregate marks obtainable on the papers in each subject on both examinations, be passed with honours, and that each person so passed receive a diploma certifying to the fact.

4. That of the persons passed with honours, the first be entitled to a scholarship of \$100, the second to a scholarship of \$60, and the third to a scholarship of \$40, and that each scholar receive a diploma certifying the fact.

The said rule was read a first and second time.

Mr. Mackelcan moved that Rule No. 8, as to Draft-Rules, be dispensed with, and

that the rule be read a third time now. — Carried unanimously.

The rule was then read a third time and adopted.

The Report of the Legal Education Committee on the case of L. J. Smith in favour of his application to be admitted as a student-at-law ;

On the case of C. E. Irvine against the prayer of his petition ;

On the case of W. G. Eakins recommending that he receive his Certificate of Fitness.

On the case of Virgil Lee recommending that the prayer of the petition be granted and his service allowed ;

On the case of F. Beverly Robertson reporting that he is within the rules, and recommending that he receive his Certificate of Fitness on compliance with the requirements of convocation ;

On the case of Goodwin Gibson, recommending that he receive his Certificate of Fitness :—was received, read and adopted.

Ordered, that L. J. Smith be entered on the books as a student-at-law in the Matriculant class.

Ordered, that the prayer of C. E. Irvine's petition be refused.

Ordered, that W. G. Eakins receive his Certificate of Fitness.

Ordered, that the prayer of Virgil Lee be granted, and his service allowed.

Ordered, that F. B. Robertson receive his Certificate of Fitness on the payment of the proper fee in special cases.

Ordered, that Goodwin Gibson receive his Certificate of Fitness.

The petition of Frederick Wright, praying for call to the Bar under the rules in special cases, was received and read. Mr. Read moved that the petition be referred to a select committee, composed of Messrs. Read, Crickmore, and Bethune, to inquire into and report on the regularity of the papers, and to conduct the examination of Mr. Wright.—Carried.

The letter of Mr. J. G. Scott to the Secretary on the subject of the passage way to the Master's office was read.

The letter of Mr. W. Jones on the subject of the roof of the east wing of Osgoode Hall, was received and read.

Ordered that the letter be referred to the Finance Committee, with power to take steps for the proper roofing of the building.

The letter of Eudo Saunders as to a certificate of his having passed his examination as an articled clerk, was received and read.

Ordered that for the future all persons who have passed the examination as articled clerks, be entitled to receive a certificate to that effect, signed by the Secretary, on payment of a fee of one dollar.

Mr. Robertson moved the third reading of the proposed rules, read a first and second time last term, as follows :

1. That subsection 1 of section 4 of rule 2, under 39 Vic. cap. 31, section 1, be rescinded, from and after the last day of Michaelmas term next.

Mr. Henderson moved in amendment to strike out the words "Of Michaelmas term next," and to insert "of this Term" in lieu thereof.—Carried.

The rule as amended was read a third time, as follows :

1. That subsection 1 of section 4 of rule 2, under 39 Vic., cap. 31, section 1, be rescinded, from and after the last day of this term.

The rule as amended was adopted.

Mr. Robertson, by leave, withdrew the second rule proposed.

Mr. Storm, the architect, laid before Convocation plans to meet the objection raised by the Government Engineer.

Ordered that a representation be made to the Government, with a view to inducing them to accede to the original plan, and in case that be not agreed to, that the Committee be authorized to proceed on the modified plan.

The Select Committee appointed to consider the papers and conduct the examination of Mr. Frederick Wright, presented their report, which was received and read.

Moved by Mr. Crickmore, that the report be considered forthwith.

Mr. Robertson moved in amendment that it be considered the first day of next term.

The amendment was lost. The report was ordered for immediate consideration.

Mr. Crickmore moved that the report be adopted.—Carried.

Mr. Wright was ordered to be called to the Bar, and attended, and was called accordingly.

Convocation adjourned.

---

## NOTES OF CASES

IN THE ONTARIO COURTS, PUBLISHED  
IN ADVANCE, BY ORDER OF THE  
LAW SOCIETY.

---

### SUPREME COURT OF CANADA.

JUNE SESSIONS, 1880.

NORTH ONTARIO CONTROVERTED ELECTION.  
WHEELER, *Appellant*, and GIBBS, *Respondent*.

*Promise to pay legal expenses, sub-sec 3, sec. 92, The Dominion Elections Act, 1874.*

Appeal from a judgment of Mr. Justice Armour, deciding that the appellant had been personally guilty of bribery within the meaning of sub.-sec. 3, sec. 92, of the Dominion Elections Act, 1874, "for having agreed and promised to pay the expenses of one Hurd, a voter and a professional speaker." It was admitted Hurd addressed meetings in the interest of appellant, and during the time of the election made no demand for expenses except on one occasion; when, being unexpectedly without money, he asked for and received the sum of \$1 50 for the purpose of paying the livery bill of his horse.

*Held*, that the weight of evidence showed that the appellant only promised to pay Hurd's travelling expenses, *if it were legal to do so*, and such a promise was not a breach of sub.-sec 3, of sec. 92, of the Dominion Elections Act, 1874.

The question, whether or not under the law, candidates may or may not legally employ and pay for the expenses and services of canvassers and speakers, the Chief-Justice said it was unnecessary to determine as the appellant had not paid Hurd's expenses.

*Hodgins*, Q.C., for appellant.

*Hector Cameron*, Q.C., and *McCarthy*, Q.C. for respondent.

SELKIRK CONTROVERTED ELECTION.

YOUNG, *Appellant*, and SMITH, *Respondent*.

*Dominion Election Act, sec. 98.*

*Held*, That the term "six next preceding sections," in the 98th sec. of The Dominion Controverted Elections Act, 1874, means the six sections preceding the 98th, and that the hiring of a team to convey voters to the polls, prohibited by the 96th section is a corrupt practice, and will void an election if an agent is proved to have intentionally hired a team for that purpose.

*Hector Cameron, Q.C., for appellants.*

*C. Robinson, Q.C., and Bethune, Q.C. for respondent.*

FARMER, *Appellant*, v. LIVINGSTONE, *Respondent*.

*Letters Patent—Parliamentary title—Equitable defence.*

Appeal from a judgment of the Court of Queen's Bench for the Province of Manitoba. The action was one of ejectment, to recover possession of S. W. of sec. 30, 6 Township, 4 Range Manitoba, from defendant who had applied for a homestead entry on the lot in question, and paid a fee of \$10, but who was subsequently informed by the officers of the Crown that his application could not be recognised, therefore was refunded the \$10 he had paid. The appellant, at the trial, put in, as proof of his title, Letters Patent under the great seal of Canada, granting the land in question to him in fee simple. At the trial, the defendant was allowed, against the objection of the plaintiff's counsel, to set up an equitable defence and to go into evidence for the purpose of attacking the plaintiff's patent as having been issued to him in error, and by improvidence and by fraud; and the Court of Queen's Bench in Manitoba

*Held*, that the defendant had established his right to have the said patent set aside, and that the defendant had become seized and possessed of a Parliamentary title to a homestead right.

On appeal to the Supreme Court this judgment was reversed, and it was

*Held*, that under the practice which prevailed in England in 1870, which practice was in force in Manitoba under 38 Vict. c.

12, sec. 1 (Man.), such defence could not be set up, and that the plaintiff was not bound to offer evidence in support of said Letters Patent, if they were not assailed by "action, bill or plaint," under 35 Vic. c. 23, sec. 69.

*Bethune, Q.C., for appellant.*

*J. A. Boyd, Q. C., for respondent.*

PARSONS, *Appellant*; and THE STANDARD FIRE INSURANCE COMPANY, *Respondents*.

*Insurance—Prior and subsequent Insurance.*

The question upon which the appeal was determined was whether or not the appellant being insured in the Western Insurance Company, to the extent of \$2,000 which formed a portion of a sum of \$8,000, further insurances mentioned in the Policy sued upon, having allowed the Western's Assurance Policy to expire, could insure for the same amount in the Queen's Insurance, without the consent of the respondent's company.

The policy had endorsed upon it the following conditions: "The company is not liable for loss, if there is any prior insurance in any other company, unless the company's assent appears herein, or is endorsed thereon, nor if any subsequent insurance is effected in any other company, unless, and until, the company assent thereto in writing signed by a duly authorized agent."

*Held*, on appeal, that as the policy on its face allowed additional insurance to the amount of \$8,000 over and above the amount covered by the policy sued on, the condition as to subsequent insurance must be construed to point to further insurance beyond the amount so allowed, and not to a policy substituted for one of like amount allowed to lapse.

*D'Alton McCarthy, Q. C., for appellants.*

*Bethune, Q. C., for respondents.*

PETERKIN, *Appellant*, and MCFARLANE ET AL., *Respondents*.

*Discretionary power of Court of Appeal to allow amendments—Supreme Court will not interfere.*

The Court of Appeal for Ontario, on an appeal from a decree of SPRAGGE, C., who

# LAW SOCIETY.

MICHAELMAS TERM, 1880.

The following is the *Resume* of the proceedings of the Benchers during the last Term, published by authority:—

MONDAY, 15th November.

*Present*,—Messrs. Irving, Kerr, Crickmore, MacKelcan, MacLennan, McMichael, Bethune, Benson, Smith, Hoskin.

Mr. MacLennan was appointed chairman in the absence of the Treasurer.

The minutes of last meeting were read and approved.

The Report of the Examiners on the examination for call to the bar, and the Secretary's Report, were received, read, and adopted.

Ordered, that Messrs. P. C. MacNee, R. H. Myers, and A. D. Perry, be called to the bar, and that Messrs. Ponton, Ede, Brown, Moffat, and Irving be called on completing their papers.

The Report of the Examiners on the examination of candidates for certificates of fitness, and the Secretary's Report, were received, read, and adopted.

Ordered, that the following gentlemen do receive their certificates of fitness, namely:—

Messrs. A. D. Perry, J. Harley, W. A. Wilkes, D. H. Cooper, F. C. Moffatt, J. R. Lavell, W. N. Ponton, P. Æ. Irving and W. D. Swayze; and that the cases of Messrs. R. Harcourt, C. H. Allen, E. B. Brown, J. L. Dowlin, R. H. Myers, and W. B. McAlise, be referred to the Committee on Legal Education for report.

The Report of the Examiners on the first intermediate examination, and the Secretary's Report thereon, were received and read.

Ordered, that the following gentlemen be allowed their first intermediate examination as students and articulated clerks, namely:—

J. A. C. Reynolds, J. A. Walker, G. B. Douglas, E. J. Hearn, D. H. Tennent, H. I. Eberts, C. R. Irvine, C. H. Cline, Jas. Campbell, J. E. Bullen, I. Stewart, F. E. Bertrand, F. W. Garvin, E. R. Reynolds, W. H. Wardrope, F. S. Wallbridge, H. White, J. Carruthers, A. P. E. Panet.

The Report of the Examiners on second intermediate examination, and the Secretary's Report thereon, were received and read.

Ordered, that the following gentlemen be allowed their examinations as students and articulated clerks, namely:—

C. G. O'Brian, W. L. Palmer, Jas. Garbutt, J. H. D. Munson, T. A. O'Rourke, A. J. Snow, A. W. Ford, H. Nason, H. Widdifield, J. W. Curry, A. W. Hughson, A. H. Clarke, G. Beavers, A. Howden, J. W. Russell, C. A. Forster, E. R. C. Proctor, F. E. Curtis, W. T. Easton, R. Gilray, J. Christie, F. A. Eddis, C. E. Carbert, T. H. Dyre, J. G. Dowse, A. N. Duncombe, W. A. Adair, J. W. Smaill, H. V. Carter, W. M. Elliott.

The Report of the Legal Education Committee on the primary examination was received and read.

Ordered, that the following gentlemen, who have been reported as entitled as graduates, be entered on the books of the Society as students-at-law, namely:—

## GRADUATES.

D. C. Ross, Andrew C. Muir, William Cook, W. A. Shortt, Cornelius Arthur Masten, William Clark Widdifield, George W. Allen, James M. Duncan, George Ingles, Joseph B. Chambers, and Andrew Watson.

Ordered, that the following gentlemen, who have been reported as entitled as matriculants of Universities be entered on the books as students-at-law, namely:—

William Andrew Dixon Lees, Donald McArthur, J. M. Duggan, Lincoln Hatton, Hugh T. Kelly, John Edward O'Meara, George Alfred Payne, A. M. Dymond, and P. McCullogh.

Ordered, that the following gentlemen, who have been reported as having passed the examination, be entered on the books as students-at-law, namely:—

John Campbell, W. E. McKeough, Jno. Youell, J. H. McArthur, Eli Hodgins, C. B. Jackson, Thomas Farmer, A. E. Kennedy, W. M. Campbell, P. J. Madden, Robert Walker, D. A. Haggart, A. Hoyles, F. A. Roe, C. Horton, Thos. Lafferty, L. C. Raymond, A. Rennie, H. H. Bolton, A. Skinner, G. E. Burns, L. H. Baldwin, W. D. McPherson, T. E. Griffith, C. C. Johnson, James A. Loughead, A. G. Chisholm.

Ordered that the following gentlemen be allowed their examination for articulated clerks, F. E. McDonald, and O. E. Fleming.

Mr. Crickmore presented the Report of the Legal Education Committee on the question of the scholarships and the mode of conducting the examinations, which was received and read as follows:

The Report of the Legal Education Committee upon the questions submitted to them by the Special Committee on Scholarships.

This Committee recommend as follows

1. That from and after Michaelmas Term, 1880, the Intermediate Examinations should take place during the third week next before the beginning of each Term, the Second Intermediate to take place on the Tuesday and Wednesday, and the First on the Thursday and Friday.

2. That the candidates for the Second Intermediate should present themselves for examination at 9 o'clock, a. m., on the Tuesday, and that the candidates for the First Intermediate should present themselves for examination at 9 o'clock, a. m., on the Thursday of the third week before each term.

3. That the examinations should be held as well in the Convocation Room as in the Lecture Room, for the more effectual isolation of the students, until the new examination hall shall be built.

4. That there should be a paper by each of the four examiners for each of the two Intermediate Examinations.

5. That there should be a recess of one hour in each Intermediate Examination—each examination to begin at 9.30, a. m., and continue until 1 o'clock, then recess, and beginning again at 2 o'clock, p. m., and ending at 5.30, p. m., two papers to be given out, and answers taken up in the morning session, and two in the afternoon session.

6. That all four examiners should be present and enter on the business of the examination not later than 9.30, a. m., on each of the same four days, and should be present, two in each room, during the whole of the examinations.

7. That on the second day of each Intermediate Examination, the Honor and Scholarship Examination should be conducted in one room, and the Orals in the other—And that for each of the Honor and Scholarship Examinations, a paper of questions should be prepared by each of the four Examiners—and that they should so manage and regulate the other details of the examin-

ations as to secure the objects of the examinations, and the obtaining of the best and truest tests of the qualifications of the candidates for the standing, honors or scholarships to be awarded.

JOHN CRICKMORE.

Michaelmas Term

Ordered for immediate consideration, and adopted.

Mr. Crickmore presented the report upon the petitions of John McCabe, Horace Comfort, and F. W. Garvin, which was received, read, and adopted.

Ordered, that Mr. McCabe be permitted to present himself next term for examination for certificate of fitness, and that upon passing the required examination he receive his certificate of fitness upon payment of the ordinary fees.

That Horace E. Comfort receive his certificate of fitness on passing the usual final examinations.

And that the prayer of Mr. Garvin's petition be granted, and his time allowed as if his articles and assignment had been filed in proper time.

Mr. MacKelcan presented the report of the Committee on Reporting.

Ordered for consideration on Saturday next.

The petition of Mr. J. B. Davis, a solicitor, respecting his fees, was received, read, and referred to the Finance Committee with power to act.

The petition of William Larmour was received, read, and referred to Committee on Discipline for preliminary enquiry and report.

The petition of the Osgoode Literary and Legal Society was received and read.

Ordered to be considered on Saturday next.

A letter was received from Mr. James A. Miller, dated 26th October last, and received on that date, resigning his seat as a Bencher.

Ordered, that his resignation be accepted, and that notices issue for the election of a Bencher in place of Mr. Miller, on the last Friday of this Term.

A communication from Mr. Carswell on the subject of the Reports was read and referred to the Committee on Reporting.

A communication from Mr. Carswell relating to the supply of books for the Library was read and referred to the Library Committee.

Mr. Crickmore, Mr. MacKelcan, and Mr. Kerr, were appointed a committee to examine the Journals of Convocation, and report upon any vacancy in the Bench without delay.

Mr. Irving having drawn the attention of Convocation to the resignation of his employment by Mr. G. H. Esten, it was referred to the Library and Finance Committees jointly to consider and report upon the question of assistance to the Librarian and Secretary.

Mr. Irving brought to the attention of Convocation the case of a volume of Lindley on Partnership, which had been removed from the Library by some gentleman through inadvertence, and which had been returned by a clerk in Mr. W——'s office.

Ordered, that Mr W—— be requested to communicate to Convocation the name of the gentleman who took the book from the Library.

The report of the Committee to examine Journals was received and read, reporting that Mr. E. Crombie's seat had become vacant on the last day of Easter Term last, from non-attendance.

Ordered, that a Bencher be elected in place of Mr. Crombie on the last Friday of this term, and that the usual notices be issued.

The Secretary having stated that Eudo Saunders and W. M. Elliott, articled clerks on the books of Convocation, are reported to be practising as attorneys and solicitors without qualifications,

Ordered that their cases be referred to the Committee on Discipline for enquiry.

Dr. Smith gave the following notice of motion for Tuesday, 16th November, 1880:

That the Finance Committee be requested to procure such information as may be necessary for obtaining a likeness of the late Chief Justice Osgoode, to the end that a portrait of him may be painted and placed upon the walls of the building, and to report thereon at an early day.

Convocation adjourned.

TUESDAY, 16th November, 1880.

*Present.*—Messrs. Crickmore, MacKelcan, Kerr, Irving, Martin, Hoskin, MacLennan, Read, Benson, Bethune.

Mr. MacLennan was appointed Chairman of Convocation in the absence of the Treasurer.

The minutes of last meeting were read and approved.

The Secretary reported that Messrs. Ponton, Brown, Moffat, Ede, and Irving, had completed their papers.

Messrs. MacNee, Myers, Ponton, Brown,

Irving, Moffat, Ede, and Perry were then called pursuant to order of Monday last.

Mr. Irving presented report from Library Committee.

Ordered for immediate consideration and adopted.

Mr. Crickmore presented the report of the Joint Committees of Library and Finance on assistance to the Librarian and Secretary.

Ordered for immediate consideration.

Adopted with certain amendments.

Report amended accordingly.

Ordered, that notice be given of the appointment of the officers mentioned in the report for the last Friday of Term.

Ordered, that it be referred to a Special Committee, composed of the Treasurer and the Chairman of the several Standing Committees, to select and recommend persons suitable for appointment.

Moved by Mr. Read,—

That the Finance Committee be requested to procure such information as may be necessary for obtaining a likeness of the late Chief Justice Osgoode, and report thereon at an early date.—Carried.

Mr. Read gave the following notice for Saturday next, namely :

That the Treasurer and Messrs. Crickmore, Bethune, Smith, MacLennan, and Read be appointed a committee to consider of and report a plan for the establishment of honor examinations and rewards of merit in connection with call to the Bar.

Mr. Crickmore presented a report upon all the cases referred to the Legal Education Committee yesterday, to enquire into the sufficiency of the papers, which report recommended that Messrs. Brown, Maclise, Myers, Allen, Dowlin, and R. Harcourt, do receive their certificates of fitness. The report was received and adopted, and it was ordered accordingly.

Convocation adjourned.

SATURDAY, 20th November, 1880.

*Present.*—Messrs. Richards, Irving, Kerr, Benson, MacLennan, Read, Crickmore, Smith.

Mr. MacLennan was appointed Chairman, in the absence of the Treasurer.

Mr. Read presented the petition of G. A. Montgomery respecting his fees, which was read and referred to the Finance Committee with power to act.

A communication was read from Messrs. Brocker and Gallway, respecting a gas saving

apparatus for Osgoode Hall, and referred to Finance Committee with power to act.

Mr. Crickmore presented the report of the Legal Education Committee, to the effect that Mr. James Gordon Jones, a graduate, was entitled to be entered as a student of the Laws.—Ordered accordingly.

On motion of Mr. Read, pursuant to notice, the following gentlemen were appointed a Committee to consider and report a plan for the establishment of Honor Examinations and rewards of merit in connection with call to the Bar, namely: The Treasurer and Messrs. Crickmore, Bethune, Smith, MacLennan and Read; the Committee to report without delay.

The report of the Reporting Committee, dated November 15, was received, read, and adopted, as follows:

The Committee on Reporting, beg leave to report as follows:—

Your Committee have arranged for 250 extra copies of the Supreme Court Reports at one dollar per volume.

They recommend that the copyright in all the reports for Ontario, to be issued in future, be secured to the Society.

They recommend that the editor and reporters be required to prepare, from the present time, the materials for a triennial digest of all the Ontario reports, including appeals to the Supreme Court and Privy Council from Ontario, and to issue the same to the profession promptly at the end of each triennial period.

They also recommend that the salary of the reporter of appeals and elections cases be increased to \$1,200 per annum from the present time.

Nov. 15th, 1880. JAMES MACLENNAN.

Mr. Read gave notice that on the last Friday of this Term he would move as follows:

That a By-law be proposed for enactment by the Law Society for establishing a benevolent fund under the section of the Act of Parliament relating thereto; and that a committee be appointed to prepare and introduce such By-law, with leave to introduce the same at the next meeting of Convocation, and that the committee be composed of the following Benchers, namely: Messrs. Read, Crickmore, Smith, Kerr, Richards, and Hoskin.

Mr. Irving gave notice on behalf of the Treasurer that he would, on the last Friday of Term, move the adoption of a plan to encourage, by prizes, attend-

ance at lectures to be given by the Osgoode Literary Society as follows, namely:

That the Osgoode Literary and Legal Society having arranged for a course of lectures on various branches of law extending over the period from 23rd Oct., 1880, to 5th March, 1881, as follows:

Criminal Law—Mr. Delamere.

Partnership—Mr. W. Mulock.

Mortgages—Mr. C. R. W. Biggar.

Commercial Law—Mr. J. McDougall.

Statute of Frauds—Mr. G. T. Blackstock.

Fraudulent and Voluntary Conveyances—Mr. C. Moss.

Constitutional History—Mr. I. Campbell.

Real Property—Mr. Ewart.

With a view to encourage the efforts and promote the objects of the Society, prizes be placed at its disposal on the following terms:

In case the Society arranges for a written examination at the close of the course open to all law students, to be conducted by not less than two of the lecturers, embracing at least three questions on each subject, or twenty-four in all; of the competitors who obtain at least three-fourths of the aggregate marks obtainable in all the subjects, and at least one-half the marks obtainable in each subject, the first shall be entitled to a prize of books of the value of \$50; the second, to a like prize of the value of \$30, and the third, to a like prize of the value of \$20.

That the result of the examinations be certified to the Treasurer by the examiners, and the prizes shall be awarded according to such certificate.

The petition of the Osgoode Literary and Legal Society for the use of books, was considered, and referred to the Library Committee to confer with a committee of the Literary Society on the subject of the petition.

Convocation adjourned.

FRIDAY, 3rd December.

*Present.*—The Treasurer, and Messrs. Martin, McKelcan, Smith, Irving, MacLennan, Kerr, Benson, Ferguson, McCarthy, Meredith, Hoskin, Cameron, McMichael, Crickmore, Britton, Read, Richards.

The minutes of last meeting were read and approved.

The report of the Examiners on the Scholarship Examinations was received, read and adopted.

Ordered, that the Scholarships be awarded as follows:—

- 4th Year, MR. P. H. DRAYTON.
- 3rd " " W. BURGESS.
- 2nd " " J. L. MURPHY.
- 1st " " J. DENOVAN.

The report of the select Committee appointed to consider and report a plan for the establishment of Honor Examinations and rewards of merit, in connection with Call to the Bar, was received, read, and adopted.

Mr. Martin, seconded by Mr. Ferguson, moved the first reading of the following rule, in pursuance of the recommendation contained in the Report, namely:—

1. That in each Term after Michaelmas Term, 1880, the persons who obtain at least three-fourths the marks obtainable on the papers at the examination for Call, be entitled to present themselves on the following day for a further written examination for honors in the same subjects, embracing the same number of questions with the same aggregate value of marks obtainable in each subject.

2. That the persons obtaining at least three-fourths of the aggregate number of marks obtainable on the papers in both the Pass and the Honor Examinations, and at least one-half of the aggregate marks obtainable on the papers in each subject, in both examinations, be called with honors, and that the diploma of each person so called shall certify to his call with honors.

3. That of the persons called with honors the first three be entitled to medals on the following conditions:—

The first, if he has passed both Intermediate Examinations with honors, to a gold medal, otherwise to a silver medal.

The second, if he has passed both Intermediate Examinations with honors, to a silver medal, otherwise to a bronze medal.

The third, if he has passed both Intermediate Examinations with honors, to a bronze medal.

And that the diplomas of each medallist shall certify to his being such medallist. That, for the purposes of this rule, only the passing of any Intermediate Examination heretofore taken without an oral, shall be deemed equivalent to passing such examination with honors.—Carried.

Mr. Ferguson, seconded by Mr. MacLennan, moved that the general rule be suspended, and that the rule just read be now read a second time.—Carried unanimously.

The rule was read a second time,

Resolved, that the rule be adopted.

The report of the Select Committee on the appointment of assistants in the library, was received and read.

Mr. MacLennan, seconded by Mr. McKelcan, moved the adoption of the first clause, which recommended the appointment of Mr. Grasett, as senior assistant.—Carried.

Ordered, that Mr. Charles Grasett be appointed senior assistant from January 1st, 1881, at a salary of \$600 per annum.

The second clause of the report was then read.

The votes were taken, and Mr. Williams was declared elected.

Ordered, that Mr. Williams be appointed junior assistant, at a salary of \$400 per annum, from 1st January, 1881.

The report of the Legal Education Committee on the Primary Examinations was received and read, as follows:

The Legal Education Committee recommend that for the years 1882, 1883, 1884, and 1885 the books and subjects in Classics and English for the Primary Examination of Students-at-law and Articled Clerks shall be as follows:—

*Students-at-Law.*

CLASSICS.

|      |  |  |      |  |  |
|------|--|--|------|--|--|
| 1882 | Xen. Anabasis,<br>Book I.<br>Homer, Iliad,<br>Book VI. | {<br>Cæsar, Bel, Brit.<br>B. G. B. IV. C. 20-36<br>B. Vc. 8-23.<br>Cicero, Pro. Archia.<br>Virgil, Æneid, B. II<br>W. 1-317.<br>Ovid, Heroides, Epistles, V. XIII. |      |  |  |
|      |  |  | 1883 | Xen. Anabasis<br>Book II.<br>Homer, Iliad,<br>Book VI. | {<br>Cæsar, Bel'm Brit'm.<br>Cicero, Pro Archia.<br>Virgil, Æneid, B. V.,<br>VV. 1-361.<br>Ovid, Heroides, Epistles V. XIII. |
|      |  |  |      |  |  |
| 1885 | Xen. Anabasis,<br>Book V.<br>Homer, Iliad,<br>Book IV. | {<br>Cicero, Cato Major.<br>Virgil, Æneid, B. I.,<br>VV. 1-304.<br>Ovid, Fasti, B. I., VV.<br>1-300.   |      |  |  |

ENGLISH.

|      |   |
|------|---|
| 1882 | {<br>The Deserted Village.<br>The Task, B. III. |
|      |   |

- 1884 { Elegy in a Country Churchyard.  
The Traveller.
- 1885 { Lady of the Lake, with special reference  
to Canto V.  
The Task B. V.

*Articled Clerks*

will be examined in the same years in the same portions of Ovid or Virgil as noted above. For Students-at-Law at the option of the candidate.  
(Signed) JOHN CRICKMORE,  
*Chairman.*

The report was adopted.

The report of the Finance Committee on the subject of a portrait of Chief Justice Osgoode, was received and read.

Mr. Smith moved, seconded by Mr. Read, That a half length portrait of Chief Justice Osgoode, of the size of those in the Convocation Room, be painted from the miniature in possession of Dr. Scadding, and that Mr. Berthon be employed to paint the same at a cost not exceeding \$260, including the frame, which is to be approved of by the Finance Committee—Carried.

| YEAS.      | NAYS.      |
|------------|------------|
| Crickmore, | Richards,  |
| Read,      | Martin,    |
| Mackelcan, | Britton,   |
| Michael,   | Irving,    |
| Hoskin,    | Maclennan, |
| Benson,    |            |
| Smith,     |            |

The report of the Library Committee on the petition of the Osgoode Legal and Literary Society was received and read, as follows:—

REPORT.

The report of the Library Committee upon the subject of the Petition of the President, Secretary, and members of the Osgoode Literary and Legal Society, to the Benchers of the Law Society, which was referred to your Committee to consider, after an interview to be had between your Committee and a Committee of the Osgoode Society.

1. Your Committee beg leave to report that they have met a Committee of the Osgoode Society, and have been informed that the Constitution of that Society requires that all members thereof should be members of the Law Society.

2. That between the months of October and April, the Society, by way of winter session, meets generally once a week for the purpose of debate and discussion of legal and kindred subjects.

3. That it would be considered a boon by

the Osgoode Society, if the Benchers' Committee Room, in which the miscellaneous books of the Library are at present shelved—should be open to the members of the Osgoode Society, under circumstances which would enable them to refer to the books therein in aiding to prepare for their debates.

4. And further, that those members of the Osgoode Society who are from time to time appointed debaters in such Society should be allowed the privilege of taking out such books as they require for their debates for an evening, twice before their debate is to come up.

(2.) Your Committee have considered these proposals, and while they have agreed to recommend that, during the winter session (and to be limited to the current winter session for the present) the Benchers' room should be open to all members of the Law Society on the afternoons of Tuesdays and Fridays, between the hours of two and half-past five—they do not recommend any permission being given for the removal of any books from the Benchers' room on the occasions proposed.

(3.) But some members of Convocation having expressed the opinion that it is within the scope and aim of the Law Society to aid the objects of the Osgoode Society by providing certain literature bearing upon their discussions, your Committee think that some books might be provided for their use and placed more freely at their disposal than the expensive volumes which are to be found in the miscellaneous collection of the Law Society.

If Convocation approves of the freedom of access by the Osgoode Society to the Benchers' room on the occasions mentioned, your Committee will give the Librarian directions upon the rules to be observed while the room is so opened.

(4.) The Library Committee take this occasion of referring to Rule 127, sub-division 4, page 24:—"No book shall be carried out of the Library except under the circumstances authorized by order of Convocation, the observance of which there is difficulty in maintaining, and the existence of which is so often matter of complaint, as to suggest to your Committee the propriety of some modification, and your Committee suggests that the following exceptions be added thereto.

1. Where there are duplicate copies of a book in the Library, and any member of the Society apply for the loan of one of the copies for a night, or for temporary use in the

Assize Court or County Court, the Librarian may in his discretion accede to such application.

2. When an application of the like nature is made for a book of which only one copy is in the Library, the Librarian may, if the court is actually in session in Osgoode Hall at the time, or if there is no likelihood of the book being required in the Library during the time the application covers, accede to the application, if in his discretion it appears reasonable and necessary.

3. That the Librarian keep a record of such temporary loans for the information of the Committee.

(Signed) On behalf of Committee,  
Æ. IRVING.

The Report was then considered clause by clause.

Clause second, relating to access to the Benchers Committee room, was adopted.

Mr. Martin moved that clause three be referred back to the Committee, with instructions to report more fully as to the books proposed to be purchased, and their probable cost.—Carried.

Clause four was by leave withdrawn.

The report of the Finance Committee, refusing to grant the prayers of the Petitions of Messrs. G. A. Montgomery and J. B. Davis, was received, read, and adopted.

The report of the special Committee on the consolidation of the rules of the Society, was received and read.

Mr. Read moved that the draft of the consolidated rules be printed in galley form for the use of the Benchers, and distributed before the next meeting of Convocation; that the type be kept up, and that the consideration of the draft be postponed to the next meeting, with leave to the Committee to make such alterations in the draft before distribution as they may think advisable.—Carried.

Mr. Irving gave notice that he would at the next meeting of Convocation move for the rescission of the resolution authorizing the painting of a portrait of Chief Justice Osgoode, at a cost of \$260.

Mr. Hoskin gave notice that he would at the next meeting of Convocation, namely, on the last Tuesday of December inst., introduce a rule in pursuance of sections 38 and 41 of the "Act respecting the Law Society of Upper Canada," enabling Convocation to deal with matters relating to the discipline and honor of the Bar, in such manner as to Convocation shall seem meet.

A letter from Mr. Neilson, in reference to the existing arrangement with the Toronto Telephone Despatch Company, was read and referred to the Finance Committee.

The order for the election of a Bencher to fill the vacancy created by the resignation of Mr. Miller, was read.

Mr. Britton B. Osler was elected in Mr. Miller's place.

The order for the election of a Bencher to fill the vacancy created by Mr. Crombie's seat having been declared vacant by non-attendance, was read.

Mr. Charles Moss was elected in Mr. Crombie's place.

The notice of motion given by Mr. Irving on behalf of the Treasurer, referring to prizes for examinations held by the Osgoode Legal and Literary Society, was read.

Mr. Crickmore moved the adoption of the following rule in pursuance of the notice, namely:

That the Osgoode Literary and Legal Society having arranged for a course of lectures, on various branches of Law, extending over the period from 23rd October, 1880, to 5th March, 1881, as follows:—

Criminal Law, by Mr. Delamere.

Partnership, by Mr. W. Mulock.

Mortgages, by Mr. C. R. W. Biggar.

Commercial Law, by Mr. J. McDougall.

Statute of Frauds, by Mr. G. T. Blackstock.

Fraudulent and Voluntary Conveyances, by Mr. C. Moss.

Constitutional History, by Mr. I. Campbell.

Real Property, by Mr. Ewart.

With a view to encourage the efforts and promote the objects of the Society, prizes be placed at its disposal on the following terms:

In case the Society arranges for a written examination at the close of the course open to all law students, to be conducted by not less than two of the lecturers, embracing at least three questions on each subject or twenty-four in all: of the competitors who obtain at least three-fourths of the aggregate marks obtainable in all the subjects, and at least one-half of the marks obtainable in each subject, the first shall be entitled to a prize of books to the value of \$50, the second to a like prize of the value of \$30, and the third to a like prize of the value of \$20.

That the result of the examination shall be certified to the Treasurer by the examiners, and the prizes shall be awarded according to such certificate.

Mr. Blake moved that it be referred to a Select Committee, composed of the Treasurer and Messrs. Crickmore, Robertson, Mackelcan, Martin, Maclennan, McCarthy, and Ferguson, to consider and report a plan for the encouragement of legal studies by the Law Students in various parts of the Province, through the giving of prizes for examinations on the subjects of lectures, which

may be delivered by members of the local Bars to the students of the locality.

Mr. Kerr moved, seconded by Mr. Britton, That the printing of the journals separately be dispensed with, and that one hundred copies of the proceedings of Convocation, contained in the LAW JOURNAL, be ordered for the use of Convocation—Carried.

Convocation adjourned.

# LAW SOCIETY.

Proceedings of Convocation on 28th Dec., 1880, published by authority.

*Present*—Messrs. Irving, Smith, Hoskin, Martin, Osler, Crickmore, Maclellan, McCarthy, Read, Kerr, Mackelcan, McMichael.

Mr. Maclellan was appointed chairman in the absence of the Treasurer. The minutes of last meeting were read, and approved.

The report of the Discipline Committee, on the petition of William Lamour recommending further enquiry, was received, read, and adopted.

The report of the Legal Education Committee, recommending that the examinations for Call and Call with Honours be respectively held on the Thursday and Friday before Term, at 9 a. m., and suggesting a design for the medals proposed to be presented to honour men at the said examination, was received, read, and adopted.

The report of the Committee on Reporting was received and read as follows :

The Committee on Reporting beg leave to report as follows :

1. A proposal has been received from Mr. Carswell for the printing of the reports for Convocation ; your Committee does not recommend that the proposal of Mr. Carswell be entertained.

2. Your Committee recommend that 1350 copies of M. Hodgins' forthcoming volume of election cases, be ordered at a rate not exceeding the average cost of the regular reports of the Society.

Signed, JAS. MACLELLAN,  
Chairman.

The report was ordered to be considered forthwith.

The first clause was adopted.

Mr Read, seconded by Mr Mackelcan, moved,

That that part of the report of the Committee on Reporting, relating to the publication of election cases, be not now adopted, but that the consideration thereof be adjourned until next term.

Amendment lost.

Mr. McCarthy moved,

That the report be referred back to the Committee on Reporting, with an instruction that the Committee be empowered, if, on an examination of Mr. Hodgins' proposed reports of election cases they deem it expedient, to agree with Mr. Hodgins for procuring 1350 copies thereof for distribution at a cost not exceeding the sum of \$1 per volume, in addition to the average cost now paid by the Society for printing the ordinary reports.

Mr. McCarthy's amendment was carried.

Mr. Hoskin moved the adoption of the following rule relating to discipline :—

For the purpose of upholding the honour of the Bar and maintaining discipline amongst Barristers, Solicitors, Attorneys, Students, and Articled Clerks, Convocation shall have the power, in pursuance of sections 38 and 41 of "An Act respecting the Law Society of Upper Canada," in any case where a Barrister, Solicitor, Attorney, Student-at-law, (a member of this Society,) or an Articled Clerk, has been guilty of professional or other misconduct, to order that such Barrister, Solicitor, Attorney, Student, or Articled Clerk, shall be deprived of or suspended from the exercise of all and singular the rights, powers, and privileges belonging to him in this Society as a member thereof, or as such Articled Clerk; and Convocation shall have the power to order that the name of any such Barrister, Solicitor, Attorney, Student, or Articled Clerk, shall be erased from the books of this Society, and notice of such deprivation of suspension shall at once be given by the Secretary to the Superior Courts of Law and Equity, and to such other Courts as Convocation may order.

Which was read a first time.

Ordered, that the rule be printed and distributed to members of Convocation and to the visitors before next term.

Mr. Read presented the Report on the Consolidation of the Rules of the Society which was read a first time.

Second reading ordered for first Tuesday of next term.

Mr. Read presented the Report of the special committee on the new building, which was read as follows :

*To the Benchers of the Law Society in Convocation Assembled :*

The Building Committee beg leave to report.

That on the 23rd instant the Committee met and opened the tenders for the new building submitted to them by Mr. Storm, the architect.

That the lowest tenders were as follows :

1. For the whole work, Lionel Yorke, \$36,795.

2. For the following portions of the work :

|  |          |
|--|----------|
| 1. Excavator, mason, bricklayer and stone cutter, Lionel Yorke . . . . . | \$17,550 |
| 2. Carpenter and Joiner, E. Stephenson & Co. . . . .                     | 11,540   |
| 3. Gravel roof, D. Forbes . . . . .                                      | 117      |
| 4. Slater, L. A. Wismer . . . . .  | 249      |
| 5. Galvanized iron, Wheeler & Bain . . . . .                             | 375      |
| 6. Plasterer, C. R. Roundle . . . . .                                    | 364      |
| 7. Plumber, gas and steam fitter, Bennet & Wright . . . . .              | 2,750    |
| 8. Smith and iron monger, W. Hamilton, jr. . . . .                       | 1,100    |
| 9. Painting and glazing, Alex. Hamilton. . . . .                         | 2,573    |
|  | \$36,618 |

And by another mode.

|  |          |
|--|----------|
| L. Yorke, excavator, mason, bricklayer and stone cutter . . . . .  | \$1,7550 |
| E. Stephenson & Co.,—<br>Carpenters and joiners,<br>Gravel roof,<br>Slater,<br>Galvanized iron,<br>Plaster . . . . . | 12,605   |
| Bennet & Wright.—<br>Plumber, gas and steam fitter . . . . .   | 2,750    |
| W. Hamilton, jr.—<br>Smith and ironmonger . . . . .  | 1,100    |
| Alex. Hamilton.—<br>Painter and glazier . . . . .  | 2,573    |
|  | \$36,578 |

The committee submit the foregoing to Convocation for their approval, having been advised by the architect that the tenderers are all capable mechanics.

The committee had before them a letter from the Secretary of the Department of Pub-

lic Works to the Treasurer containing a copy of the order-in-Council approving of the erection of the building by the Society, provided it is erected in substantial conformity with the details contained in the memorandum of Mr. Storm, and the plans in that behalf submitted to the Commissioner.

The committee with this Report submit this communication to Convocation.

All which is respectfully submitted.

D. B. READ,

*Chairman.*

Dec. 23, 1880.

Mr. Irving moved that the consideration of the above report be deferred, until a special meeting of Convocation to be held on Saturday Jan. 8th, and that a Call of the Bench be made for and that day, that notice of such meeting together with a printed copy of the Report be sent to each Bencher.—*Lost.*

The report was adopted.

Mr. Kerr moved, seconded by Mr. Read, that it be referred to the same special committee who are hereby authorized to accept such of the tenders referred to in the adopted report, as may appear to them to be most advantageous, to enter into contracts and proceed with and supervise the execution of the work in accordance with the plans and specifications, the committee to require a drawback of 15 per cent. of the contract price and such collateral security by bond or otherwise as they may deem expedient, to the amount of 35 per cent of the respective contracts.—Carried.

Mr. Creelman's letter relative to larcenies committed in the Hall, was laid on the table.

A letter from Mr. Douglas Armour, relative to a new publication called the *Canadian Law Times* was read and referred to the committee on Journals, with power to act.

A letter from Mr. Barrett, relative to certificate fees, was referred to Finance Committee, with power to act.

A letter from the Treasurer to the President of the Osgoode Legal and Literary Society, relative to prizes to be given at examinations to be held in connection with the course of lectures established by the Society and the reply thereto were read.

Mr. McCarthy moved, seconded by Mr. Read, that the resolutions of last Michaelmas Term, respecting the bestowal of prizes to the members of the Osgoode Legal and Literary Society be amended as follows, th at is

LAW SOCIETY.

that prizes be awarded to two classes, namely, members of the said Society, who are over three years standing on the books of the Law Society, either as students or articled clerks, and to those who are on the books under three years, and that the prizes be as follows, namely:—

IN EACH CLASS.

|                  |      |
|------------------|------|
| First . . . . .  | \$25 |
| Second . . . . . | 15   |
| Third . . . . .  | 10   |

to be given in books.—Carried.

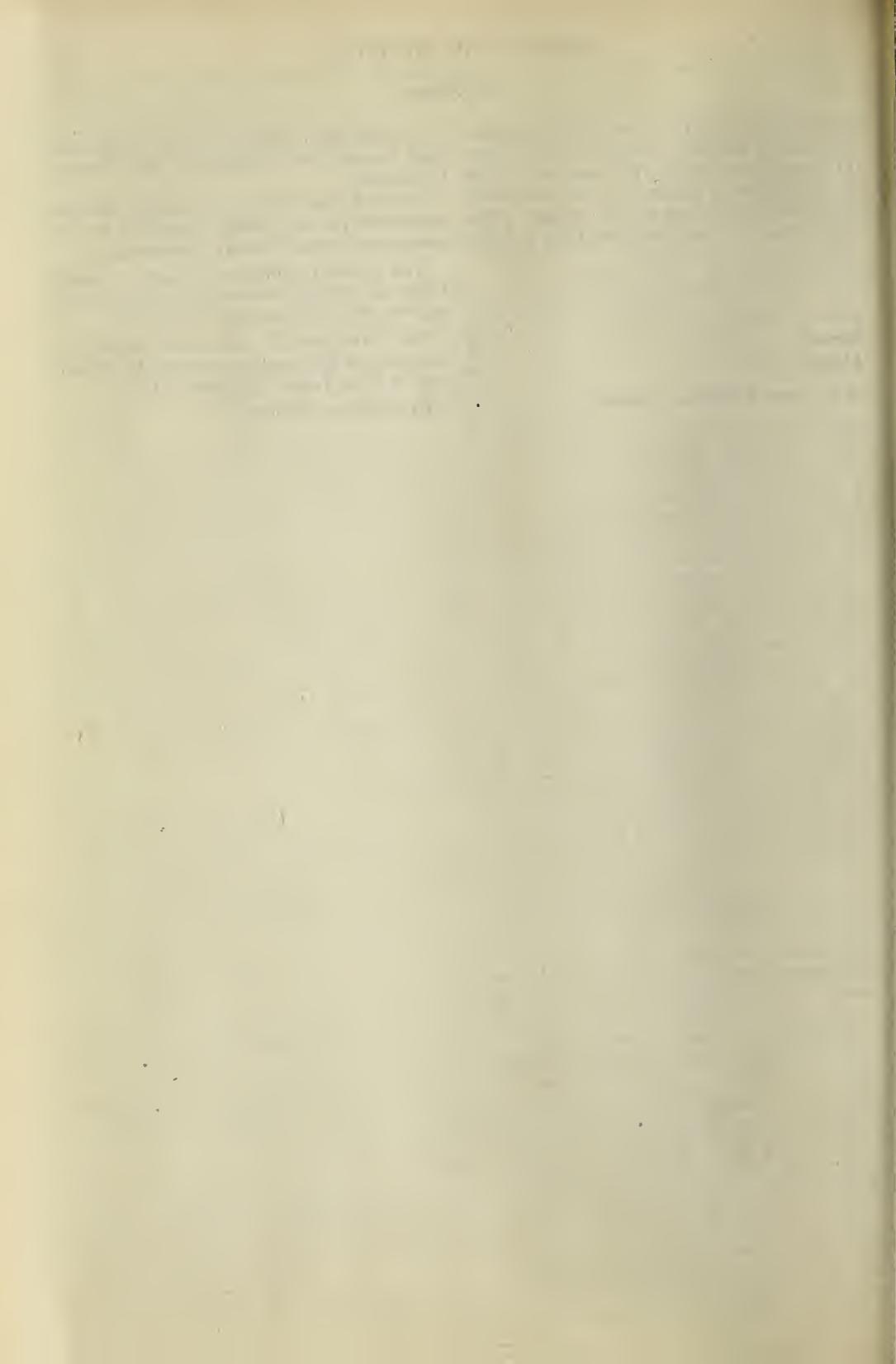
A letter from Langley & Co. relative to their account was referred to the Finance Committee.

Ordered, that Mr. B. B. Osler's name be substituted for Mr. Miller's name on the Finance and County Library Committees.

The Special Committee on prizes to County Legal and Literary Societies was re-appointed, and Mr. Osler's name added thereto.

Mr. Irving moved, pursuant to notice, the rescission of the resolution relating to the portrait of Chief Justice Osgoode.—Lost.

Convocation adjourned.



# LAW SOCIETY.

HILARY TERM, 44TH VICTORIE.

The following is the *Resumé* of the proceedings of the Benchers during this Term, published by authority:

MONDAY, Feb. 7th, 1881.

*Present*,—Messrs. Read, Crickmore, Maclellan, Benson, McMichael, Richards, Bethune, Osler, and Irving.

Mr. Maclellan was appointed chairman in the absence of the Treasurer.

The minutes of last meeting were read and approved.

The reports of the Examiners and Secretary on the examinations for Call to the Bar were read, and ordered to be considered on Tuesday, February 8th.

The reports of the Examiners and Secretary on the examinations for Certificate of Fitness and on the papers and service of the candidates, were received and read.

Ordered, that Messrs. Allan, Dickson, Nesbitt, Cumberland, Doherty, Campbell, Carroll, O'Heir, White, Buchanan, Bishop, and Mulkern, be granted Certificates of Fitness forthwith, and that Messrs. Crawford, McKillop, Drayton, and Smith do receive their certificates on the completion of their papers to the satisfaction of the Secretary.

The reports of the Examiners and Secretary on the Intermediate Examinations were received and read.

Ordered, that the following gentlemen be allowed their first intermediate examination as students and articled clerks, namely:—

Messrs. Short, Lilly, Martin, Clark, Mahaffey, Haultain, Kappelle, Sweet, Wallace, McKay, Ponton, Godfrey, Dickson, Danks, Hanna, Anderson, Porteous, Lee, Tyrrell, Barber, McCrae, Parker, McMillan, Witherpoon, Livingston, Ball, Lees, Gordon, Code, and Dunbar.

Ordered, that the following gentlemen be allowed their second intermediate examination as students and articled clerks, namely:—

Messrs. Stuart, Oliver, Plaxton, Kitson, Creswicke, Gorham, McVittie, Geddes, Staunton, Stinson, Thompson, Binckley, Lee,

Donahue, Robinson, Boun, Coffee, Keys, Cassidy, Fuller, Jelfs, McDougall, Weir, Dancey, Hewson, Wallace, Switzer, Ashton, Parkes, Meyers, Thompson, McMichael, Reddick, and Williams.

The reports of the Examiners on the Honor Examinations were read.

Ordered, that these reports be referred to a committee composed of Messrs. Crickmore, Benson, Ferguson, Leith, Hoskin, Robertson, Smith, and Maclellan, for examination and report.

The report of the Examiners on the examinations for call with honors, was read and referred to the same committee for examination and report.

The report of the Finance Committee, accompanied by the balance sheet for 1880, and the estimates for 1881, was read and ordered for consideration on the 8th inst.

The further report of the Finance Committee on the increased consumption of water, recommending that apparatus be provided for the purpose of utilising the condensed steam; also on the application of Mr. Lowe and Mr. Inglis for the return of certain fees was received and read.

Ordered for immediate consideration, and adopted.

The secretary laid before Convocation lists of persons who have, and also who have not up to the present time taken out certificates to practice for the year 1881, pursuant to order of Michaelmas Term, 1879.

Moved by Mr. Irving, seconded by Mr. Crickmore, That the solicitor be required to make on Saturday next a return to Convocation of the action which he has taken in reference to certificates not taken out for the present year, according to the list given to him by the Secretary this day.

Carried.

Mr. Irving gave notice for Saturday, 12th instant, that he would move a rule that an annual return shall be made by the solicitor on the first Saturday of Hilary Term of all attorneys who shall have neglected to pay their annual fees up to the last day of the

## LAW SOCIETY, HILARY TERM.

vacation, after the Michaelmas Term preceding; and that on said day a return shall be laid before convocation of attorneys who are in arrears for previous years.

Attention having been called to the lamented death of Chief Justice Moss, Mr. Read, Q. C. moved, and Mr. Benson, Q. C. seconded the following resolution:

"That Convocation desires to place on record the deep sense of loss which it, in common with the whole country, feels by reason of the death of the Honorable Thomas Moss, Chief Justice of Ontario, and to offer to his widow and family its respectful sympathy for them in their sad bereavement.

In his death the Law Society loses one, who, in the years of his presence in Convocation as a Bencher, rendered most valuable service to the profession and the country by the energy and wisdom which he brought to the promotion of legal education, and to whom in later years it could ever look for encouragement and advice. His courteous urbanity of manner, and amiability of disposition, won to him the hearts of those who enjoyed the privilege of his friendship, while his profound scholarship, his unimpeachable integrity, and his eminent ability, commanded universal respect and admiration.

In him the Province has lost one of its ablest and most distinguished sons, and one of its most erudite and brilliant judges." Carried.

Moved by Mr. Crickmore, seconded by Dr. McMichael,—

That a copy of the foregoing resolution be engrossed and sent by the Secretary to Mrs. Moss.

TUESDAY, Feb. 8th, 1881.

*Present*—Messrs. Crickmore, Irving, Moss, Benson, Mackelcan, MacLennan, Read, Meredith, Richards, McMichael, Martin.

Mr. MacLennan was appointed Chairman, in the absence of the Treasurer.

The minutes of last meeting were read and approved.

The Reports of the Examiners and Secretary, on the examinations for Call, and the papers of the candidates were read.

Ordered, that Messrs. Allan, Nesbitt, Cumberland, Drayton, McKillop, Campbell, Doherty, Armstrong, Curran, Boulton, Buchanan, Skinner, and Sheppard be called to the Bar forthwith, and that Messrs. Dickson, Dawson, Mulkern, Gibson, White, Harley and Wilkes be called when their papers are completed. Messrs. Allan, Nesbitt, Cumber-

land, Drayton, Campbell, Doherty, Armstrong, Curran and Sheppard were called to the Bar accordingly.

The Report of the Legal Education Committee on the Primary Examinations was received and read as follows:

Hilary Term, 1881.

The Legal Education Committee beg leave to report that the following gentlemen are ordered to be entered on the books as Students at Law.

## GRADUATES.

Henry Gordon Mackenzie.

## MATRICULANTS OF UNIVERSITIES.

James M. Knowlson, Edwin M. Henry, E. W. Boyd, W. A. Campbell, A. L. Rundle, Frederick Laing Frazer.

## JUNIOR CLASS.

James F. Williamson, John Thacker, E. W. H. Vanallen, R. G. Code, W. R. Smythe, W. N. Irwin, E. H. Ambrose, G. E. Martin, J. S. Meek, A. McKechnie, W. H. Tweedale, T. F. Johnson, S. C. Mewburn, G. H. Esten, W. L. Lesslie.

The following gentlemen were passed for articulated clerks:

A. W. Benjamin, Matriculant of Victoria College; J. Hambly, J. J. Berry.

(Signed)

JOHN CRICKMORE,  
*Chairman.*

8th February, 1881.

The report of the Legal Education Committee on the case of D. F. McWatt was received and read. Ordered that no action be taken.

The petition of J. Gordon Jones, an English barrister, was referred to a Committee consisting of Messrs. Crickmore, Mackelcan, and Meredith, with instructions to report forthwith.

The Committee reported that Mr. Jones was entitled to be called to the Bar.

Ordered accordingly.

A letter from Mr. E. J. Hooper was referred to Finance Committee with power to act.

The consideration of the report of the Finance Committee, Balance Sheet and Estimates, ordered for to-day, was adjourned to Saturday, 12th instant.

Messrs. Dawson, White, Dickson, Wilkes, Boulton, Gibson and Jones were called to the Bar.

The Consolidated Rules of the Society were read a second time, and ordered for a third

LAW SOCIETY, HILARY TERM.

reading on Saturday next, when printed in book form.

Mr. Mackelcan gave the following notice of motion for Saturday, the 12th instant:—

That in view of the largely increased cost of the Supreme Court reports amounting to \$5,000 a year, he would move on Saturday, the 12th Feb., the adoption of a rule repealing the existing rule for the purchase of these reports, and providing that a sufficient number only be purchased for the Library, for the Judges of the Court of Appeal, and Superior Courts, and the Judges' Library, the Judges of the County Courts and the County Libraries receiving aid from the Law Society.

SATURDAY, Feb. 12th.

*Present*—Messrs. Irving, Crickmore, Moss, Hoskin, Mackelcan, Maclellan, Read, and Bethune.

Mr. Maclellan was appointed Chairman.

The minutes of last meeting were read and approved.

The Special Committee to which was referred the consideration of the Honor Examinations in connection with the Intermediate Examinations reported:

That the following gentlemen had passed their first Intermediate Examination with honors, namely, Messrs. T. C. Short, Joseph Martin, G. Kappelle, E. Sweet, F. G. Lillie, A. S. Clark, F. W. A. G. Haultain.

That the following gentlemen are entitled to scholarships, namely:

- Mr. T. C. Short, to the first scholarship.
- “ Jos. Martin, “ second “
- “ G. Kappelle, “ third “

That the following gentlemen had passed their Second Intermediate Examination with honors, namely:

- Messrs. C. W. Oliver, C. W. Plaxton, T. A. Gorham, A. Stuart, A. E. H. Creswicke, W. A. Geddes, and E. E. Kittson.

That the following gentlemen were entitled to scholarships, namely:

- Mr. C. W. Oliver, to the first schol'ship.
- “ C. W. Plaxton, “ second “
- “ T. A. Gorham, “ third “

The same Committee reports on the examination for call with honors as follows:

That the following gentlemen had passed with honours, namely,—

- 1st, Mr. W. J. T. Dickson; 2nd, Mr. J. A. Allan; 3rd, Mr. W. Nesbitt; and were entitled to medals as follows:

Mr. Dickson, to a gold medal; Mr. Allan, to a bronze medal; Mr. Nesbitt, to a bronze medal.

Mr Hoskin presented the report of the Discipline Committee, on the case of Mr. D. W. Dumble, which was adopted.

Mr. Hoskin reported a Draft Bill, to define the disciplinary powers of Convocation.

Ordered, that the Discipline Committee communicate with the Attorney-General, with a view to obtaining any legislation that may be necessary.

Letters received from Messrs. Campbell and Wilson relative to fees, were read.

A letter from Mr. Becher, relative to the Call of Ontario Barristers to the English Bar, was read.

Ordered, that it be acknowledged.

The Report of the Finance Committee, on the Balance Sheet for 1880, and the estimates for 1881 was adopted.

On motion made,

Resolved that the quorum of the Building Committee appointed by Convocation on 29th June, 1880, be five, and that the Committee have power to elect their own chairman from time to time.

Mr. Moss moved, seconded by Mr. Hoskin,

That Mr. Read and Mr. Crickmore be appointed to act with the Treasurer as Scrutineers at the next election of Benchers, and that Mr. Maclellan act as and for the Treasurer in case he should be absent during the meetings of Scrutineers to count the votes, and that each of the Scrutineers be paid the sum of twenty dollars for each day's attendance.—Carried.

Mr. Mackelcan moved pursuant to notice:

That, in view of the largely increased cost of the Supreme Court Reports amounting to \$5,000 a year, the existing rule for the purchase of these Reports be repealed, and that in lieu thereof a rule be adopted providing that a sufficient number only be purchased for the library of the Judges of the Court of Appeal and Superior Courts, for the Judges' libraries, the Judges of the County Courts and the County Libraries receiving aid from the Law Society.—Lost.

For the motion,—Messrs. Mackelcan, Crickmore, and McMichael.

Against the motion,—Messrs. Hoskin, Moss, Bethune, and the Chairman.

Mr. Moss gave notice that he would on Friday, the 18th February, move a resolution with reference to the practice of conveying by uncertificated persons.

## LAW SOCIETY, HILARY TERM.

Attention having been called to the absence during three consecutive terms from Convocation of Mr. W. H. Scott and Mr. John Bell,

Ordered, that their seats as Benchers be declared vacated.

The report of the Solicitor as to defaulters was received.

Mr. Ellis was appointed Auditor for 1881, at the same salary as during 1880.

The Consolidated Rules were read a third time and adopted.

FRIDAY, Feb. 18th, 1881.

*Present*—Messrs. Maclennan, Crickmore, Benson, Ferguson, Kerr, Moss, Irving, Hoskin, Britton, Richards, Bethune.

Mr. Maclennan was appointed Chairman in the absence of the Treasurer.

The minutes of last meeting were read and approved.

Mr. Crickmore presented report of the Legal Education Committee on proposed changes in the curriculum.

Ordered to be considered on first Saturday of next term.

Mr. McKillop, Mr. Buchanan, Mr. Skinner, and Mr. Harley were called to the Bar.

A petition from Mr. C. J. Fuller was re-

ceived and referred to Finance Committee with power to act.

A letter was received from Mr. Joseph respecting the publication of the triennial digest.

Ordered that Mr. Joseph be informed that Convocation will hear any objections to the present plan for a digest to be submitted in writing by himself and Mr. Robinson.

Mr. Kerr presented the Report of the County Libraries Aid Committee which was received, ordered for immediate consideration, and adopted.

The Chairman of the Reporting Committee laid before Convocation the Returns sent in by the Reporters of the several Courts.

A second letter from Mr. Becher on the subject of Call to the English Bar was ordered to be acknowledged.

Mr. Moss moved, seconded by Mr. Britton,—

That Messrs. Hoskin, Benson, Smith, Bethune, and the mover and seconder be a Committee to consider some means of putting an end to the performance of conveyancers' work by uncertificated or unlicensed persons.—Carried.

Convocation adjourned.

# LAW SOCIETY.

## EASTER TERM.

The following is the *resume* of the proceedings of Convocation, published by authority:

May 16, 1881.

*Present*.—Messrs. Blake, Read, Crickmore, Martin, Pardee, Mackelcan, Moss, J. F. Smith, T. M. Benson, J. MacLennan, Foy, Meredith, Hoskin, Bell, Bethune, Murray, Glass, Hardy, J. H. Ferguson, Kerr, Britton, Irving, Robertson, T. Ferguson, H. Cameron, A. Lemon, L. W. Smith, McMichael.

On motion of Mr. Crickmore, seconded by Mr. Martin, Mr. Blake took the chair.

The Secretary read the report of the scrutineers, and declared the following persons to be duly elected Benchers of the Law Society, namely, W. R. Meredith, D. McCarthy, J. Bethune, D. B. Read, Thos. Ferguson, D. McMichael, F. Mackelcan, J. MacLennan, J. Hoskin, C. Moss, T. M. Benson, Thos. Robertson, J. K. Kerr, H. Cameron, Æ. Irving, B. M. Britton, J. Bell, A. S. Hardy, J. J. Foy, H. W. M. Murray, S. Richards, T. B. Pardee, E. Martin, J. F. Smith, W. H. Scott, J. Crickmore, J. H. Ferguson, D. Glass, A. Lemon, L. W. Smith.

Mr. Read moved, seconded by Mr. Robertson, that Edward Blake be elected Treasurer for the ensuing year. Carried unanimously.

The Treasurer took the chair.

Ordered that the following gentlemen be called to the Bar:—Mr. George Bell, with honors, and also Messrs. J. O'Meara, G. Macdonald, J. Birnie, Jr., H. J. Duncan, L. McMeans, W. B. Towers, F. E. Galbraith, J. K. Dowsley, C. H. Allan, C. E. S. Radcliffe, J. C. Eccles, G. W. Baker, H. V. Knight, G. Ritchie. The above named gentlemen attended, and were called accordingly.

Ordered that the following gentlemen do receive their certificates of fitness, namely:—Messrs. G. Bell, J. Birnie, jr., F. E. Galbraith, J. L. Darling, S. C. Johnstone, G. McDonald, H. J. Duncan, J. A. Loughhead, C. Wright, R. A. Matheson, H. V. Knight, G. Ritchie, A. Innes, F. W. Kittermaster, C. M. Foley, J. O'Meara, E. V. Bodwell, F. A. Hilton, C. E. Macdonald, L. McMeans, S. G. Mackay, and H. Bolster.

Ordered that the first intermediate examinations of the following candidates be allowed them as students and articulated clerks, namely:—Messrs. P. D. Crerar, J. Bicknell, Jr., J. L. Murphy, G. Morehead, S. F. Washington, D. Urquhart, A. W. Ambrose, J. W. Delaney, T. N. Marshall, R. W. Armstrong, R. P. Echlin, W. J. Northwood, G. F. Cairns, J. G. Jones, I. P. Telford, G. W. Allan, W. D. MacIntosh, C. H. Ivey, W. I. Taylor, J. W. Berryman, H. V.

Green, W. A. Werrett, H. F. Sorley, T. C. Atkinson, L. C. Smith, F. G. Forgie, C. Henderson, T. M. Best, M. S. McCraney, G. Smith, R. A. Coleman, F. A. Munson, R. H. Hubbs, E. N. Sayers, D. T. Symons, C. C. Ross, C. S. Jarvis, J. R. Miller, E. Weld, O. H. Mackenzie, A. W. Burk, H. V. Bray, J. J. Conacher.

Ordered that the second intermediate examinations of the following candidates be allowed them as students and articulated clerks, namely:—Messrs. W. Burgess, E. T. English, L. F. Heyd, W. R. Riddle, R. W. Leeming, John Cameron, C. P. Wilson, J. D. Gansby, M. Mackenzie, F. H. King, F. A. Campbell, J. Dickinson, A. Mackenzie, J. C. Coffee, A. Beasley, J. Chisholm, J. P. Maybee, H. H. Robertson, A. D. Kean, H. A. McLean, E. A. Lancaster, B. C. McCann, R. K. Cowan, John Strange, G. W. Ware, A. J. Williams, W. G. Shaw, A. W. Beardmore, H. D. Helmcken, L. H. Dickson, W. H. Hudson, W. P. Deroche, L. G. Drew.

Ordered that the following gentlemen as graduates be entered on the books of the Society as students-at-law, namely:—Adam Caruthers, B.A., James Alex. Hutchison, B.A. And the following gentlemen as matriculants of universities be also entered on the said books as students-at-law, namely:—John L. Peters, Morris, Johnson Fletcher, F.C. Powell.

Ordered, that the following gentlemen, who have passed the examination, be entered on the books as Students-at-Law, namely:—H. G. Macbeth, A. A. Fisher, W. E. S. Knowles, T. Hobson, R. A. Dickson, P. D. Cunningham, A. McLean, W. T. McMullen, M. Everts, W. J. McWhinney, R. Armstrong, A. D. McLaren, E. C. Emery, J. Crane, J. M. Roger, E. Kennedy, G. H. Stephenson, A. W. Wilkin, and W. G. Fisher.

The petition of Messrs. Sawers and Moore was read.

Ordered to be considered on Saturday next.

Mr. Irving, seconded by Mr. Britton, moved as follows:—That the Treasurer and Messrs. Read, Irving, MacLennan, Crickmore, Hoskin, Cameron, and Kerr, be appointed a special committee to strike the standing committees to be selected by Convocation in accordance with Rule No. 97.—Carried.

Mr. Mackelcan gives notice that he will, on Tuesday next, the 17th instant, move that the Chairman of the Reporting Committee be requested to communicate with the Minister of Justice and with the Registrar of the Supreme Court of Canada, to ascertain whether the cost to the Society of the reports of that Court cannot be reduced, and to intimate that if such reduction cannot be obtained, the Society will

## LAW SOCIETY—EASTER TERM.

take into consideration the expediency of discontinuing their subscription to these reports.

Mr. Hoskin gives notice that he will, on Saturday, 21st May, 1881, introduce the following rule, and move its first reading, namely:

Whenever any complaint shall be made to the Law Society, charging any barrister, solicitor, student, or articulated clerk, with misconduct as defined by the Act, such complaints shall be submitted to Convocation at its next meeting, and in case Convocation shall be of opinion that a *prima facie* case has been shown, the matter shall be sent to the Discipline Committee for investigation, and the said Committee shall thereupon notify in writing the complainant and party against whom the complaint has been made, of the time and place appointed for such investigation, and the said Committee shall, at the time and place appointed, proceed with the investigation, and shall reduce to writing the statements made and evidence adduced by the parties or of such of them as shall appear pursuant to such notice, and shall submit the same together with all books and papers relating to the matter, with their views thereon, to Convocation, who shall take such action thereon as to Convocation shall seem meet; and in case the parties or any of them fail to appear pursuant to notice at the time and place appointed, the said Committee shall thereupon proceed with said investigation in their absence.

Mr. Moss gives notice that he will to-morrow move the re-appointment of the Committee on the subject of Uncertificated Conveyancers, and that the names of J. J. Foy and J. F. Smith be added thereto.

Mr. Irving presented the following report of the Select Committee appointed to strike the Standing Committees, which was adopted.

## REPORT.

*Journals of Convocation*—T. Ferguson, J. J. Foy, J. Hoskin, J. K. Kerr, C. Moss, J. MacLennan, D. McCarthy.

*Discipline*—T. M. Benson, J. Hoskin, D. McMichael, J. MacLennan, S. Richards, J. K. Kerr, T. Robertson.

*Finance*—J. J. Foy, J. Crickmore, E. Martin, D. B. Read, S. Richards, L. W. Smith, H. W. M. Murray.

*Legal Education*—T. M. Benson, J. Crickmore, J. H. Ferguson, C. Moss, J. Hoskin, J. F. Smith, F. Mackelcan.

*Library*—J. Bethune, H. Cameron, T. Ferguson, Æ. Irving, D. McMichael, J. H. Ferguson, C. Moss.

*Reporting*—J. Bethune, B. M. Britton, H. Cameron, F. Mackelcan, J. MacLennan, D. McCarthy, E. Martin.

*County Library Aid*—T. M. Benson, H. Cameron, D. Glass, W. R. Meredith, J. K. Kerr, T. Robertson, B. M. Britton.

Mr. Bethune gives notice that on to-morrow he will move an amendment of the Rule which

declares that the Standing Committees shall consist of seven members, by providing that these committees shall consist of nine members, the quorum to remain as at present.

Messrs. Connor, Johnston, Darling, and Wright were ordered to be called to the Bar, and were called accordingly.

Dr. Smith moves that Messrs. Foy, Kerr, and T. Ferguson be added to the Building Committee.—Carried unanimously.

Mr. Bell gives notice for to-morrow that he will move to amend the fifth rule respecting the Convocation of Benchers, by inserting after the word "forenoon," on the fourth line, the words "except on Monday, when the hour of meeting shall be twelve o'clock noon."

Mr. MacLennan presented the report of the Special Committee on the subject of Honors and Scholarships, which was ordered for immediate consideration and adopted.

Ordered,—

That Mr. George Bill do receive a Silver Medal.

That the following gentlemen be recorded as passing the Second Intermediate Examination with honors, namely, Messrs. Burgess, English, Heyd, Riddle, Leeming, Gansby, and Cameron

That Mr. Burgess do receive the first scholarship of one hundred dollars.

That Mr. English do receive the second scholarship of sixty dollars.

That Mr. Heyd do receive the third scholarship of forty dollars.

That the following gentlemen be recorded as passing the First Intermediate Examination with honors, namely, Messrs. Crerar, Murphy, Bicknell, Morehead, Delaney, Urquhart, Washington, and Ambrose.

That Mr. Crerar do receive the first scholarship of one hundred dollars; Mr. Murphy the second scholarship of sixty dollars; and Mr. Bicknell the third scholarship of forty dollars.

Mr. Irving presented the report of the Library Committee, dated 8th March last, which was adopted.

Convocation then adjourned.

Tuesday, 17th May, 1881.

Present:—The Treasurer, Messrs. Crickmore, Martin, Benson, Meredith, J. F. Smith, MacLennan, Mackelcan, Moss, Hoskin, Glass, Hardy, Irving, T. Ferguson, Bethune, Britton, Read, Foy, L. W. Smith, McMichael.

Mr. Mackelcan moved, pursuant to notice, as follows:—

That the Chairman of the Reporting Committee be requested to communicate with the Minister of Justice and the Registrar of the Supreme Court of Canada, to ascertain whether the cost to the Society of the reports of that Court cannot be materially reduced.—Carried.

Mr. Benson moved the resolution of which Mr. Bell gave notice, as to the hour of meeting on Mondays, which, after some discussion, was dropped.

## LAW SOCIETY—EASTER TERM.

Mr. Bethune, pursuant to notice, moved the adoption of the following rule, namely :—

That Rule No. 97 of the old rules, and 101 of the new rules, be repealed, and the following substituted :—

“Each Standing Committee shall consist of nine members in addition to the Treasurer, who shall be, *ex-officio*, a member of all Standing Committees ; and three members of any committee shall constitute a quorum, unless otherwise specially ordered.”

The Rule was read a first and second time.

Mr. Martin moved the suspension of the rules as to the stages of rules, seconded by Mr. Crickmore.—Carried unanimously.

The Rule was read a third time.

Mr. Meredith moved that it be referred to the Special Committee appointed yesterday to strike the Standing Committees, to report the names of members to be added to the Standing Committees, pursuant to the above rule. Carried.

Mr. Moss moved, seconded by Mr. Britton :—That the committee on the subject of uncerificated conveyancers, appointed during Hilary Term last, be re-appointed, and that Messrs. J. F. Smith and J. J. Foy be added to the committee. Carried.

Mr. Mackelcan presents the report of the Special Committee on the subject of the encouragement of legal studies, which was ordered for consideration on Friday, 27th May.

Mr. D. B. Read gave notice that on Saturday next, he will move that Mr. Crickmore, chairman of the Legal Education Committee, be appointed representative of the Law Society in the Senate of the University of Toronto to the End of Easter Term, 1882.

Mr. Crickmore, chairman of the Legal Education Committee, laid before Convocation the letters of Mr. McDougall, Examiner, on the subject of the conduct of a law student, and the two letters of the student to Mr. McDougall in connection with the matter.

Mr. Bethune moved, seconded by Mr. Read, That the above correspondence be referred to the Committee on Discipline for inquiry, and report.—Carried.

Mr. Martin gave notice that he would on Friday, the 27th inst., move that a rule be passed to increase the grant to existing County Libraries.

Mr. Galbraith was called to the Bar.

Mr. Irving presented the report of the Striking Committee pursuant to the reference made this day, which was adopted.

Ordered, That the following names be added to the following Standing Committees :—

FINANCE.—W. R. Meredith and A. S. Hardy.

LIBRARY.—W. H. Scott and John Bell.

COUNTY LIBRARY AID.—A. S. Hardy and T. Ferguson.

LEGAL EDUCATION.—A. Lemon and T. B. Pardee.

REPORTING.—D. Glass and J. F. Smith.

JOURNALS.—T. B. Pardee and B. M. Britton.

DISCIPLINE.—David Glass and E. Martin.  
Convocation adjourned.

SATURDAY, May 21st, 1881.

*Present*.—The Treasurer, and Messrs. Crickmore, McCarthy, T. Ferguson, Murray, Bethune, Hoskin, MacLennan, J. F. Smith, Irving, Benson, Foy, Read, L. W. Smith, Moss and Kerr.

Mr. McCarthy moved, seconded by Mr. Ferguson, That the petition of Messrs. Moore and Sawers be referred to the Committee on Discipline, with instructions to consider and report whether the same discloses a *prima facie* case for inquiry and action by the Society.—Carried.

The Treasurer reported that he had laid the rules before the Visitors, and received communications from the Chancellor and Mr. Justice Armour expressive of their opinion, and approving of the rules with certain modifications suggested in the copy laid before the Benchers.—The letters and copy were filed.

Mr. I. Ferguson moved, That the fifth rule be amended by inserting in lieu of the words “gowns” “in the costume of Barristers appearing in court,” and that the 80th rule be amended by inserting in lieu of the words “a Barrister’s gown,” the words “in the costume of a Barrister appearing in Court.”

That the second and third sub-sections of the 95th rule be amended, by inserting in each sub-section before the word “application,” the word “adverse.”

That sub-section (A) of sub-section (1) of the 140th rule be amended, by inserting at the commencement “during any sitting of the Court of Chancery,” and

That sub-section 9 of the 140th rule be amended, by inserting after the word “Chancery” the words “and the Clerk of the Crown and Pleas of the Court of Queen’s Bench.”

That rule 144 be amended by inserting after the words “sittings,” “and one of such reporters shall attend each sitting of the Court held by a single Judge.”

Notice was dispensed with unanimously.

The rule was read a first and second time.

The rule as to the stages of rules was dispensed with unanimously.

The rule was read a third time and passed.

Mr. Crickmore moves that the consideration of the report of the Legal Education Committee be postponed to Friday next.—Carried.

Ordered, That Mr. George Frederick Lawson be entered on the books as a student.

Ordered, That Mr. W. Leslie Beale be entered as an Articled Clerk.

Ordered, That C. Egerton Macdonald be now called to the Bar, and receive his Certificate of Fitness on the 1st day of June.

Mr. Macdonald presented himself and was called to the Bar.

Ordered, that Mr. Spotton receive back his

## LAW SOCIETY—EASTER TERM.

fee in full under the special circumstances detailed in the report.

Mr. Read presented the Report of the Finance Committee, recommending that they be authorized to sell ten thousand dollars of Government Stock, as the exigencies of the Building Committee may require.—Adopted.

Mr. Read moved, pursuant to notice, that Mr. Crickmore, the Chairman of the Legal Education Committee, be appointed representative of the Law Society in the Senate of the University of Toronto, to the end of Easter Term, 1882.—Carried.

Mr. Hoskin, Chairman of the Discipline Committee, presented their report in the case of the Student above named.—Ordered for consideration on Friday next.

Mr. Hoskin moved, pursuant to notice, the first reading of the rule as to discipline.

The rule was read a first and second time.

The rule as to stages was dispensed with unanimously. The rule was read a third time and passed.

Mr. L. W. Smith moved that it be referred to a select committee, to be composed of Messrs. L. W. Smith, Read, MacLennan, Benson and Moss, to settle the list of visitors and benchers, to be published with the rules.—Carried.

Mr. MacLennan reported that at the request of Convocation, he had conferred with the visitors, who agreed to the third rule as it stands.

It is recorded that with the amendments made this day, on the motion of Mr. Ferguson, the rules accord with the suggestions made by the visitors, subject to which they were approved, and they are accordingly deemed by Convocation to be approved by the visitors.

Convocation adjourned.

Friday, 27th May, 1881.

Present:—The Treasurer, Messrs. Read, Crickmore, J. H. Smith, C. Moss, Cameron, Foy, J. A. Ferguson, Murray, Kerr, Hoskin, Robertson, Irving, Martin, MacLennan, MacKelcan, L. W. Smith, Hardy, Robertson and Richards.

The report of the Special Committee on the subject of the encouragement of Legal Studies by the Law Students in the various parts of the Province, through the giving of prizes for examinations, on the subjects of lectures which may be delivered by members of the Local Bar to the students of the locality, was considered and amended and adopted as amended as follows:

## REPORT.

The Special Committee appointed to consider and report a plan for the encouragement of legal studies by the law students in the various parts of the Province, through the giving of prizes for examinations, on the subjects of lectures, which may be delivered by members of the local Bars, to the students of the locality, beg leave to report as follows:

1. The establishment by the members of the Law Society, resident at suitable points throughout the Province, of associations on the same general principles as those governing the Osgoode Legal and Literary Society, would tend to enlarge the legal knowledge, and to improve the powers of reasoning, speech and composition of the members, and in many ways to fit them better for the profession,

2. Associations can be usefully formed only where there are a sufficient number of students to ensure a good attendance, and of barristers disposed to deliver lectures, conditions which, it is believed, obtain at several points in the Province.

3. Associations can be established and managed only by the voluntary action and exertions of residents, and the Law Society cannot create or direct them; but it is believed that a recognition by the Society of their advantages, and the encouragement proposed to be given them, would tend to stimulate their formation and to promote their efficiency, and to produce through them the results contemplated in the resolution.

4. The Committee, to carry out these views, propose the following plan:—(The plan prepared by the above committee was amended, was subsequently adopted, and is embodied in the following

## RULE:

1st. That the Standing Committee called "The County Library Aid Committee," be a Committee to whom shall stand referred all the correspondence on this subject, and which shall have power, subject to the directions of Convocation, to work the plan so far as the Law Society is concerned, the Finance Committee retaining its control over expenditure.

2nd. That the members of the Law Society in every locality which contains a sufficient number, may form an organization by the name of "The (name of County town, or County, or union of Counties) Legal and Literary Society," or some similar name.

3rd. That among the objects of the Association, shall be the extension of the legal knowledge and the cultivation of the powers of reasoning, speech, and composition of the members, by the delivery of lectures by Barristers on some of the more important branches of the Law, and examinations thereon, by the preparation and reading of essays, and by arguments on legal questions.

4th. That the Association may transmit to the Law Society proof of its formation, with a copy of its rules and a list of its members, and proof that arrangements have been made for the delivery during the season of a course of eighteen or more lectures at least one hour long on three or more of the more important branches of the law by three or more Barristers, giving the subjects and the names of the lecturers, and proof that arrangements have been made for the holding by two or more of such lecturers of a written examination comprising

## LAW SOCIETY—EASTER TERM.

twenty-four or more questions equally divided among the various subjects of the lectures, such examination to be managed on the same general principles as are applied to the written examinations of the Law Society, subject to such modifications as the standing Committee may from time to time direct. And the Association may thereon apply to be recognized by the Law Society as an Association within the meaning of this plan.

5th That the Committee may require such further information and details as shall seem advisable, and may on being satisfied as to the facts, resolve that the Association be recognized.

6th. That any recognized Association may transmit to the Law Society proof that the course of lectures has been delivered to audiences comprising on the average 12 or more students: and that the examination has been held, and that eight or more student have competed thereat, and proof of the results of the examination.

7th. That in case it appears that any of the competitors have succeeded in obtaining at least three quarters of the aggregate marks obtainable on all the subjects, and at least one half of the aggregate marks obtainable in each subject, the first of such successful competitors shall be entitled to a prize of law books of the value of \$25, the second to a like prize of the value of \$15, and the third to a like prize of the value of \$10.

8th. That the Standing Committee shall have power, on the application of any recognized Society, to authorize the division of the competitors into two classes, and the division of the prizes in the same way under such regulation as may be made by the Committee, and in that event, the prizes may be given to the value of \$50 in each class.

9th. That the Osgoode Legal and Literary Society be deemed to be a recognized Society within the meaning of this rule, and that the special rule, as to prizes for that Society, be rescinded.

10th. That the standing Committee may in any case require further information or further evidence on any point connected with the proceedings.

11th. That the standing Committee being satisfied that under the above conditions any competitor is entitled to a prize, may report thereon to the Finance Committee stating the fact, and thereupon the Finance Committee may authorize the giving of the prize.

12th. That the standing Committee shall report to convocation on the first day of Hilary Term in each year on the operations of the previous year.

(Signed)

ED. BLAKE,  
Chairman Special Com.

The rule was read a first and second time.

Ordered, that it be read a third time at the next meeting of Convocation.

Mr. MacLennan presented the report of the Committee on reporting, which was received, read, and considered.

The first two paragraphs as to the state of the reporting were read; no action was required.

The third and fourth paragraphs as to the Supreme Court reports were read.

Ordered that the chairman of the Reporting Committee be requested to communicate with the Minister of Justice, and to report at the next meeting, to which time the consideration of this paragraph is adjourned.

Mr. Foy moved that the consideration of paragraph five as to Mr. Hodgins' report of election cases be adjourned to the next meeting of Convocation.

Paragraph six, on motion of the chairman of Committee, was struck out.

The seventh paragraph of the report was adopted.

The report of the special committee appointed to settle the list of visitors and Benchers to be published with the rules, was considered.

Ordered that the report of the Committee be referred back to the Committee with instructions to omit the names of the visitors and *ex officio* Benchers, and to insert instead a quotation from the 3rd and 4th sections of chapter 138 of the Revised Statutes of Ontario.

The report of the Building Committee was received and read.

The report of the Committee on Discipline in the case of the student whose conduct had been specially referred to the said Committee, postponing his final examination until Easter Term, 1883, was adopted.

The communications from Messrs. Robinson and Joseph, on the subject of the triennial digest, were referred to the Committee on Reporting.

The report of the Legal Education Committee on the case of Mr. C. R. Irvine, refusing his application, was adopted.

The Rule as to discipline adopted on the 21st instant, was repealed, and the following rule, which had received the assent of the visitors, was introduced as follows:—

## RULE.

Whenever any complaint shall be made to the Law Society charging any Barrister, Solicitor, Student or Articled Clerk with misconduct as defined by the Act, 44 Victoria, Chapter 17, entitled, "An Act to extend the powers of the Law Society of Upper Canada," such complaint shall be reduced to writing, and shall be submitted to Convocation at its next meeting, and in case Convocation shall be of opinion that a their views thereon, to Convocation, who shall take such action thereon as to Convocation shall seem just and meet; provided that no Barrister shall be disbarred nor Attorney deprived of his certificate without a two-thirds majority of Benchers then present in Convocation, which shall consist of not less than fifteen

## LAW SOCIETY—EASTER TERM.

members. And in case the parties or any of them fail to appear pursuant to notice, at the time and place appointed, the said Committee may thereupon proceed with said investigation in their absence. Provided always that it shall be competent to Convocation to refer the matter to the Discipline Committee, to consider and report whether a *prima facie* case has been shown.

The rule was read a first, second and third time and was adopted.

A communication from the architect on the subject of heating Osgoode Hall, was referred to the Building Committee, to ascertain cost of proposed improvements and to report thereon.

Mr. Martin moved, seconded by Mr. Irving, That it be referred to the County Library Aid Committee to consider the advisability of increasing the grant to existing county libraries.—Carried.

A petition from Mr. Eccles, to be permitted to present himself for call to the Bar, pursuant to an Act of last session, was ordered to be considered at the next meeting of Convocation.

Mr. Hoskin, from the Committee on Discipline, reported the approval by the visitors of the rule upon discipline.

Mr. Murray gave notice that he would at the next meeting of Convocation move that, except during the long vacation, the library be opened at eight o'clock in the evening, and kept open until eleven o'clock; provided always, that if no member of the Society attends by nine o'clock, the same shall then be closed.

June 4, 1881.

Present: The Treasurer, and Messrs. Read, Crickmore, Martin, Mackelcan, J. H. Ferguson, Foy, Hoskin, Murray, Hardy, Irving, Dr. Smith, MacLennan, Robertson, Moss, Bethune, McCarthy, Kerr and Smith.

Mr. Crickmore presented the report of the Legal Education Committee, on the subject of the curriculum, which was ordered to be considered during the present sitting of Convocation.

Mr. Read presented the report of the Finance Committee on the claim of Messrs. Langley, Langley & Burke, recommending that \$300 be paid them in full of their claim.—The report was adopted.

Dr. Smith, from Building Committee, reported on the heating arrangements for Osgoode Hall generally, and also on the heating apparatus for the new wing.

Ordered, that it be referred to a Special Committee, consisting of Messrs. L. W. Smith, Read, Foy, Crickmore and the Treasurer (three being a quorum), to enter into the necessary contracts for the heating of the new building, and to confer with the Ontario Government upon the subject of heating the main building.

Ordered that the secretary cause the list of Visitors and Benchers to be printed for the new rules, in accordance with the instructions given the Special Committee on this subject at last meeting.

The letter of Vice Chancellor Ferguson, resigning his seat as a Bencher, was read.

Ordered that a call of the Bench be had for the first Tuesday of Trinity Term, to elect a successor to Vice Chancellor Ferguson.

Mr. Hoskin, from the Committee on Discipline, brought up the case of a student which had been already dealt with by this Committee, and gave notice that he would move at the next meeting of convocation, that this case be taken up for the purpose of considering and determining the sentence to be awarded.

Mr. MacLennan presented the report of the Committee on reporting on the communication from Messrs. Robinson and Joseph on the subject of the triennial digest, recommending that the publication of the digest should be kept under the control of Convocation, and not left to private enterprise. The report was adopted.

Mr. Landy's letters on the subject of his certificates were referred to the Finance Committee with power to act.

The Petition of Mr. Eccles for permission to present himself for call to the Bar next Term, was considered.

Ordered that Mr. Francis Hew Eccles be permitted to present himself for examination for Call to the Bar at the ensuing Trinity Term, upon giving the usual notice and paying the usual fees, including the matriculation fee, namely, \$153.

The rule for the encouragement of Legal Education in the Province by means of Lectures, was read a third time and passed.

The fifth clause of the report of 27th May of the Reporting Committee on the subject of Mr. Hodgins' election reports was considered and adopted.

Mr. Murray moved his resolution relative to opening the Library at night, of which he had given notice.

Ordered, that it be referred to the Library and Finance Committees, to consider and report thereupon to Convocation.

Mr. Kerr moved that Messrs. MacLennan, Mackelcan, Moss, and the mover, be a committee to wait upon the Ontario Government with the view of securing a reduction in the fees charged for shorthand notes, at the trial and hearing of causes.—Carried.

Ordered, that the subscription of the Law Society to the Supreme Court Reports be continued for the next volume at the price named by the Deputy Minister of Justice in his letter of 3rd instant, namely, \$1.50 per copy for 1,350 copies.

The report of the Legal Education Committee on the Curriculum was considered and adopted, to come into force at the examinations immediately before next Hilary Term. Lewis' Equity Pleading to be struck out of the present curriculum at once.

Mr. J. H. Ferguson gave notice that he would, at the first meeting of Convocation,

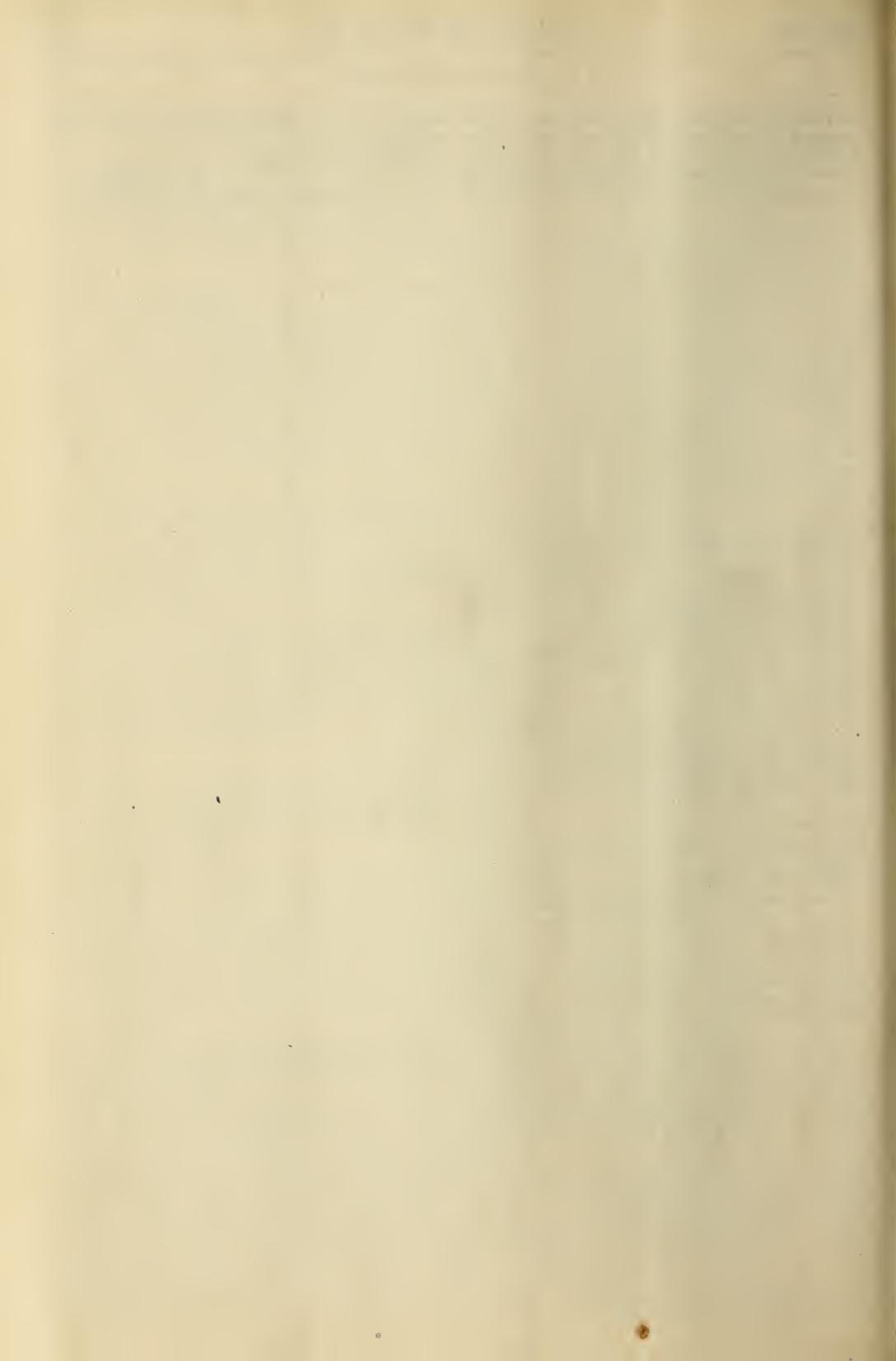
## LAW SOCIETY—EASTER TERM.

in Trinity Term, move that, Convocation considering it expedient to re-establish a Law School under the control of the Society, it be referred to the Committee on Legal Education, to consider and report to Convocation upon a

scheme for the re-establishment of the Law School.

Convocation adjourned.

J. K. KERR,  
Chairman of Committee on Journals.



# LAW SOCIETY.

TRINITY TERM, 1881.

The following is the *resumé* of the proceedings of Convocation, published by authority.

Monday, August 22, 1881.

*Present*—Messrs. Maclennan, Crickmore, Read, McMichael, J. F. Smith, Hoskin, Bethune, Moss, Glass, Mackelcan, Kerr, and Benson.

In the absence of the treasurer, Mr. Maclennan was appointed Chairman.

Ordered, that the following be appointed a special Committee to confer with the Judges of the Supreme Court of Judicature on the new rules and tariff of fees for the High Court of Judicature, namely, Messrs. Bethune, Maclennan, Hoskin, McMichael, Mackelcan, Glass, Benson, and Kerr.

Messrs. Read, Benson, Smith and Moss were appointed a special committee to report upon candidates entitled to be called with honours and to receive medals under the rules of Convocation.

The committee reported that Mr. J. H. M. Campbell was entitled to be called to the Bar with honours, and to receive a gold medal.—Ordered accordingly.

Ordered, that the following gentlemen be also called to the Bar, namely, Messrs. Watson, McBeth, Crawford, Lavell, Mills, McCarthy, McNab, Scott, C. Bitzer, Macara, McKay, O'Brian, Thompson, Kittermaster, Ford, Curry, Lewis, Gilbert, Morphy, McGill, Miller, Case, Harper, Duncombe. The above-named gentlemen, with the exception of Messrs. Gilbert and Lavell, attended, and were called to the Bar.

Ordered, that the following gentlemen do receive their certificates of fitness, namely:—Messrs. Campbell, Mills, Williams, Bitzer, Ford, Macara, Curry, McBeth, Yale, Miller, Dawson, Lefroy, Lee, Scott Cunningham, Baker, Beavers, Thompson, Sparham, Carbert, Going, and McKay.

Ordered, that the first intermediate ex-

amination of the following candidates be allowed them as students and articulated clerks, namely:—Messrs. D. K. J. McKinnon, G. W. Ross, D. Thompson, H. J. Peck, W. D. Thurston, W. E. Stratton, P. S. Campbell, T. A. Elliott, W. A. Dowler, G. R. Caldwell, T. Moffatt, J. W. McCullough, F. H. Gilman, M. N. Brown, T. B. Shoebottom, A. B. Fischer, J. E. Moberly, G. T. Scilly, A. D. McIntyre, J. S. Garvin and T. E. Titus.

Ordered, that the second intermediate examination of the following candidates be allowed them as students and articulated clerks, namely:—Messrs. A. Mills, P. S. Carroll, R. A. Porteous, B. M. Toothe, Hon. D. Mills, E. R. Cameron, W. Cavell, G. Davis, H. S. Blackburn, R. C. Hays, J. W. Elliott, J. A. Reid, J. F. Canniff, T. Chappell, R. Holmes, W. D. Smith, A. D. Howard, W. L. Haight, A. W. Peterson, T. E. Moberly, W. Johnston, R. Patterson, R. O. Kilgour, W. H. Barry, J. Stewart, O. M. Jones, W. J. Martin, W. Campbell, E. Poole, J. A. Thomas, W. Daly, J. B. Hands, W. E. Stevens.

Ordered, that the following gentlemen, graduates, be entered on the books of the Society as students-at-law, namely:—Hugh St. Quentin Cayley, W. D. Gwynne, T. C. Milligan, Milligan, Alfred M. Walton, Douglas Armour, Thomas B. Bunting, Walter Laidlaw, Thomas J. Blain, George W. Field, Samuel C. Smoke, Henry H. Allen, Frederick W. Hill, Chas. W. Lasby, John B. Jackson, James M. McColum, Thomas E. Williams, George Morton, Fred E. Nelles, Alex. C. Rutherford, Frank Henry Keefer, Lucius Q. Coleman, Henry Thomas Shibley, Joseph W. St. John, and John Douglas. That the following gentlemen as Matriculants of Universities be also entered on the books as students-at-law, namely:—E. W. H. Blake, Herbert C. Parks, E. C. Higgins, William H. Holmes, and R. S. Smith.

Ordered, that the following gentlemen who

## LAW SOCIETY.

have passed the examination be entered on the books as students-at-law, namely:—W. M. Douglas, G. M. Bourinot, Thomas Urquhart, A. W. Marquis, J. B. Dalzell, O. L. Lewis, Frederick Stone, A. D. Hardy, D. J. Thomson, J. C. Judd, P. Ellis, J. O'Hearn, F. McPhillips, H. Clay, R. C. Dickson, A. C. Camp, John Carson, D. H. Cole, T. Steele, A. C. Halter, M. J. McCarron, R. G. Fisher, C. Meek, F. Holmes, P. Kingston, H. G. Tucker, R. Vanstone.

Ordered, that Mr. W. M. Sinclair be entered on the books as having passed his examination as an articled clerk.

A petition from law students and others, in reference to the establishment of a Law School, was ordered to be considered on the 23rd inst.

Ordered, that Mr. Ferguson's motion in reference to a Law School do stand until the 23rd instant.

Ordered, that notices of the meetings of Convocation be sent to the Hon. S. H. Blake, as an *ex officio* Bencher.

Monday, August 23.

*Present*—Messrs. Maclennan, Crickmore, Read, Benson, Moss, McMichael, Kerr, Bethune, Glass and Hoskin.

Mr. Maclennan in the chair.

Ordered, that the consideration of the report of the special committee on the subject of keeping the Library open at night be postponed until the first Tuesday of next Term.

Ordered, that the motion relating to a Law School, and the consideration of the petition of students on the same subject, be postponed until 27th inst.

Mr. James Beaty, Q.C., was elected a Bencher in the place of V. C. Ferguson.

Ordered, that a call of the Bench be made for Friday, 2nd September, to elect a Bencher in place of the late W. H. Scott, deceased.

Ordered, that a portrait of Hon. Chancellor Boyd be painted for the Law Society, by Mr. Berthon.

Ordered, that the same aggregate amount of fees and fines as at present payable by attorneys and solicitors continue to be payable by solicitors of the Supreme Court of Ontario.

Saturday, August 27.

*Present*—Messrs. Maclennan, Crickmore, McMichael, Moss, Hoskin, Beaty, Kerr and Hardy.

Mr. Maclennan in the chair.

Messrs. Crickmore, Moss and Beaty were appointed a special committee to report forthwith as to who, if any, were entitled to honours or scholarships on the second Intermediate Examination.

The committee reported that Messrs. A. Mills, P. S. Carroll and G. Davis had passed with honours, and that Mr. A. Mills was entitled to the first scholarship, Mr. P. S. Carroll to the second scholarship, and Mr. G. Davis to the third scholarship.—Ordered accordingly.

Ordered, that the petition of law students relating to a Law School, and the subject matter of the motion on the same subject, referred to a special committee, composed of the Finance and Legal Education Committees, and of Messrs. Glass, Robertson, and Britton, to report upon the expediency of establishing a Law School, and if considered expedient, to report upon a scheme for that purpose; that the committee report at next meeting of Convocation, and that members be notified that the report will then be considered.

Ordered, that the name of Hon. S. H. Blake be added to the committee to confer with the Judges on the new orders and tariff.

Ordered, that Mr. Beaty be placed on all the committees of which Mr. Justice Ferguson was a member.

Friday, September 2.

*Present*—Messrs. Maclennan, Crickmore, Martin, S. H. Blake, Ferguson, Hardy, Beaty, Glass, Bethune, Kerr, Moss, Read, McMichael, Foy. Mr. Maclennan in the chair.

The Legal Education Committee reported on the papers of Mr. F. F. Harper and E. N. Lewis, and on the petitions for admission of J. P. Eastwood and of J. W. White.

Ordered, that Mr. F. F. Harper receive his certificates of fitness; that Mr. E. N. Lewis receive his on completing his papers to the satisfaction of the Secretary; that Messrs. J. P. Eastwood and J. W. White be admitted as students in the Matriculant class.

The report of the Special Committee appointed to confer with the government on the short-hand writer's charges received and read.

The Committee on the new orders and tariff was re-appointed.

The report of the Committee on Reporting was received and read as follows:

## LAW SOCIETY.

## REPORT.

The Committee on Reporting beg leave to report as follows:—

1. The Committee has had under consideration the changes which it is expedient to make in the system of reporting under the Judicature Act, and they beg to make the following recommendations:

1. That the gentlemen who have heretofore been the reporters of the decisions of the Courts of Queen's Bench, Chancery, and Common Pleas, be appointed joint reporters of the decisions of the High Court of Justice with the same salaries as heretofore.

2. That the said decisions be all printed and published in one series of volumes of the same size and in the same style, as nearly as possible, as at present, to be numbered consecutively, and to be called the Ontario Reports.

3. That the present reporter of the Court of Appeal be appointed reporter of the decisions of the Court of Appeal for Ontario, with the same salary as at present, and that such decisions be printed and published in a series of volumes to be called the Ontario Appeal Reports, uniform in size and style with the present series, and to be numbered consecutively.

4. That the present reporters of the decisions in Chancery and Common Law Chambers be appointed joint reporters of the decisions of the judges and officers of the High Court and of the Court of Appeal in Chambers, and on questions of practice, and that

such decisions be printed and published in a series of volumes to be called the Ontario Practice Reports.

5. That all or any of the said reporters shall, if and whenever requested by Convocation, assist in reporting decisions in contested election cases under regulations to be made hereafter.

6. It shall be the duty of the Editor to oversee the whole work of reporting, and to insure its efficient and prompt execution, and to make such arrangements with the Judges and officers of the Courts that a report of all important decisions may be secured to the profession.

JAMES MACLENNAN,  
*Chairman.*

The report was considered and adopted. The Hon. Christopher F. Fraser was elected a Bencher in the place of Mr. W. H. Scott, deceased.

The report of the Special Committee on the Law School was received and read.

Ordered, that the further consideration of the report be postponed till the first Tuesday of next Term, that meantime the material portions of the report be printed, and that notice be given by the Secretary to each Bencher two weeks before the first day of next Term.

The report of the examiners on the honour examination in connection with the first Intermediate Examination, was read.

Ordered, that Mr. D. K. I. McKinnon be passed with honours and receive the first scholarship.

J. K. KERR,  
*Chairman Committee on Journals.*



LAW SOCIETY.

Michaelmas Term 45 Vict., 1881.

The following are extracts from the proceedings of the Benchers in Convocation during last Michaelmas Term:-

**RULE FOR THE ESTABLISHMENT OF A LAW SCHOOL.**

1. The Law Society hereby establishes a Law School for the period of two years.
2. The Staff of the Law School shall consist of four Lecturers, who shall be Barristers-at-Law.
3. The course in the School shall consist of Lectures, Discussions, and Examinations, between the 12th December and the 1st May, during the first term thereof, and the 1st October and the 1st April, during the second term thereof.
4. The attendance in the School shall be voluntary, the students will be divided into the Junior and Senior class. Any Student or Articled Clerk, not being a University graduate, who shall not have entered his fourth year before the commencement of any term of the School shall be entitled to admission to the Junior Class, and every University graduate, being a Student-at-Law or Articled Clerk, and every other Student-at-Law and Articled Clerk who shall have passed through the Junior Class or entered his fourth year before the commencement of any term of the School, shall be entitled to admission to the Senior Class.
5. At the end of each term an examination shall be held by the lecturers upon the subject of the lectures.
6. The duties of the Lecturers shall be to deliver viva voce lectures, to prepare all questions for Law School Examinations, whether oral or written, to select all questions for discussion, to preside in turn at meetings for discussion, unless other arrangements be made by the Committee on Legal Education, and to attend all Law School Examinations and report the results thereof to Convocation.
7. The Legal Education Committee shall arrange the subjects and books for lectures, the branches to be treated upon by each lecturer, the days and the hours for holding lectures and discussions in the Law School during the term, and shall provide as far as practicable for the delivery of additional lectures by Judges, Benchers and other members



- of the Profession, and shall have power from time to time to sanction any change of duty among the lecturers.
8. The Examiners in Law shall, until otherwise ordered, be the Lecturers in the Law School, and their salaries shall be \$200. per annum each, in addition to their salary as Examiners in Law, such salaries to be paid quarterly.
9. The Lecturer, for the time being, holding the position of Seniority at the Bar shall be the Chairman at the Law School.
10. The first course in the Law School shall commence on the 12th day of December, 1881.
11. To entitle students attending the lectures in the School to be awarded prizes in Law Books under the provisions of the rule of the Society as to Legal and Literary Societies, the Junior and Senior Classes shall be deemed two classes of competitors for such prizes within the meaning of sections 7 and 8 of the said Rule, and the other provisions of the said Rule, provided, however, that section 9 of said Rule is not to take effect during the continuance of the School.
12. The Report of the Lecturers of the results of the Examination in the School shall be deemed proof of results of the examination within the meaning of section 6 of the said Rule.
- 

#### REPORT OF LEGAL EDUCATION COMMITTEE

The Report of the Legal Education Committee respecting the days of examination was adopted, and is as follows:-

The Committee on Legal Education have considered the memorial of the Law Examiners, asking to have the Law Examination take place during the week next before each term, as the new Examination Hall will hereafter be available.

The Committee considering it desirable that a change in time of holding these examinations should be made, recommended that Convocation approve of the following resolution, namely:-

Resolved, That the days of the week next, before term, hereinafter mentioned, be appointed for the several examinations.

Tuesday. For certificate of Fitness and First Intermediate, candidates to present themselves at 9 a.m. of that day



Wednesday. At 3 p.m. the Examiners shall declare to candidates for Certificate of Fitness and First Intermediate, respectively, the results of their examinations, and proceed with the oral examinations of such of those candidates as may be entitled to an oral.

Thursday. For Call and for Second Intermediate, and for honours and scholarships of the First Intermediate, candidates to present themselves at 9 a.m. of that day.

Friday. At 3 p.m. the examiners shall declare to the candidates for Call and Second Intermediate, respectively, the results of their examinations, and proceed with the oral examinations in connection with Call and Second Intermediate.

Saturday. For honours and rewards of merit in connection with Call, and for honours and scholarships of the Second Intermediate, candidates to present themselves for examination at 9 a.m. of that day.

---

#### REPORT OF BUILDING COMMITTEE.

The Report of the Building Committee on the opening of the New Hall was received, read and adopted, and is as follows:-

The Building Committee, upon the reference to it as to ceremonies connected with the opening of the New Hall, beg leave to report that they have considered the subject, and recommend the following plan:-

1. That the Hall be opened by the holding of a conversatione, on a day to be fixed by the committee hereinafter mentioned.
2. That the Government be requested to allow the use for the occasion, of the other parts of the building.
3. That each Barrister, Solicitor, Student, and Articled Clerk, be entitled to attend, with one lady, and that additional tickets for ladies be supplied to Barristers and Solicitors on application. That public notice be given in the newspapers requesting those Barristers, Solicitors, Students, and Articled Clerks who desire to attend, to apply for tickets before the 27th day of January, 1893, the tickets to be presented at the door.



4. That invitations be given to the Lieutenant-Governor, the Judges, the members of the Local Government, the members of the Local Legislature, the members of the Senate of the University of Toronto, the members of the Council and Faculty of University College, the members of the Corporation of Trinity College, the members of the Council and Faculty of St. Michael's College, the members of the Council and Faculty of McMaster Hall, and to the Students composing the Glee Clubs of the University of Trinity College, Toronto and Toronto Medical School.

5. That the proceedings at the conversazione consist of a reception till 8:30 p.m., at 8:30 p.m., five minutes speeches from the Treasurer, the Chairman of the Building Committee, and the President of the Osgoode Legal and Literary Society.

Presentation of medals, if any are gained.

During the evening, music in the Hall and Library by the bands of the Queen's Own and Grenadiers, and (if they will accept the invitation) by the Glee Clubs.

Refreshments, consisting of tea, coffee, ices, cakes, and sandwiches, served in the new luncheon room, and in present lecture and examination room.

6. That, to carry out these arrangements in every detail, a joint committee be appointed, of six Benchers, with instructions to apply to the Bar to name six members, and to the Osgoode Legal and Literary Society, to name six members, to act with the Benchers; and that such joint committee have power to add to their numbers, and to form sub-committees for the purposes of the reference, provided that all proposed expenditure be subject to report to and sanction by the Finance Committee.

On motion of Mr. L.W. Smith, it was ordered that the following gentlemen be named as members of the committee from the Bench, and that they be authorized to apply to the Bar and Legal and Literary Society for the appointment of their members, namely, - Messrs. L.W. Smith, Murray, Read, Irving, James F. Smith, and the Treasurer.

---

#### REPORT OF COMMITTEE ON REPORTING.

The Report of the Committee on Reporting was adopted, and is as follows:-

The Committee on Reporting beg leave to report as follows:-



The Reporting continues to be done promptly and efficiently, and there are no arrears except in Chancery, and these are not considerable.

2. The Committee, finding that the Editor had great doubts of the successful working of the plan adopted by Convocation in Trinity Term for bringing out the Reports of the High Court as one series, and having received from him a statement of the difficulties he apprehended, have reconsidered the whole matter, and they adhere to the opinion that the change resolved upon is very desirable, and they think the difficulties anticipated can be overcome.

3. The Committee have also had under consideration the salaries of the reporters, in consequence of applications from some of them for an increase, but your Committee are unable to recommend any change to be made in the salaries, although it may perhaps be just to grant a bonus to the Chambers reporters if it shall appear that their labours were more onerous for a time owing to the coming into force of the Judicature Act.

4. Your Committee have also had under consideration an application by certain Students and Articled Clerks to receive the reports on the same terms as the members of the profession, and your Committee recommend that every Student and Articled Clerk, on payment in advance during Michaelmas Term in each year of a fee of fifteen dollars to the Society, be entitled to receive the reports, not including the Supreme Court Reports, in the same manner as members of the profession, and the Committee recommend that any payment made before the end of Hilary Term next be regarded as of Michaelmas Term last. All of which is respectfully submitted.

-----

PROPOSED RULES FOUNDED ON ABOVE REPORT.

Repeal section 3 of Rule 109, and substitute the following therefor:- A reporter for the Court of Appeal for Ontario. Three joint reporters for the High Court of Justice for Ontario, and two joint reporters of decisions on matters of practice both in the Court of Appeal and in the High Court.

Repeal Rule 113, and substitute the following therefor:- The salary of the Editor shall be two thousand dollars per



annum. The salaries of each of the reporters for the Court of Appeal, and the High Court, shall be twelve hundred dollars per annum. The salary of Council and Faculty of Knox's College, each of the reporters for decisions on matters of practice shall be three hundred dollars per annum.

Repeal Rule 114, and substitute the following therefor:- The salaries of the respective reporters shall be payable monthly, but not without a certificate of the Editor that the work of the reporter has been done to his satisfaction.

Repeal Rules 143 to 149 inclusive, and substitute the following therefor:- 143. It shall be the duty of the Editor to determine what decisions ought to be published, to peruse and settle the reports thereof prepared by the reporters, and to superintend the preparation and publication of such decisions. He is also to make such arrangements with the Judges and Officers of the Courts that a report of all important decisions may be secured to the profession; and he shall oversee the whole work of reporting, so as to ensure its efficient and prompt execution.

144. It shall be the duty of the reporters to attend their respective courts personally, and to prepare a report of each important case, including the arguments of counsel, the authorities cited, and the judgment, whether oral or written, and to furnish the same without delay to the Editor.

145. It shall also be the duty of the reporters, under the direction of the Editor, to deliver the reports in fair, legible manuscript to the printers, to read and correct the proof, and to see them through the press with despatch.

146. It shall also be the duty of the reporters to prepare and furnish short notes of all important decisions for early publication, under such regulations as may from time to time be made by Convocation.

147. Every report shall state the short style of the action or proceeding, the judge or judges who presided, the counsel and solicitors for the parties, and the date of the argument and of the judgment.

148. The Reports shall be issued in three series, in volumes to be numbered consecutively. The first series shall consist of decisions of the Court of Appeal, and shall be called the "Ontario Appeal Reports." The second series shall consist of decisions of the High Court, and shall be called the "Ontario Reports," and the third series shall consist of the decisions in the Court of Appeal, and in the High Court on questions

... The ... of the ...  
 ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

... The ... of the ...  
 ... of the ...  
 ... of the ...

of practice, and shall be called "The Ontario Practice Reports."

149. The Appeal and Practice Reports shall respectively be issued, as nearly as possible in monthly numbers, and the Ontario Reports in semi-monthly numbers; but so as no case shall remain unpublished for more than two months after judgment, and the volumes shall be of the same size and in the same style as heretofore with index and digest.

149(a) The Editor and reports shall also, if and whenever required by Convocation, prepare and publish decisions in contested election cases, under such regulations as may from time to time be made by Convocation.

149(b) The Editor and reports shall also prepare and publish a triennial digest of the reports published by the society, including appeals to the Supreme Court and the Privy Council from Ontario. The materials for the digest shall be prepared *pari passu* with the reports, so that it may be published promptly at the end of each triennial period.

Add the following section to Rule 156. (11). By paying fifteen dollars to the Secretary during the Michaelmas term of any year, any Student or Articled Clerk shall become entitled to receive the numbers of the Ontario Reports, the Ontario Appeal Reports and the Ontario Practice Reports published by the Society during the ensuing year, in the same manner as members of the profession.

The Rules were read a first time,--

Ordered, That they be read a second time on the second day of next term.

---

#### LONG VACATION.

Resolved, That, in the opinion of the Benchers of the Law Society, it would be a very great benefit to the Legal Profession to have the Summer Vacation commence on the first day of July and end on the first day of September, and that there should be a Christmas Vacation, to commence on the 23rd of December and end of the 6th of January, and that a copy of this resolution be sent to the Chief Justice of Ontario, and to the Presidents of the Queen's Bench, Chancery, and Common Pleas Divisions of the High Court of Justice.

of growth, and which is called the "Growth Period"

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

1887, 1888, 1889

# LAW SOCIETY.

HILARY TERM, 45 VICT., 1882.

The following is the *resume* of the proceedings of the Benchers during Hilary Term, published by authority:—

During this term the following gentlemen were called to the bar, namely:—Edwin Taylour English, with honors, Adam Johnston, with honors, Daniel Johnson Lynch, John Arthur Mowat, George James Sherry, Benjamin Franklin Justin, Thomas Ambrose Gorham, Charles Rankin Gould, James Lane, William James Cooper Robert McGee, Henry Nason, William Johnston, Albert Edward Wilkes, George Frederick Jelfs, Henry Joseph Dexter, Stewart Masson. And the following gentlemen were called to the bar, under the rules in special cases:—Donald McMaster, Henry Gordon McKenzie.

The following gentlemen received certificates of fitness, namely:—Adam Johnston, J. Stanley Hough, J. Travers Lewis, George J. Sherry, G. S. Lynch Staunton, Edwin Taylour English, William Agutter Taylor, A. Stewart, Newenham Parke Graydon, William James Cooper, Albert Edward Wilkes, William Steers, Stewart Masson, Henry Nason, R. A. Pringle, J. C. Alguire, J. B. Humphreys, R. D. Storey, G. F. Jelfs, E. A. Foster.

The following gentlemen passed their first intermediate examination, namely:—C. A. Masten, with honors, J. Y. Criuckshank, with honors, George Weir, F. H. Keefer, S. C. Smoke, G. W. Field, H. H. Collier, A. Darrach, E. Bell, D. Armour, J. T. Sprule, W. J. Church, A. Burwash, E. W. M. Flock, E. C. Cunningham, S. O. Richards, D. W. Saunders, W. Barr, J. D. Hepburn, A. C. Muir, H. B. Elliott, J. M. Macoun, H. L. Ingles, N. McMurchy, H. Cowan, J. M. McNamara.

The following passed their second intermediate examination, namely:—G. Kappelle, with honors, J. Martin, with honors, J. L. Murphy, with honors, A. H. McAdams, T. T. Porteous, G. H. Anderson, A. P. E. Panet, J. S. Mackay, J. Carruthers, C. H. Clue, A. S. Clarke, R. Witherpoon. The case of Mr. W. A. McLean was referred to the Legal Education Committee for report.

The following gentlemen were entered on the books of the Society as Students at Law, namely:

GRADUATES.—Marcus Selwyn Snook, Stephen Johnson Young, Alexander Sheppard Lown, John Earl Halliwell, Patrick M. Bankier.

MATRICULANTS OF UNIVERSITIES.—Nelson Sharpe, Stephen Alfred Jones, Frank Burr Moore, Edward Wesley Bruce, Robert Barry, Alexander Campbell Aylsworth, Thomas Hislop.

JUNIOR CLASS.—Willard Snively Riggins, Allen Napier McNab Daly, George Cooper Campbell, John Elliott, Alexander A. McTavish, John Dawson Montgomery, George Albert Loney.

ARTICLED CLERK.—Frank Ernest Coombe was allowed his examination as an articulated clerk.

Monday, February 6th.

Convocation met.

Present—The Treasurer and Messrs. Maclean, Bethune, Ferguson, Moss, Murray, Foy, Crickmore, Irving, Mackelcan, McCarthy, Cameron, Read, J. F. Smith.

The minutes of last meeting were read.

The Committee on Legal Education, reported that Mr. I. F. Hellmuth had duly published in the Gazette the statutory notice, and that he had now complied with all the requirements of the statute and rules of the Society, and that he was entitled to his certificate of fitness on payment of the ordinary fees.

On motion of Mr. Crickmore, it was ordered that Mr. Hellmuth be allowed his certificate of fitness.

The Report of the Finance Committee was presented by Mr. Read, received and read, and is as follows:—

## REPORT.

*To the Benchers of the Law Society in Convocation.*

The Finance Committee beg leave to report as follows:—

1.—On reference to the balance sheet for 1881, signed by the auditor of the Society, and lying on the table, and which shows the receipts and expenditure of the Society for 1881, it may with a little consideration and calculation be seen that the receipts of that year were \$49,731.70, and that the expenditure was \$71,010.09, of which last mentioned sum \$32,865.88 were expended on the new building, and the residue or sum of \$38,144.21 was for ordinary expenditure, by which it appears that there was a surplus on the ordinary transactions of the Society of receipts over expenditure of \$11,587.49.

LAW SOCIETY, HILARY TERM.

2.—The above mentioned expenditure on the new building was made from the balance in the bank at the credit of the Society (with petty cash in hand) on the 31st of December, 1880, of \$10,784.72, the funds temporarily deposited at interest of \$15,000, and from the above mentioned surplus a sum of \$7,081.16, in all \$32,865.88, leaving a balance out of the surplus of the year 1881, in the Bank, of \$4,506.33 to the credit of the Society on the ordinary operations of the year.

3.—It will no doubt be remarked upon by the members of Convocation, that the surplus upon the ordinary transactions of the past year was much larger than usual, and they might infer that there has been a proportionately larger increase in the yearly revenue of the Society, but upon comparing the receipts of last year with those of 1880 it will be seen that, although the revenue is exceptionally large, the chief reason of the aforesaid surplus consists merely in this, that no part of the sums of \$3,060 and \$4,050 for the Election Case reports and the Supreme Court reports respectively, provided for in the estimates of last year's expenditure, has yet been paid.

4.—The Committee have had prepared and laid on the table, the estimates of the probable receipts and expenditure for the current year, shewing the different sources of the expected revenue and the different items of the probable expenditure, from which it will appear that the estimated aggregated receipts for the year 1882 will be \$42,600, (or \$7,131.70 less than those of last year), a diminution partly owing to the excessive receipts of last year, and the estimated aggregate ordinary expenditure, including the cost of an extra volume of Supreme Court reports, of the portraits of the Treasurer and Chancellor Boyd, ordered by Convocation, and the insurance for three years, will be \$41,479, shewing a probable surplus of \$1,121.

5.—It will appear also upon reference to the same sheet of estimates for the current year that there will be required for extraordinary expenditure the aggregate sum of \$16,325, made up of \$3,060 for the election case reports and of the sums estimated to be necessary for completing the new building and the heating and lighting appliances in connection therewith, and for completing and furnishing the new Convocation Room and other improvements in the old building, and for making the alteration in and fitting up and furnishing the adjuncts to the Library.

6.—To meet this \$16,325 estimated for extraordinary expenditure, there is the sum of \$4,506.33, the balance in the Bank and petty cash in hand at the end of the year 1881, and the above mentioned estimated surplus of \$1,121 on the ordinary transactions for the current year, the residue will be taken from the \$60,000 of capital invested in Dominion Stock, as was contemplated when the decision to construct the new building was reached. The Committee was authorized to withdraw the required amount during the

course of last year, but they have been able to provide for the payments up to date out of other resources, and have therefore postponed the withdrawal.

The Government has given notice to pay off the stock in September next, and it will therefore be necessary to decide on some other mode of investment for the capital before that time.

Signed, D. B. READ,  
Chairman.

The estimates and balance sheet therein mentioned are as follows :

ABSTRACT OF BALANCE SHEET FOR 1881.

| RECEIPTS.  |             |             |
|--|-------------|-------------|
| Certificate and Term Fees.....                         | \$16,435 75 |             |
| Less Fees returned.....                                | 121 75      |             |
|  |             | \$16,314 00 |
| Notice Fees .....                                      |             | 761 00      |
| Attorneys' Examination Fees.....                       | 6,730 00    |             |
| Less Fees returned .....                               | 840 00      |             |
|  |             | 5,890 00    |
| Students' Admission Fees.....                          | 9,180 75    |             |
| Less Fees returned .....                               | 808 00      |             |
|  |             | 8,381 75    |
| Call Fees.....   | 12,310 00   |             |
| Less Fees returned.....                                | 2,210 00    |             |
|  |             | 10,100 95   |
| Interest and Dividends.....                            |             | 4,034 00    |
| Government payment for heating,<br>lighting, etc ..... |             | 4,250 00    |
| Balance .....  |             | 21,278 39   |
|  |             | \$71,010 09 |

EXPENDITURE.

|  |            |             |
|--|------------|-------------|
| <i>Reporting:—</i>                                       |            |             |
| Salaries .....   | \$7,140 00 |             |
| Postage on reports .....                                 | 531 20     |             |
| Printing.....  | 6,762 13   |             |
| Notes of Cases.....                                      | 347 50     |             |
|  | 15,040 83  |             |
| Less reports sold.....                                   | 563 44     |             |
|  |            | \$14,477 39 |
| <i>Examinations:—</i>                                    |            |             |
| Salaries.....  | 2,400 00   |             |
| Scholarships.....  | 2,220 00   |             |
| Printing and stationery.....                             | 491 51     |             |
| Advertising.....   | 33 00      |             |
| Engrossing diplomas and certificates                     | 5 24       |             |
| Dies and medals.....                                     | 58 34      |             |
| Examiners for Matriculation .....                        | 339 00     |             |
| Prizes.....  | 50 00      |             |
| Law Journal account .....                                | 35 00      |             |
|  | 6,163 99   |             |
| Less Fees received for petitions....                     | 74 00      |             |
|  |            | 6,089 99    |
| <i>Library:—</i>   |            |             |
| Books, binding and repairs.....                          |            | 3,625 49    |
| <i>General expenses—</i>                                 |            |             |
| Salaries, Secretary, Sub-Treasurer<br>and Librarian..... | 2,000 00   |             |
| Assistants.....  | 967 27     |             |
| Housekeeper.....   | 216 00     |             |
|  |            | 3,183 27    |
| <i>Lighting, heating, water and insurance:—</i>          |            |             |
| Engineer and assistant .....                             | 560 00     |             |
| Gas .....  | 383 16     |             |
| Water.....   | 943 63     |             |
| Insurance .....  | 585 33     |             |
| Weighing coal.....                                       | 10 00      |             |
| Fuel.....  | 2,949 28   |             |
| Repairs to apparatus.....                                | 170 40     |             |
| Carting coal and cutting wood .....                      | 152 49     |             |
|  |            | 5,754 29    |
| <i>Grounds:—</i>   |            |             |
| Gardener and assistant.....                              | 400 00     |             |
| Tools and seed .....                                     | 6 35       |             |
| Cartage.....   | 4 75       |             |
| Labor.....   | 193 02     |             |
| Snow clearing.....                                       | 37 70      |             |
| Repairing side walks.....                                | 44 89      |             |

LAW SOCIETY, HILARY TERM.

|   |             |
|---|-------------|
| <i>Sundries:—</i>   |             |
| Scrutineers, \$360; Auditor, \$100. . .                           | 460 00      |
| Stationery and Printing . . . . .                                 | 219 12      |
| Advertising, \$143.90; postage, \$85.83                           | 229 73      |
| Law costs. . . . .  | 863 92      |
| Repairs, \$46.18; term lunches \$529.75. . . . .                  | 575 93      |
| County library aid. . . . .                                       | 868 00      |
| Petty charges . . . . .   | 32 42       |
| Telegraph and telephone operator. .                               | 158 04      |
| Attendance on clocks. . . . .                                     | 10 00       |
| Glass, \$5.80; cleaning windows, brasses, etc., \$48.95 . . . . . | 54 75       |
| Subsidy Dom. Telegraph Co. . . . .                                | 75 00       |
| Resume, \$30; Guarantee Co., \$12. .                              | 42 00       |
| Ice, \$10; oiling floor, \$10; Detector, \$2. . . . .             | 22 00       |
| Address re C. J. Moss. . . . .                                    | 23 00       |
| Locks, matting, etc. . . . .                                      | 27 03       |
| Painting Benchers' rooms. . . . .                                 | 41 55       |
| Bell Telephone Co. . . . .  | 45 08       |
| Langley, Langley & Burke . . . . .                                | 100 00      |
| Portrait C. J. Osgoode. . . . .                                   | 260 00      |
| Judicature Act tariff. . . . .                                    | 17 50       |
|   | 4,327 07    |
| Spent in new building in 1881. . . . .                            | 38,144 21   |
|   | 32,865 88   |
|   | \$71,010 09 |

|  |             |
|--|-------------|
| <i>Grounds:—</i>   |             |
| Gardener and Assistant . . . . .                             | 400 00      |
| Tools . . . . .  | 10 00       |
| Carting . . . . .  | 5 00        |
| Labour . . . . .   | 200 00      |
| Snow Clearing . . . . .                                      | 40 00       |
|  | 655 00      |
| <i>Sundries:—</i>  |             |
| Auditor, \$100; Stationery, \$250. . . .                     | 350 00      |
| Advertising, \$50; Postages, \$50; Telephone \$100 . . . . . | 200 00      |
| Petty expenses, \$20; Telegraph Operator, \$158 . . . . .    | 178 00      |
| Clocks, \$10; Cleaning Windows, \$15;                        | 25 00       |
| Resume. . . . .  | 40 00       |
| 100 copies for Convocation . . . . .                         | 15 00       |
| Guarantee Premium, \$20; Ice, \$10. .                        | 30 00       |
| Oiling Floor, \$12; Directory, \$3 . .                       | 15 00       |
| Detective, \$3; P. O. Box, \$4 . . . . .                     | 7 00        |
|  | 950 00      |
| Law Costs, \$750; Repairs, \$200 . . .                       | 500 00      |
| Term Lunches. . . . .  | 850 00      |
| County Library Aid, . . . . .                                | 200 00      |
| Prizes . . . . .   | 500 00      |
| Chancellor Boyd's Portrait and Frame                         | 300 00      |
| The Treasurer's . . . . .                                    | 3,300 00    |
|  | 2,121 00    |
| Balance . . . . .  | \$42,600 00 |

ESTIMATES OF RECEIPTS AND EXPENDITURE FOR 1882.

RECEIPTS.

|  |             |
|--|-------------|
| Certificate and Term Fees . . . . .                    | \$16,500 00 |
| Arrears, fines and costs collected . .                 | 700 00      |
| Notice fees. . . . .                                   | 650 00      |
| Attorneys' Examination fees . . . .                    | 4,800 00    |
| Students' Admission fees. . . . .                      | 6,000 00    |
| Call fees. . . . .                                     | 7,000 00    |
| Interest and Dividends. . . . .                        | 2,600 00    |
| Government payment for heating, lighting, etc. . . . . | 4,250 00    |
| <i>Sundries:</i>                                       |             |
| Fees on petitions, diplomas and certificates. . . . .  | 100 00      |
|  | \$42,600 00 |

EXPENDITURE.

|   |             |
|---|-------------|
| <i>Reporting:—</i>                              |             |
| Salaries . . . . .                              | \$7,400 00  |
| Postage . . . . .                               | 560 00      |
| Printing. . . . .                               | 6,220 00    |
| Supreme Court Reports, 2 vols . . . .           | 4,050 00    |
| Notes of Cases. . . . .                         | 350 00      |
| Advertising . . . . .                           | 10 00       |
|   | 18,590 00   |
| Less Reports sold . . . . .                     | 386 00      |
|   | \$18,204 00 |
| <i>Examinations:—</i>                           |             |
| Salaries . . . . .                              | 3,200 00    |
| Scholarships . . . . .                          | 1,600 00    |
| Printing and Stationery. . . . .                | 300 00      |
| Advertising . . . . .                           | 50 00       |
| Engraving Diplomas & Certificates..             | 25 00       |
| Examiners for Matriculation. . . . .            | 325 00      |
| Law Journal account. . . . .                    | 100 00      |
| Medals . . . . .                                | 100 00      |
|   | 5,700 00    |
| <i>Library:—</i>                                |             |
| Books, Binding, and Repairs. . . . .            | 2,900 00    |
| General expenses—                               |             |
| Salaries  |             |
| Secretary, Sub-Treasurer and Librarian. . . . . | 2,000 00    |
| Assistants . . . . .                            | 1,100 00    |
| Housekeeper, \$216, \$84 . . . . .              | 300 00      |
|   | 3,400 00    |
| <i>Lighting, heating, water and insurance:—</i> |             |
| Engineer and Assistant . . . . .                | 860 00      |
| Gas. . . . .                                    | 500 00      |
| Water . . . . .                                 | 1,000 00    |
| Insurance . . . . .                             | 490 00      |
| Weighing Coal . . . . .                         | 10 00       |
| Fuel. . . . .                                   | 3,300 00    |
| Repairs to Apparatus . . . . .                  | 200 00      |
| Carting Coal and Cutting Wood . . .             | 100 00      |
|   | 6,460 00    |

EXTRAORDINARY EXPENDITURE.

|  |             |
|--|-------------|
| Mr. Hodgins' book, (election reports). .   | \$3,060 00  |
| Additional desks and chairs for new Examination Hall. . . . .  | 215 00      |
| Fitting up adjuncts to Library . . . .   | 800 00      |
| On new building including lighting and heating. . . . .  | 9,750 00    |
| Completing improvements in old building, including the new Convocation Room and furnishing the same. . . . . | 1,250 00    |
| Conversazione . . . . .  | 1,250 00    |
|  | \$16,325 00 |

Ordered that the report, balance sheet and estimates be considered on February 7th.

Mr. Montgomery's petition was refused.

Mr. Alguire's petition was refused.

A letter from the City Clerk with enclosures, referring to the Osgoode Hall grounds, was referred to the Finance Committee to consider and report.

A letter from Mr. Hector was read. Ordered that Mr. Hector be allowed to examine the records bearing on the subject of his letter for the indicated purpose.

Mr. Germon's letter referring to his examination fee was referred to the Finance Committee.

The letters of Messrs. Freeman and Goodwillie, on the subject of the service of a law student, were referred to the Legal Education Committee

Mr. Ferguson gave notice for Saturday, 11th February, of a motion to amend the rules in special cases, so far as they refer to the call to the bar of Ontario of English barristers.

Tuesday, February 7th, 1882.

Present—The Treasurer and Messrs. Wallbridge, McCarthy, Bethune, Irving, Read, Martin, Murray, Crickmore, Mackelcan, J. F. Smith, MacLennan, Robertson, Moss, Benson, L. W. Smith, H. Cameron.

The rules as to reporting, which were read first time on the 27th December last, were now read a second time.

## LAW SOCIETY, HILARY TERM.

Mr. MacLennan laid on the table the resignation of Mr. Tupper as reporter, and gave notice for Saturday, 11th inst., of a motion that Mr. Grant, reporter in the Chancery Division, be transferred to the reportership of the Court of Appeal.

Ordered that notice be given to each bencher, of the intention to appoint a reporter, either to the Chancery Division or the Court of Appeal, on Friday, 17th February, and that an advertisement asking for applications for the office be published.

Saturday, February 11th, 1882.

Convocation met.

Present — Messrs. Crickmore, McMichael, Hoskin, Bethune, MacLennan, Irving, Ferguson, Moss, Foy, Murray.

In the absence of the Treasurer, Mr. Irving occupied the chair. Mr. Tupper's resignation of the reportership of the Court of Appeal was accepted.

Mr. Grant, the reporter of the Court of Chancery, was transferred to the now vacant office of reporter to the Court of Appeal. The rules as to reporting were read a third time and passed.

The report of the Finance Committee, accompanied by the balance sheet for 1881, and the estimates for 1882, were now considered and adopted.

Ordered that the balance sheet be printed and distributed.

Mr. Ferguson pursuant to notice, moved the following resolution, namely:—

Resolved that rules 94 and 97, relating to the call of barristers in special cases, and the admission of attorneys and solicitors in special cases be amended, by striking out in the first sub-section of rule number 94, all words after the word "Ontario" in the third line down to and inclusive of the word "Scotland" in the seventh line of the said sub-section, and by striking out the second sub-section of said rule 94, and by striking out all words after the word "Ontario," in the second line of sub-section one of rule 97, down to and inclusive of the word "Scotland" in the fourth line of the said sub-section, and by striking out the portion of sub-section two of rule 97, from the beginning of the said sub-section two, down to and inclusive of the word "Scotland" in the sixth line of the said lastly mentioned sub-section, and that such amendments take effect, and come into force on the first day of Michaelmas term next.

Resolved, that it is expedient that the said amendment should be adopted, and that a Committee be appointed to consider the powers of convocation, and report upon the best means of carrying out the changes which would become necessary upon the adoption by convocation of the rules contemplated by the said motion, and that the Committee be composed of Messrs. Crickmore, Moss, Bethune, MacLennan, and Ferguson.

February 17th.

Present—Messrs. Read, Crickmore, Cameron, Mackelcan, Bethune, Moss, Hoskin, Benson, L. W. Smith, Irving, MacLennan, Britton, Pardee, Hardy, Crooks, Fraser, McCarthy, J. F. Smith, Murray, S. H. Blake.

In the absence of the Treasurer Mr. Read was appointed chairman.

The petition of Thomas Arthur Elliott was granted.

Mr. Hoskin presented a petition relating to the opening of the library at night.

Ordered that it be considered forthwith.

Resolved, that the order adopted in November, 1881, as to the opening of the library at night be continued until 1st July, 1882.

A communication from the Secretary of the Telegraph Co., in reference to the Osgoode Hall office, and a letter from the operator on the same subject, were referred to the Finance Committee with power to act.

Mr. Thomas Percival Galt was appointed reporter of the High Court of Justice Chancery Division.

On the motion of Mr. Mackelcan, seconded by Mr. Moss, it was ordered that Messrs. MacLennan, S. H. Blake, Bethune, and the mover and seconder be a Committee to wait upon the Ontario government, with the view of securing a reduction in the fees charged for short hand notes at the trial and hearing of causes.

The letters of the President of the Osgoode Legal and Literary Society, referring to accommodation for their debates, were read. On the motion of Mr. Moss it was

Ordered that the Legal and Literary Society be granted the use of the great hall for its next public meeting, and that the other matters referred to in the communication of the President of the Society, be referred to the Finance Committee to report to Convocation upon the probable expense.

On the motion of Mr. Murray, seconded by Mr. Mackelcan, it was ordered that the telegraph and telephone operator be allowed forty dollars per month for herself, and four dollars for a messenger boy, from the 1st of February instant until the 1st of July next, and that for the purpose of providing a fund to meet such amounts, the operator be ordered to collect a sum of two cents on every telephone message sent out or received in the office, and that twenty-five per cent on the total of the telegraph business done in this office be collected and applied to the above fund, to meet the payment of the said sums of forty and four dollars a month, and that she do keep a strict account and report state of fund monthly to the Finance Committee at their regular meeting.

Convocation adjourned.

# LAW SOCIETY.

EASTER TERM, 45 VICT., 1882.

The following is the *resume* of the proceedings of the Benchers during Easter Term, published by authority :—

During this term the following gentlemen were called to the Bar, namely :—

George S. Lynch Staunton, with honours, awarded a silver medal ; Arthur O'Heir, Thos. Henry Luscombe, James Leaycroft Geddes, David Henderson, John Williams, Thomas Alpheus Snider, Dennis J. Donahue, Jno. Travers Lewis, William Steers, Alexander Aird Adair, Andrew Taylor G. McVeity, Alexander Howden, George William Meyer, William Alexander Macdonald, John Dickinson, Hugh Boulton Morphy, John Vashon May.

The following gentlemen received Certificates of Fitness, namely :—

William Burgess, jr., Thomas Henry Luscombe, George William Meyer, John Arthur Mowat, Alfred Beverly Cox, Charles Rankin Gould, David Henderson, Frank Russell Waddell, W. H. Hastings, Alexander Aird Adair, Alexander John Snow, Dennis J. Donahue, John Vashon May, Henry Joseph Dexter, Andrew Taylor G. McVeity, John Barry Scholefield, William Aird Adair, Henry Bogart Dean, Thos. Ambrose Gorham, Christopher William Thompson, Thomas H. Stinson, Thomas Edward Moberly, Charles Edward Jones, John Wood, Alexander Howden, Robert Taylor, Albert John Wedd McMichael, and Charles Edward Irvine, who passed his examination in Michaelmas Term, 1881.

The following gentlemen passed their first Intermediate Examination, namely :—

D. C. Ross, John Greer, R. V. Sinclair and W. D. Gwynne, with honours ; Robert Smith, J. A. Hutcheson, H. G. Mackenzie, G. C. Thompson, J. McPherson, W. C. Widdifield, J. Denovan, A. E. Overall, C. W. Lasby, J. V.

Ryerson, John Geale, D. Macdonald, C. F. Farewell, W. H. Robinson, J. Heighington, F. E. Cockrane, T. E. Williams, A. G. Murray, T. J. F. Hilliard, N. H. Beemer, T. B. Bunting, John Tytler, A. K. Goodman, D. B. S. Crothers, L. M. Hays, Thos. Johnson, D. F. McMillan, A. B. Shaw, and H. Brock.

The following gentlemen passed their second Intermediate Examination, namely :—

J. Bicknell, P. D. Crerar, E. Sweet, and C. C. McCaul, with honours ; and J. A. C. Reynolds, L. C. Smith, W. B. Dickson, R. W. Armstrong, R. P. Echlin, E. J. Hearn, S. F. Washington, C. Henderson, C. G. Jarvis, T. A. Elliott, T. Parker, W. J. Wright, A. E. Barber, J. Campbell, F. A. Munson, F. J. Dunbar, R. McLean, George Smith, W. J. Code, C. H. Ivey, J. W. Hanna, E. R. Reynolds, W. Masson, and R. N. Ball.

The following gentlemen passed the Preliminary Examination as students and articled clerks, namely :—

Graduates—Archibald Gilchrist Campbell Alexander, W. A. Finlay, James Redmond O'Reilly. Matriculants of Universities—James Michael Lahey, Hugh Hartshorne, Edward M. Young, and John Clarke. Junior Class—Richard Henry Collins, Leopold William Fitz Hardinge Berkeley, John Lindsay Snedden, Charles E. Weeks, Alex. James McKenzie, Phillip Henry Allin, Herbert James Dawson, Angus William Fraser, Albert Edward Taylor, Thomas Sherk, David Gordon Marshall, Henry Edward Ridley, Abner James Arnold, James Herbert Kew, Ralph Herbert Dignan, William John McDonald, Shirley B. Ball, Alfred William Lane, Orville Montrose Arnold, Horace Bruce Smith, James Archibald Macdonald, Theodore Augustus McGillivray, George Wellington Green, James Alfred Mills, Ernest Morphy, J. Frederick Cryer, Robert Chappelle, Alexander Sanders,

## LAW SOCIETY—EASTER TERM.

James Francis Redmond O'Reilly. Articled Clerks—Edward Considine, Donald Archibald Cameron.

Monday, May 15th.

Convocation met. Present—Messrs. Bethune, Crickmore, Britton, MacKelcan, MacLennan, Irving, Ferguson, Hoskin, Read, Kerr, Foy, Benson, L. W. Smith, J. F. Smith, McMichael.

In the absence of the treasurer Mr. Irving was elected chairman.

The minutes of the last meeting were read.

Mr. Ferguson presented the report of the Special Committee on the Call of English Barristers and the admission of English Solicitors in this Province, which was read and the consideration of it deferred.

The petition of Mr. W. R. Armstrong praying for re-examination by the Benchers, was refused.

The petition of Thomas Scholefield was referred to Legal Education Committee.

The Petition of E. Gus. Porter was refused.

The petition of Zebulon Landon was referred to Discipline Committee.

The resignation by Mr. Galt of the office of reporter to the Chancery Division was accepted to take effect on the last day of the present term.

Ordered that the secretary do advertise for applications for the vacant reportership, and that a call of the Bench be made for Friday, 26th inst., to make the appointment.

The report of the Finance Committee was presented, read, and ordered to be considered on 16th instant.

Tuesday, May 16th.

Present Messrs Read, Mackelcan, Hoskin, Martin, MacLennan, Irving, Crickmore, Benson, Britton, J. F. Smith, Fraser, McCarthy, Robertson, L. W. Smith.

In the absence of the Treasurer, Mr. Irving was appointed chairman. The minutes of the last meeting were read.

The report of the special committee on Honors and Scholarships was received and read as follows :

EASTER TERM, 1882.

*To the Benchers of the Law Society in Convocation,*

The committee to whom was referred the question of who are entitled to Honors and Scholarships in reference to the Call and Intermediate Examinations, beg leave to report.

That of the two gentlemen who competed for Honors on the examination for Call, George S. Lynch Staunton alone passed with Honors, and he would have been entitled to a Gold Medal had he passed both his Intermediates with Honors, but his Second Intermediate passed in Hilary Term, 1881, not being passed without an oral, he is entitled to a Silver Medal only.

The following gentlemen passed their First Intermediate Examination with Honors, namely : D. C. Ross, John Greer, R. V. Sinclair and W. D. Gwynne, and of them D. C. Ross is entitled to \$100, John Greer to \$60, R. V. Sinclair to \$40, and W. D. Gwynne to a Diploma.

The following gentlemen passed their Second Intermediate Examination with Honors, namely : J. Bicknell, P. D. Crerar, E. Sweet and C. C. McCaul, of whom J. Bicknell is entitled to \$100, P. D. Crerar to \$60, E. Sweet to \$40, and C. C. McCaul to a Diploma.

JOHN CRICKMORE,  
Chairman.

The report was adopted.

Ordered, that in future on the first day of every term six copies of the printed and written questions submitted by the examiners at all examinations held since the preceding term be laid before Convocation, the questions submitted to each of the different classes to be grouped and fastened together.

The petition of John B. Hands was refused.

May 20, 1882.

Present—the Treasurer and Messrs Crickmore, J. F. Smith, Murray, Foy, Glass, MacLennan, Irving, Bethune, Dr. Smith, Hoskin, Read.

The minutes of the last meeting were read.

The report of the Finance Committee was considered, and with some amendments was adopted.

Mr. Irving presented the report of the Library Committee, recommending that the salary of Mr. Williams, the junior assistant be increased to \$600 per annum.

The report was adopted, and it was ordered that Mr. Williams' salary be increased to \$600 a year to commence on the 1st April 1882.

The Hon. Edward Blake was elected Treasurer for the ensuing year.

The following Standing Committees were appointed for the ensuing year, namely :

## LAW SOCIETY—EASTER TERM.

*Journals of Convocation.*—The Hon. C. F. Frazer, Messrs Hoskin, Foy, Kerr, Moss, MacLennan, McCarthy, Hon. T. B. Pardee, B. M. Britton.

*Legal Education.*—Messrs Benson, Crickmore, Ferguson, Moss, Hoskin, Smith, MacKelcan, Lemon, Hon. T. B. Pardee.

*Finance.*—Messrs Foy, Crickmore, Martin, S. H. Blake, L. W. Smith, Murray, Meredith Hon. A. S. Hardy and D. B. Read.

*Reporting.*—Messrs Bethune, Britton, Cameron, MacKelcan, McCarthy, Martin, J. F. Smith, MacLennan, Glass.

*Discipline.*—Messrs Benson, Hoskin, MacLennan, Beaty, Kerr, Robertson, Glass, Martin, McMichael.

*Library.*—Messrs Bethune, Cameron, Beaty, Irving, McMichael, Ferguson, Moss, [S. H. Blake, Bell.

*County Library Aid*—Messrs Benson, Cameron, Glass, Meredith, Kerr, Robertson, Britton, Hardy, Martin.

Mr. Crickmore was appointed representative of the Law Society in the Senate of the University of Toronto to the end of Easter Term 1883.

Mr. Murray gave notice that he would on the 26th instant bring up the subject of the telegraph and telephone office.

Friday, May 26.

Present—the Treasurer and Messrs Read, Crickmore, Benson, Foy, Hoskin, Murray, Bethune, Britton, MacKelcan, J. F. Smith, MacLennan, Ferguson, Martin, Kerr, Irving, Crooks, Beaty.

The minutes of the last meeting were read and approved.

The Legal Education Committee reported in the case of C. E. Irvine who passed his examination in Michaelmas Term, 1881, recommending that he receive his Certificate of Fitness. Ordered accordingly.

The same committee reported on the Second Intermediate Examination of Mr. W. A. McLean which was passed in Hilary, 1882. Ordered that this examination be allowed.

The Committee on Reporting presented the names and applications of the candidates for the vacant reportership in the High Court.

The same Committee recommended that the Society subscribe in the future for 1,200 volumes of Supreme Court Reports, instead of 1,350. Ordered accordingly.

Mr. MacKelcan from the Special Committee appointed on the subject of short-hand writers' notes presented the following report :

TORONTO, 26th May, 1882.

The committee appointed last term to wait upon the Ontario Government with the view of securing a reduction in the fees charged for short-hand notes at the trial and hearing of causes, beg to report that they addressed a memorandum to the Attorney-General of Ontario, a copy of which is appended hereto, and that in answer to such memorandum the Government have reduced the cost of shorthand writer's notes as set forth in the communication of the Attorney-General hereto annexed.

F. MACKELCAN,  
Chairman.

(Copy of memorandum).

TORONTO, 1st March, 1882.

The committee appointed by the Law Society to wait upon the Ontario Government with the view of securing a reduction of the fees charged for shorthand writers' notes at the trial and hearing of causes, beg to submit the following memorandum :—

No motion can now be made against the decision of a judge or to set aside the verdict of a jury until copies are furnished to the Judges of the Divisional Court of the evidence taken by the shorthand writer at the trial. The copies of the judges are charged for at nine cents per folio, three being supplied for that sum, and these must be paid for by the party who moves against the verdict or judgment. In some cases the judge will enter a *pro forma* judgment or decision, leaving the real determination of the questions at issue to the full Court, and in such cases it is putting the party who has to move under a very heavy penalty when he is compelled to pay a large sum for the notes of evidence before he can be heard by the Court. The same may be said of cases where there has been a manifest miscarriage of justice, rendering an application to the full Court necessary. The Committee are of opinion that all necessary copies of the evidence should be furnished to the judges without charge, and that a charge of five cents per folio would be ample for each copy furnished to the parties; with the improved type writers 210 folios can be copied in an ordinary working day, from five to ten copies being made at once, but assuming that 100 folios only would be copied

## LAW SOCIETY—EASTER TERM.

five cents a folio for the copy required by each party would amount to \$10 per day for the reporter's services while making the copies, which is more than his charge per day when taking evidence.

It is not to be expected that those who are obliged to go to the Divisional Court should contribute towards the cost of the taking of evidence in cases where the questions in dispute are finally disposed of at the trial, and it should be quite enough to ask them to pay for the copies of evidence they are obliged to obtain for their own use upon the argument before the Divisional Court.

There may be cases in which one copy only of the evidence will be required. In such cases five cents per folio will fully pay the cost of the copy, and in most cases two or more copies will be needed by the parties, yielding a good profit upon the work done.

Under the present regulations the five copies which are all made at once are charged for at the aggregate rate of nineteen cents per folio, namely, nine cents for the copies for the judges and ten cents for the copies for the parties, additional copies can be struck off at the same time and when required, are supplied at five cents per folio each.

A shorthand writer, with a good type-writer, copying 210 folios in ten hours, as can be done, is able, under the regulations now in force, to earn \$40 a day, and in cases where more than two copies of evidence are required by the parties, may earn still more.

The Committee think that it is essential to the fair administration of justice that a change should be made in the mode of charging for copies of shorthand writers' notes, and that suitors should not be compelled to pay for the copies required by the judges, and they would respectfully request that the matter should be taken into consideration with a view to adopting some such change in the regulations as is herein suggested.

For the Committee,

F. MACKELCAN,  
Chairman.

TORONTO, 26th May, 1882.

SIR,—Referring to yours of the 9th inst., with reference to the reduction of the short-hand reporters' fees, I beg to say that after consultation with the Judges an order in Council has

been passed fixing these fees as follows: For copies required for the Judges under rules made or to be made in that behalf, and to be furnished at the expense of the parties, and for one copy for the party desiring to move thereon, ten cents per folio for the copies required, not exceeding four altogether; for any additional copies made for the parties, at the rate of five cents per folio, for each copy.

The Attorney General trusts these fees will be satisfactory to the Law Society.

Your obedient servant,

J. G. SCOTT,

Deputy Atty. Gen.

F. MACKELCAN, ESQ., Q.C.,

Mr. Lefroy was elected reporter of the High Court.

Mr. MacLennan, from the Committee on Reporting, presented the following statement:—

The Committee have to report that the work of reporting is in a fairly satisfactory state, the cases in the Queen's Bench and Common Pleas Divisions being, as usual, completely cleared off, and the other cases being well up so far as the present reporters are concerned. The Committee regret that Mr. Tupper has not yet completed the work which was unfinished in his hands when he resigned the office; he has, however, given strong assurances that the work will be completed at an early day.

All which is respectfully submitted.

J. MACLENNAN,

Chairman.

On motion of Mr. Murray it was ordered that the question of the management and tariff for the telephone office be referred to the Finance Committee, to report at next meeting of Convocation.

Mr. Martin gave notice for Saturday, June 3rd, of the following notice of motion, namely:

That in the opinion of Convocation the Courts at Osgoode Hall should be used exclusively for the argument of cases. That no trials of causes involving the examination of witnesses should take place within the building.

*Resolved*—That a Committee be appointed to call upon the Judges and the Attorney-General for the purpose of representing the necessity of arrangements being made as early as practicable which will remove the inconveniences which have prevailed under the

## LAW SOCIETY—EASTER TERM.

the present system and which are constantly increasing.

Saturday, June 3rd.

Present—Messrs. MacLennan, Irving, Foy, Martin, Murray, Hoskin, Crickmore, Read and J. F. Smith.

In the absence of the Treasurer, Mr. Read was appointed Chairman.

The minutes of last meeting were read and approved.

The report of the Finance Committee on the question of the fitting of the old Convocation Room, and on the question of the telephone office, was received.

Ordered that the first clause of the report, relative to the fitting up of the old Convocation Room, be considered at the meeting of Convocation on the 27th June.

Ordered that the second clause of the report, relative to the telephone office, be read as follows :

The Committee beg to report on the question of the telephone office, that they are of the opinion that the rate of two cents a message fixed last term is a proper charge, and that the operator be instructed to continue same till the end of the financial year, and collect the amounts from the various persons using the telephone, and that she be also instructed to collect the amount due for the past three months at that rate, and that persons refusing to comply with these terms be not allowed to use the telephones; and that the operator and boy be continued at the same salary as at present.

On motion of Mr. Murray this clause of the report was adopted.

The report of the Committee on Discipline that a *prima facie* case had been made out in the matter of Zebulon Landon, was received, read and adopted.

On motion of Mr. Murray it was ordered that the charges set out in the petition of Mr. Landon be referred to the Discipline Committee for investigation.

The report of the Committee on Legal Education on the Law School, was read as follows :

## REPORT ON LAW SCHOOL.

The Committee on Legal Education beg leave to report as follows, on the subject of the Law School :

1st.—That the lecturers have furnished returns showing the subjects lectured upon during the

past season, the number of lectures delivered to each class, and the attendance at each lecture.

2nd.—From these returns it appears that Mr. Hodgins delivered seven lectures to the Senior Class on the subject of "Constitutional Law," at which the average attendance was thirty-four.

That he delivered eight lectures to the Junior Class on "Criminal Law," at which the average attendance was fifteen.

That Mr. Macdougall delivered eight lectures to the Senior Class on the subject of "Negligence," at which the average attendance was twenty-two, and seven lectures to the Junior Class on "Bills and Promissory Notes," at which the average attendance was twelve.

That Mr. Delamere delivered eight lectures to the Senior Class on "Partnership," the average attendance at which was sixteen, and eight lectures to the Junior Class on the subject of "Practice under the Ontario Judicature Act," at which the average attendance was forty-six.

That Mr. Armour delivered eight lectures to the Senior Class on the "History and Growth of Real Property Law," that he kept a record of the attendance at four only of these lectures, which record shows an average of twenty-two at each lecture; that he delivered eight lectures to the Junior Class on the subject of "Married Womens' Property Rights," at which the average attendance was eleven.

From this it appears that in all thirty-one lectures were delivered to the Senior Class, at which the average attendance was twenty-four; and that thirty-one lectures in all were delivered to the Junior Class, at which the average attendance was twenty-one.

The Committee beg to submit to Convocation with this report the returns of the various lecturers. The attendance has been very irregular and unsatisfactory as to numbers considering the very numerous signatures to the petition for re-establishing the Law School, it is very disappointing to find so few students availing themselves of the lectures. Taking the average attendance on both lectures the numbers are reported as forty-five, but, in fact, as very many of the same gentlemen attend, as well the senior as the junior lectures, it is not probable that more than thirty-five gentlemen in all attended the lectures; this would show that the cost of the course for each gentleman is about twenty-three dollars. The Committee, however, agree in

## LAW SOCIETY—EASTER TERM.

recommending that it is desirable to continue the experiment of the Law School for the period of two years, as already determined upon by Convocation.

JOHN CRICKMORE,  
Chairman.

The Report of the Special Committee on the call of English Barristers and the admission of English Solicitors was received and read as follows:—

The Report of the Special Committee to whom it was referred by resolution of Convocation, passed during Hilary Term last, to consider the best means of carrying out certain changes in the existing rules of the Society for the Call of Barristers and Admission of Solicitors in special cases.

1st. That in the opinion of this Committee Convocation has power without the aid of further legislation to make the changes contemplated by the resolution.

2nd. That this Committee recommend that the said changes be carried out by amending rules 94 and 97 in accordance with the said resolution of Convocation, but it appearing that solicitors of the Supreme Court of Ontario may, upon certain conditions, be admitted to practice as solicitors of the Supreme Court of Judicature

in England, this Committee recommend that Convocation enact a rule providing for the admission of solicitors of the Supreme Court of Judicature in England as solicitors of the Supreme Court of Ontario upon as nearly as possible the same terms and conditions as solicitors of our Courts are now admitted in England.

J. H. FERGUSON,  
Chairman.

June 3rd, 1882.

Ordered that the report be considered forthwith.

On the motion of Mr. J. F. Smith it was ordered that the recommendation contained in the report be adopted.

On the motion of the Chairman of the Legal Education Committee it was ordered that Mr. Rordans be paid a sum not exceeding \$30 for the publication of the Curriculum in the New Law List.

Ordered that Mr. Martin's motion on the subject of the use of Osgoode Hall for the trial of causes do stand over to be considered on June 27th.

Mr. Ferguson gave notice of the first reading of the new rule respecting the Call of English Barristers and the admission of English Solicitors for 27th June instant.

Convocation adjourned.

LAW SOCIETY.

---

TRINITY TERM, 46TH VICTORIA, 1882.

---

The following is the resume of the proceedings of the Benchers on the 27th June, and during Trinity Term. Published by authority.

During Trinity Term the following gentlemen were called to the Bar, namely:-

Mr. J.D. Cameron and Mr. C.W. Oliver, with honours, Messrs. J.C.F. Bown, C.J. Leonard, E.E. Kittson, V.A. Robertson, L. E. Dancy, J. H. Ingersoll, H.W. Hall, R.A. Pringle, J.C. Alguire, F.A. Knapp, J.A. Robinson, and J.M. Ashton.

The following gentlemen received Certificates of Fitness, namely:-

Messrs. J.D. Cameron, C.W. Plaxton, B.F. Justin, J.C.F. Bown, J. Chisholm, D.J. Lynch, C.J. Leonard, W.J. Nelson, J.C. Culham, G.W. Marsh, J.A. Robinson, R.C. Hays, J.C. Coffee, E. Cahill, W.M. Germon, H.D. Helmcken, and J.M. Ashton.

The following gentlemen passed their first Intermediate Examination, namely:-

A.C. Macdonell (First Scholarship), A.S. Lown (Second Scholarship), A.B. McBride (Third Scholarship), and W.A. Matheson, D.S. Kendall and T.J. Blain, with honors, and L.H. Patten, G.H. Jarvis, J.B. Jackson, W.E. Middleton, J.W. St. John, A.C. Rutherford, D.J. Owens, S. O'Brien, George E. Evans, J.A. Forin, J.L. Duncan, M. Wilkins, W.D. Jones, F.E. Nelles, F.W. Thistlewaite, H.H. Bolton, N.A. Bartlett, R.D. Gunn, G.E. Kidd, and A. Gillespie.

The following gentlemen passed their Second Intermediate Examination, namely :-

George Morehead (First Scholarship), T.C. Short (Second Scholarship), A.W. Ambrose (Third Scholarship), and A.F. Godrey, W.A. Stratton, G.F. Cairns, G.W. Ross, T.C. Atkinson, J. Burdett, W.J. Peck, C.C. Ross, T.B. Shoebottom, W. Lees, W.H. Gordon, W.J. Taylor, F.F. Titus, J.M. Best, G.W. Danks, M. McFadden, P.J. King, F.S. Wallbridge, J.N. Marshall, H. McMillan, J.G. Fergie, J.P. Telford, M.S. McCraney.



The following gentlemen passed the Preliminary Examination as Students and Articled Clerks, namely:-

Graduates- Spencer Love, Francis Robert Latchford, John Alfred McAndrew, Henry Walter Mickle, A.M. Lafferty, Charles T. Glass, Arthur E. O'Meara, Angus McMurchy, Edward George Graham, Robert Hall Pringle, Smith Curtis, Willoughby L. Brewster, John Frederick Grierson, Edward K.C. Martin, J. Shilton, Christopher Robinson Boulton, Fenwick Williams Creelman, William H. Blake, F.W.G. Thomas, William Morris, Alexander Cline, Morris, David Fasken, James Baird, F.C. Wade, G.S. MacDonald, George G.S. Lindsay, Alfred Herman Gross.

Matriculants- Joseph S. Walker, G.J. Cochrane, D.D.L. Grierson, E.J.B. Duncan, Francis Hall, John F. Wills, Henry Parker Thomas, William F. Johnston, Thos.A. Wardell, W.H. Hearst, Norman McDonald, W.J. Millican, John McKay, Robert C. Le Visconte.

Juniors- H.A. Percival, J.H. Reeves, J.S. Chalk, J.H.A. Beattie, W.B. Lawson, H.N. Roberts, F.F. Lemieux, J.P. Moore, J.H. Sinclair, G.H. Dawson, N. McCrimmon, J.Y. Murdoch, J.G. Leggett, G.H. Hutchison, G.L. Lennox, R.A. Bayley, E.A. Crease, J.H. Jack, J.W. Bennett, M.McLean, W.G. Burns.

Tuesday, June 27th, 1882.

Convocation met.

Present - The Treasurer, and Messrs. Crickmore, L.W. Smith, J.F. Smith, Bethune Kerr, Benson, Murray, McLennan, Martin, McCarthy, Read.

The Report of the Legal Education Committee on the petition of G.B. Douglas was adopted.

The final Report of the Building Committee was adopted.

The Report of the Engineer on the subject of the condition of the heating apparatus was received.

Ordered, That a copy of this Report be sent to the Attorney-General and the Commissioner of Public Works, and that Mr. L.W. Smith do confer with them on the subject.

Mr. Martin presented the Report of the County Library Aid Committee, recommending that the initial grants to existing associations should be doubled, and that the whole subject of grants to county libraries should be reconsidered.

The Report was considered.

Mr. Martin moved the first reading of the following rule:-

1. The maximum initiatory, or first grant, provided by the 6th sub-section of the rule as to County Libraries, adopted on the 24th day of June, A.D. 1879, shall not exceed twelve dollars for each practitioner in the county or union of counties;

The following gentlemen headed the preliminary

Committee on Students and Allied Clerks, consisting -

President - Robert Love, Executive Robert Lovell

John Alfred Beaman, Harry Walter Miles, A. L. Lafferty,

Charles T. Glass, Arthur E. D'Neve, Anne Mackintosh, Robert

George Graham, Robert Hill, George, James Conroy, William

J. Brewster, John Professor Johnson, Edward A. Martin, J.

Edison, Professor Gordon Houston, James Williams, George

Wain, William L. Black, J. G. Thomas, William Martin, Alexander

Cline, Howard, David Jackson, James Scott, R. H. Hall, G. G.

MacDonald, George G. Lindsay, Alfred William Cross.

Members - James G. Walker, G. G. Jackson, D. H. L.

Anderson, E. H. Brown, Francis Hill, John F. White, Harry

Robert Thomas, William J. Johnston, Fred A. Wainwright, W. H.

Robert, Norman McLaughlin, W. J. Milligan, John Henry Robert G.

I. V. Vinton.

Members - H. A. Perival, J. H. Reeves, J. G. Clark

J. H. A. Searles, W. R. Lawson, R. H. Ross, J. G. Jackson, J. B.

Moore, J. H. Searles, G. H. Dawson, G. H. Johnston, J. H. Johnson,

J. G. Searles, G. H. Johnston, G. L. Jackson, H. H. Searles, J. A.

Greene, J. H. Searles, M. H. Searles, W. H. Searles.

Secretary, James White, 1937.

Constitution met.

Present - The Treasurer, and Messrs. Ordway,

J. W. Smith, J. F. Smith, Rufus Kerr, Benson, Murray, McManis,

Martin, McCarty, Reed.

The Report of the Legal Education Committee on the

Report of G. R. Jones was adopted.

The final Report of the Building Committee was adopted.

The Report of the Engineer on the subject of the

condition of the heating apparatus was received.

Ordered, That a copy of this Report be sent to the

Attorney-General and the Commissioner of Public Works, and that

Mr. I. W. Smith confer with them on the subject.

Mr. Martin presented the Report of the County Library

and Committee, recommending that the initial grants to start

the associations should be doubled, and that the whole subject

of grants to county libraries should be reconsidered.

The Report was considered.

Mr. Martin moved the first reading of the following

1. The minimum initiative, or first grant, provided by

the 6th section of the rules of the County Library, adopted

on the 24th day of June, A. D. 1927, shall not exceed twenty

dollars for each practitioner in the county or other

and the said sub-section is hereby amended by substituting for the words "six dollars," the words "twelve dollars".

2. This rule shall extend to existing Library Associations.

3. In case the contributions in money or books made to any existing Library Association, and to be taken into account in estimating the amount of its first grant, have been insufficient to entitle it to the maximum first grant hereby provided, it shall be competent to supplement such contributions at any time before the 31st December, 1882, and on evidence thereof being supplied, such associations may receive the balance coming to it in respect of the maximum first grant under this rule.

The rule was read a first time.

Mr. Martin moved that the rules be dispensed with, and that said rule be read a second and third time. Carried unanimously.

The rule was read a second and third time, and was carried.

Ordered, That the County Libraries Aid Committee be directed to take steps to ascertain by 31st December next, in what further cases it may be expected that County Libraries will be formed.

Mr. Martin moved, and it was resolved, That in the opinion of Convocation the practice of using Osgoode Hall for the trials of causes involving the examination of witnesses was producing great and increasing inconveniences, and should be discontinued.

Ordered, That the Treasurer, and Messrs. McCarthy, MacLennan, and the mover, be a Committee to call upon the judges and the Attorney-General, for the purpose of representing the necessity of arrangements being made as early as practicable which will remove the inconveniences which have prevailed under the present system, and which are constantly increasing.

Mr. Crickmore presented the Report of the Lecturers on the subject of the examinations in the Law School, and moved that Messrs. MacLennan, J.F. Smith, and the mover, be a Committee to ascertain and report who, if any, are entitled to prizes under said report and the rule in that behalf.

On the motion of Mr. MacLennan an order was made as to the distribution of the earlier parts of the Election Reports published by Mr. Hodgins.

and the said section is hereby amended by substituting for the words "six dollars," the words "twenty dollars."

3. This rule shall extend to existing Library Associations.

4. In case the contributions in money or books made to any existing Library Association, and to be taken into account in estimating the amount of the next year's contributions be entitled to the maximum limit of contributions provided, it shall be competent to any Library Association at any time before the 1st December, 1892, and on evidence thereto being applied, such association may receive the same contribution as if in respect of the maximum limit of contributions this rule.

The rule was read a first time.

Mr. Martin moved that the rule be discussed with, and that there be read a second and third time. Carried unanimously.

The rule was read a second and third time, and was carried.

Ordered, That the County Librarian be appointed to direct to some persons appointed by him to be called next, in what further cases it may be expected that contributions will be received.

Mr. Martin moved, and it was carried, that in the opinion of the Association the practice of using duplicate bills for the title of books involving the expenditure of time and was producing great and increasing inconvenience, and should be discontinued.

Ordered, That the Treasurer, and Messrs. McHenry, Seaman, and the Survey, be a Committee to enquire upon the subject and the Attorney-General, for the purpose of recommending the necessity of arrangements being made as early as possible which will remove the inconveniences which have prevailed under the present system, and which are constantly increasing.

Mr. Dickinson presented the report of the Lecturers on the subject of the examination in the Law School, and moved that Messrs. Macdonald, J. P. Smith, and the mover, be a Committee to ascertain and report what, if any, are entitled to prizes under said report and the rule in that behalf.

On the motion of Mr. Macdonald an order was made as to the distribution of the said prizes of the Election Report published by Mr. Macdonald.

Mr. Benson and Mr. Murray were appointed a Committee to examine the Journals, and report on the first day of Trinity Term as to whether any and which of the elected Benchers had vacated his seat by non-attendance.

Mr. J.F. Smith presented the Report of the Select Committee as to prize men in the Law School, which was adopted, and was as follows:-

**TO THE BENCHERS OF THE LAW SOCIETY:**

The Special Committee to whom was referred the consideration of the question as to which of the parties, if any, are entitled to prizes under the examinations by the Lecturers of the Law School, beg leave to report that in the Senior Class no one has obtained the requisite number of marks, namely, three-fourths; and that in the Junior Class, Mr. D.C. Ross is entitled to a prize of law books of the value of twenty-five dollars.

(Signed)

J.F. Smith,  
Chairman.

Ordered, That pursuant to the Report, Mr. D.C. Ross do receive a prize of law books to the value of twenty-five dollars as the prize man of the Junior Class.

Monday, 28th August, 1882.

Present - The Treasurer, and Messrs. Crickman, Rockin, Irving, Mackelcan, Moss Bethune, MacLennan, Meredith, Martin, Ferguson, Beaty, Benson, Read.

Mr. Benson presented the Report of the Select Committee to examine the Journals on the subject of vacation of the seats of elected Benchers, in which it appears that the Hon. Stephen Richards, Q.C., and John Bell, Esq., Q.C., had vacated their seats by non-attendance.

Ordered, That a call of the Bench be made for Friday, September 8th, for the election of two Benchers in their place.

Tuesday, 29th August 1882.

Present - Messrs. Benson, Bethune, Crickmore, MacLennan, Ferguson, Beaty, Mackelcan, Foy, Moss, Irving and Read.

Mr. Benson was elected chairman in the absence of the Treasurer.

The Committee on Legal Education reported on the case of Mr. Alguire as follows:-



As to the case of John Calvin Alguire, it appears that during this Term he has passed the ordinary examination required to be passed by candidates for call. On the 7th September, 1878, registration in Montreal of certificate of clerk with Hilton took place. He was transferred to Hutchison for the residue of the term of three years. P.H. Ray, Secretary of the Bar of Lower Canada, District of Montreal, certifies as of the date of 7th September, 1878, that he was registered. There are certificates of Messrs. Hilton and Hutchison that he has served the three years, and done all things to entitle him to be examined and admitted to the privileges of the Bar of Lower Canada. The Committee recommend that Mr. Alguire produce a certificate of his having passed the preliminary examination in Montreal; a declaration of his own showing in causes accounting for the delay in registering his contract of service, and testimonials of good Character, to the satisfaction of the Society; and that thereupon he be called to the Bar.

The Report was adopted.

Ordered, That Mr. Alguire having complied with all the requirements of the Report, be called to the Bar.

In the case of Mr. Knapp, the Special Committee to whom it was referred, reported as follows:-

Trinity Term, 29th August, 1882.

TO THE LAW SOCIETY IN CONVOCATION:

The Special Committee to whom was referred the case of Frederick Augustus Knapp, beg leave to report that Mr. Knapp is entitled to be called to the Bar, under the rules in special cases. He appears to have been called to the Bar, and is still a member of the Bar of the Province of Quebec, section of the District of Montreal, in good standing; and that since his call no adverse application has been made to disbar him, and that no charge is pending against him for professional or other misconduct; that he has duly given the notice both in the Gazette and to the Society as required by the special rules; and he having passed before us the examination prescribed, and paid the fees payable by the candidates for the call to the Bar, under the said rules, and it appearing that the same privilege is extended to barristers of Ontario in the Province of Quebec, the Committee therefore recommend that he be called to the Bar.

As to the case of John D'Amico, it appears that during this term he has passed the ordinary examination required to be passed by candidates for call. On the 7th September, 1878, examination in Montreal of certificate of eligibility with Elton took place. He was admitted to the Bar for the residue of the term of three years. D.R. 227, Secretary of the Bar of Lower Canada, District of Montreal, certifies as of the date of 7th September, 1878, that he was admitted. There are certificates of Messrs. Elton and Elton that he has served the three years, and that all things to which he is to be examined and admitted to the privileges of the Bar of Lower Canada. The Committee recommend that Mr. D'Amico receive a certificate of his having passed the preliminary examination in Montreal; a declaration of his own knowledge in cases accounting for the delay in registration in his contract of service, and testimonials of good character, to the satisfaction of the Society; and that application be called to the Bar.

The Report was adopted.  
 Ordered, That Mr. Aignier having complied with all the requirements of the report, be called to the Bar.  
 In the case of Mr. Knapp, the Special Committee to whom it was referred, reported as follows:-

Trinity Term, 1883

IN THE LAW SOCIETY OF MONTREAL

The Special Committee to whom was referred the case of Frederick Augustus Knapp, has the honor to report that Mr. Knapp is entitled to be called to the Bar, under the rules in special cases. He appears to have been called to the Bar, and is still a member of the Bar of the Province of Quebec, section of the District of Montreal, in good standing; and that since his call no adverse application has been made to disbar him, and that no charge is pending against him for professional or other misconduct; that he has duly given the notice both in the Gazette and in the Society as required by the special rules; and he having passed before us the examination prescribed, and being the possessor of the certificate for the call to the Bar, under the said rules, and it appearing that the same privilege is extended to barristers of Quebec in the Province of Quebec, the Committee therefore recommend that he be called to the Bar.

As to his position of candidate for Certificate of Fitness, the Committee find that he has been in actual practice as a barrister and advocate in the Province of Quebec for three years; that no application has been made to disqualify him from practice at the Bar of Quebec, and that no charge is pending against him for professional or other misconduct; that he has given the notices as well to the Society as in the Gazette, required by the rules for the admission of solicitors in special cases, and that the same privilege is extended to solicitors of Ontario in the Province of Quebec, and he having furnished the necessary fees. The Committee recommend that he receive his Certificate of Fitness.

(Signed) James Bethune,  
Chairman.

Mr. Bethune moved the adoption of the first clause of the report recommending that Mr. Knapp be called to the Bar.

Ordered, That Mr. Knapp be called to the Bar.

Mr. Bethune moved the adoption of the second clause of the Report recommending that Mr. Knapp receive a Certificate of Fitness.

Mr. Beaty, seconded by Mr. Foy, moved in amendment, That the Report on Mr. Knapp's case, recommending that he receive his Certificate of Fitness, be referred to a Committee consisting of Messrs. MacLennan, Mackelcan, Crickmore, Bethune and Beaty, to report,

1. Whether an advocate from the Province of Quebec, admitted to the Bar of Ontario, must first pass an examination of the law and practice of law in Ontario to entitle him to admission to practice as a solicitor.

2. If so, what such examination shall be, and in what subjects, and to what extent in comparison with the ordinary examination of articled clerks in Ontario.

3. Whether application to the Court must first be made to direct such examinations, or whether application to the Court for admission is to be made after such examination.

4. What fees are payable by Mr. Knapp

As to his position of candidate for admission  
of witness, the Committee think that he can be  
actual practice as a barrister and advocate in the  
Province of Quebec for three years; that no application  
has been made to the Council and that he is not  
entitled to practice in the Province of Quebec  
for three years; and that no charge is pending against  
him for professional or other misconduct; that he has  
given the notice as well to the Council as in the  
Certificate required by the rules for the admission of  
advocates in the Province of Quebec, and that the same  
have been received by the Council of the Province of  
Quebec, and he having fulfilled the requirements of the  
said rules, the Committee recommend that he receive  
his Certificate of Witness.

(Signed) James Watson,  
Chairman.

Mr. Watson moved the adoption of the first clause  
of the report recommending that Mr. Knapp be called to  
the Bar.

Ordered, that Mr. Knapp be called to the Bar.  
Mr. Watson moved the adoption of the second clause  
of the report recommending that Mr. Knapp receive a Cer-  
tificate of Witness.

Mr. Easty, seconded by Mr. Fox, moved in amendment,  
That the Report on Mr. Knapp's case, recommending that  
he receive his Certificate of Witness, be referred to a  
Committee consisting of Messrs. Williams, Macpherson,  
O'Donnell, Gwynne and Gault, to report.

1. Whether an advocate from the Province of Quebec,  
admitted to the Bar of Ontario, upon first case an ex-  
amination of the law and practice of law in Ontario to  
entire him to admission to practice as a solicitor.
2. If so, what examination shall be, and in  
what subjects, and to what extent in comparison with  
the ordinary examination of articles clerks in Ontario.
3. Whether application to the Court must first be  
made to direct such examinations, or whether application  
to the Court for admission is to be made after such  
examination.
4. What fees are payable by Mr. Knapp.

Mr. Beaty's motion in amendment was carried.

The Rule to amend Rules 94, 95, 97, and 98, relating to the call of Barristers in special cases, and the admission of attorneys and solicitors in special cases, was read a first time.

Ordered, That the Rule be read a second time on Saturday, September 2nd.

Saturday, September 2nd, 1882.

Present - The Treasurer, and Messrs. Read, Irving, Bethune, Ferguson, Crickmore, MacLennan, Moss, Foy Fraser, J.F. Smith, and Benson.

The Report of the Finance Committee as to the investments made by them, was read and received.

The Rule to amend Rules, 94, 95, 97, and 98, was read a second time.

Ordered, That it be read a third time on September 8th.

The Rule as to notice was suspended unanimously, and the following Rule was read a first time:-

Rule 126 is hereby amended by adding thereto the following words: "And for every other certificate not by these rule otherwise provided for, one dollar.

Ordered for second reading on September 8th.

On motion of the Chairman of the Legal Education Committee, it was ordered, That no Candidate for Call or Certificate of Fitness who shall have omitted to leave his petitions and all his papers with the Secretary complete, on or before the third Saturday preceding the term, as by the rules required, shall be called or admitted except after report upon a petition by him presented, praying special relief on special ground.

On motion of Mr. Bethune, it was ordered that the fees for the Examiner for Matriculation where but one Examiner is appointed, shall be fifty per cent more than the present tariff, that is, a fee of twenty-four dollars, and one dollar and fifty cents for each student examined.

The Chairman of the Library Committee presented the Report of the Library Committee, as follows:



The Library Committee beg leave to recommend that Convocation authorize the opening of the library in the evening, except during Christmas vacation and Saturday nights, from the first of November, 1882, to the first of June, 1883, the hours of opening and closing in the evening, and arrangements previously ordered, to be continued for the above period.

(Signed)

AEMILIUS IRVING,  
Chairman.

23th August, 1882.

The Report was adopted, and it was ordered accordingly.

September 8th, 1882.

Present - The Treasurer, and Messrs. Irving, S.H. Blake, Crickmore, Murray, Foy, Moss, Beaty, Mackelcan, J.F. Smith, Ferguson, Kerr, Hardy, McCarthy, MacLennan, and Benson.

The Chairman of the Legal Education Committee presented a Report on the Curriculum as follows:-

TO THE BENCHERS OF THE LAW SOCIETY IN CONVOCATION:

The Report of the Legal Education Committee. The Committee has had under consideration the expediency of putting Leiths Williams on the curriculum. They recommend that the examiners be instructed to give their questions from Leiths Williams hereafter, and that the secretary be authorized to publish forthwith a notice that at the first Intermediate Examination hereafter, including next Michaelmas Term, the examiners will give questions on Leiths Williams on Real Property.

The report was received and ordered for immediate consideration. After debate it was ordered that the further consideration of this clause be deferred till the second day of the next term.

On the recommendation of the Committee on Legal Education it was ordered that Mr. D.B. S. Crothers be permitted to come up for his Second Intermediate Examination in Hilary Term, 1883.

The Library Committee has been so successful that  
 the Librarian has been able to purchase the  
 following books which will be added to the  
 Library for the year ending 1892. The total  
 cost of the books is £100. It is hoped  
 that the Librarian will be able to purchase  
 the above books.

LIBRARIAN  
 (Signed)

18th October, 1892.

The Report was adopted, and it was ordered that  
 the Librarian should be paid the sum of £100.

RESOLUTIONS

Resolved - That the Librarian, Mr. James  
 Smith, be paid the sum of £100 for the purchase  
 of the books mentioned in the Report.

The Chairman of the Law Society Committee  
 moved a motion that the Librarian be paid the sum of £100.

THE LIBRARIAN'S REPORT

The Librarian has the honor to acknowledge the  
 Committee has had under consideration the  
 Report of the Librarian. The Librarian  
 has the honor to acknowledge the Committee  
 has had under consideration the Report of the  
 Librarian. The Librarian has the honor to  
 acknowledge the Committee has had under  
 consideration the Report of the Librarian.  
 The Librarian has the honor to acknowledge  
 the Committee has had under consideration  
 the Report of the Librarian.

The Report was received and read for  
 consideration. After which it was ordered  
 that the Librarian be paid the sum of £100  
 for the purchase of the books mentioned in  
 the Report.

On the recommendation of the Librarian on 18th  
 October it was ordered that the Librarian be  
 paid the sum of £100 for the purchase of the  
 books mentioned in the Report.

Mr. Crickmore presented the report of the Select Committee on Mr. Knapp's case as follows:

The Committee to whom was referred the application of Mr. Knapp to be admitted as a solicitor of the Supreme Court of Judicature of Ontario, beg leave to report as follows:-

1. Under the Rules of the Society Mr. Knapp must, before he can receive a Certificate of Fitness as a solicitor, pass the ordinary examination prescribed for candidates for Certificate of Fitness.

2. Under the Statutes of the Province now in force Mr. Knapp, or any barrister who is an advocate of the Province of Quebec, is entitled to apply to the High Court of Justice for admission as a solicitor; and that Court may, in its discretion, admit him as a solicitor on his passing an examination before this Society to the satisfaction of the Court.

3. It has been ascertained that the High Court of Justice will accept our certificate of such an applicant, having passed an examination before the Society, as satisfactory.

4. The Committee recommend that the Rules of the Society be so altered that in cases of applicants of the same class as Mr. Knapp, they be examined on the Statute Laws of the Province, including the Judicature Act, before a committee to be appointed by Convocation, and that upon passing such examination they be reported to the High Court of Justice as having passed an examination in pursuance of Chap. 140, sect. 3.

5. In the event of such alteration in such a case as that of Mr. Knapp, the fees payable should be the same as those payable by an applicant for certificate of Fitness who comes up in the ordinary way of his service under articles of clerkship.

(Signed)

John Crickmore,  
Chairman.

Mr. C. G. ...  
... of Mr. ...

The Committee ...  
... of the ...  
... of the ...

I. Under the ...  
... of the ...  
... of the ...

2. Under the ...  
... of the ...  
... of the ...

3. It has been ...  
... of the ...  
... of the ...

4. The ...  
... of the ...  
... of the ...

5. In the ...  
... of the ...  
... of the ...

(Signed) J. ...  
Chairman

The first three clauses of this report were adopted, the consideration of the remaining three clauses was postponed until the second day of next term.

Mr. MacLennan presented the following report, namely:-

The Committee on Reports beg leave to report as follows:

The Committee has had under consideration what provisions should be made for reporting decisions in election trials.

1. The Committee recommend that the reporters of the Court of Appeal and of the High Court be required to report election decisions under the direction of the editor.

2. That the work be distributed among the reporters as they may arrange between themselves, or as may be prescribed by the editor in advance of the trials.

3. That it shall not be necessary for the reporters to attend trials personally, but they shall take care to procure from the Judges, registrars, counsel and shorthand writers engaged in the respective trials, the materials for a report.

4. That the practice reporters prepare reports of all decisions on questions of practice pronounced elsewhere than at the actual trial of any cause.

5. That election decisions, including those on points of practice, be published in volumes as shall be directed by the editor, with the approval of the Reporting Committee.

6. That the judges be requested to assist the Law Society in obtaining materials for the reports.

7. The Committee have to report a vacancy in the Practice Reporting made by the resignation of Mr. Perdue, and recommend that temporary provision be made until a successor to Mr. Perdue can be appointed.

8. The reporters have neglected to send in their grants for this term, with the exception of Mr. Grant.

9. Mr. Tupper's arrears are, as your Committee have ascertained, being brought up by Mr. Harman by arrangement with Mr. Tupper, and your Committee hope they will soon be worked off.

All which is respectfully submitted.

(Signed) James MacLennan  
Chairman.

The first three clauses of this report were adopted, the consideration of the remaining three clauses was postponed until the second day of next term. Mr. Maclean presented the following report,

Report:-

The Committee on Reports has leave to report as follows:

The Committee has had under consideration and provisions should be made for reporting decisions in election trials.

1. The Committee recommends that the reporters of the Court of Appeal and of the High Court be required to report election decisions under the direction of the editor. That the work be distributed among the reporters as they may arrange between themselves, or as may be prescribed by the editor in advance of the trials. That it shall not be necessary for the reporters to attend trials personally, but they shall take care to procure from the Judges, registrars, counsel and shorthand writers engaged in the respective trials, the materials for a report.

2. That the practice reporters report of all decisions on questions of practice presented elsewhere than at the actual trial of any case.

3. That election decisions, including those on points of practice, as published in volumes shall be directed by the editor, with the approval of the Reporting Committee.

4. That the Judges be requested to assist the Law Society in obtaining materials for the reports.

5. The Committee have to report a vacancy in the Practice Reporter which by the resignation of Mr. Tupper, and recommend that temporary provision be made until a successor to Mr. Tupper can be appointed.

6. The reports have been neglected to send in their terms for this term, with the exception of Mr. Grant.

7. Mr. Tupper's services are, as your Committee have ascertained, being brought up by Mr. Bowen by arrangement with Mr. Tupper, and your Committee hope that will soon be worked off.

All which is respectfully submitted

The report was ordered for immediate consideration.

The report was read clause by clause.

The first seven clauses were adopted.

On the eight clause Mr. McCarthy moved that all cheques for the salaries of the reporters who have not made returns this term, be withheld until the second day of next term, to give an opportunity to Convocation to consider their returns.

Mr. Hardy moved in amendment, to expunge all the words after "until", and to substitute the following words:- "The Committee shall report to the treasurer that satisfactory returns have been made."

At this point a letter from Mr. Vankoughnet, on the subject of returns, was read.

The amendment was lost, and the main motion was carried.

Mr. Perdue's resignation was accepted, and it was ordered that the usual notice be issued, and an advertisement published with the view of appointing a reporter of Practice and Chamber cases, on Tuesday, 21st November next.

Ordered, That Mr. Ulric Brunet's matriculation fee be refunded in full under the special circumstances of his case.

Mr. John Bell, Q.C., was re-elected a Bencher.

Mr. Alexander Leith, Q.C., was elected a Bencher in the place of the Hon. Stephen Richards, Q.C.

The Rule amending Rules 96, 95, 97, and 98, as to Call and Admission of Barristers and Attorneys, was read a third time as follows:-

By the Benchers of the Law Society of Upper Canada in Convocation, with the approbation of the Judges of the Superior Courts as visitors of the Law Society, it is ordered as follows:-

1. That so much of Rules 94, 95, 96, 97, and 98, as apply to Solicitors of the Superior Court of Judicature in England, Attorneys or Solicitors in the Courts of Chancery, Queen's Bench, Common Pleas or Exchequer in Ireland, Writers to the Signet, or Solicitors in the Superior Courts of Scotland, persons called to the Bar by any of the Inns of Court, or Societies having authority to call to the Bar of any of the Superior Courts of England, Scotland, or Ireland, or in any of the Superior Courts not having merely local jurisdiction in England, Ireland, or Scotland,



shall be and stand repealed from and after the last day of Hilary Term next.

2. Any Attorney or Solicitor in the Supreme Court of Judicature in England, who shall furnish proof that he has for seven years been in actual practice as such Attorney or Solicitor, may be admitted and enrolled as a Solicitor of the Superior Court of Judicature in Ontario, without examination, upon payment of the like fees and giving of like notices as required in the case of Attorneys and Solicitors of the other Provinces of the Dominion under the said Rules.

3. Provided that this Rule shall not affect any of the persons named in sub-section 2 of Rule 98, who before the last day of Hilary Term, 1883, shall be bound by a contract in writing to a practising Solicitor in Ontario, as mentioned in the said sub-section 2.

The Rule was passed.

Convocation adjourned.

shall be and stand repealed in and after the last day of thirty days next.

2. Any attorney or solicitor in the Supreme Court of Judicature in England, who shall practise or act as he has for seven years past in actual practice as such attorney or solicitor, may be admitted and enrolled as a solicitor of the Superior Court of Judicature in Ontario, without examination, upon payment of the fee and giving of like oaths as required in the case of attorneys and solicitors of the other provinces of the Dominion under the said Rules.

3. Provided that this Rule shall not affect any of the persons named in sub-section 2 of Rule 98, who before the last day of thirty days, 1933, shall be found by a court in Ontario to be a practising solicitor in Ontario, as mentioned in the said sub-section 2.  
The Bill was passed.

Convocation adjourned.

# LAW SOCIETY.

MICHAELMAS TERM, 46TH VICT., 1882.

The following is the *resume* of the proceedings of the Benchers during Michaelmas Term, published by authority:—

During this term the following gentlemen were called to the bar, namely:—Alfred Henry Clarke, Joseph A. Culham, Alexander Armstrong Hughson, Charles Edward Jones, Edward Robert Cameron, Frederick W. A. G. Haultain, George Benjamin Douglas, James William Elliott, John McSweyn, James Pitt Mabee, W. R. Cavell, Henry Bogart Dean, Frederick E. Redick, John Christie, Thomas P. Coffee, William Reginald Armstrong.

The following gentlemen received certificates of fitness, namely:—R. S. Cassels, J. C. Delaney, E. R. Cameron, A. H. Clarke, James Thompson, A. A. Hughson, A. Foy, J. W. Elliott, F. H. King, G. B. Douglas, T. P. Coffee, F. W. A. G. Haultain, A. E. W. Peterson, J. Christie, C. McVittie, L. E. Dancy, E. A. Lancaster.

The following gentlemen passed their first intermediate examination:—A. Carruthers (1st scholarship), J. A. Valin (2nd scholarship), A. H. Coleman, G. Wall, T. C. Milligan, F. R. Powell, H. F. Jell, A. McKellar, A. M. Dymond, W. E. McKeogh, P. H. Simpson, R. J. Dowdall, H. Morrison, C. R. Atkinson, A. E. Kennedy, J. E. O'Meara, A. G. F. Lawrence, S. D. Biggar, A. Skinner, D. Alexander, and J. Douglas.

The following gentlemen passed their second intermediate examination, namely:—D. K. McKinnon, J. Gordon Jones, F. H. Phippin, J. W. Delaney, W. J. Thurston, W. T. Allan, J. A. McIntosh, W. A. Proudfoot, R. A. Coleman, W. S. Murphy, A. W. Murphy, Wm. Cook, G. Bolster, S. T. Scilly, A. Carswell, J. E. Bullen, F. M. Yarnold, D. T. Symons, and J. B. Fischer.

Messrs. McKinnon, Phippen, and Delaney were awarded respectively the first, second and third scholarships; Mr. J. G. Jones was declared to be not eligible on the ground that he was a barrister-at-law.

The following gentlemen were admitted into the Society as Students at Law, namely:—

GRADUATES.—John Edward Kennedy, David A. McMichael, Ernest Frederick Gunther, James Smith, John Ross, Archibald S. Campbell, Josiah James Godfrey, R. B. Beaumont, James Walker Shilton, Henry C. Fowler.

MATRICULANTS.—W. A. Bell, F. C. Payne, Alexander Patrick Macdonell, S. W. Carson, A. C. Paterson, W. L. M. Lindsay, James T. Doyle, H. Guthrie.

JUNIORS.—W. D. Gregory, G. N. Weekes, C. J. Atkinson, W. H. Easton, C. Fitch, W. P. Torrance, W. S. Hall, T. M. Bowman, T. A. Ayearst, and J. M. Musson.

ARTICLED CLERK.—Mr. J. M. Quinn was allowed his examination as an articulated clerk.

Monday, Nov. 20th.

Present—The Treasurer and Messrs. Cameron, Martin, Ferguson, Bethune, Moss, Foy, Kerr, Mackelcan, Robertson, Read, Leith, Crickmore, Maclellan, J. F. Smith, L. W. Smith, Hoskin, Bell, Britton, McMichael, Murray, McCarthy, Irving.

Mr. Maclellan, from the Reporting Committee, presented their report, recommending that one reporter only be appointed, at an increased salary, to report the Practice Cases.—Adopted.

A rule carrying out the above report was read a first time and was ordered for a second reading on the 21st instant.

Mr. Maclellan laid on the table the returns of the reporters.

Mr. Robinson's letter on the subject of the Triennial Digest was referred to the Reporting Committee, with instructions to report to Convocation.

A letter from Judge Benson was received, resigning his seat as a Bencher.

Messrs. Read, Martin and Moss, were appointed a Committee to enquire and report what, if any, vacancies have occurred on the Bench by non-attendance or otherwise.

The Report of the Finance Committee, recommending a case as to the legality of the By-law refusing discount on water rate on exempted properties, was adopted.

In answer to the communication from the Mayor of Toronto, Messrs. Read and J. F. Smith were appointed delegates to represent the Law Society upon the Semi-Centennial Celebration Committee.

Mr. J. McWhinnie's petition was granted.

The letter from Mr. James B. O'Brian pre-

## LAW SOCIETY.

ferring a charge against a solicitor was read, and referred to the Discipline Committee.

Mr. Moss presented report of Committee on Vacancies.

Ordered, that a Call of the Bench be made for Friday, Dec. 1st, for the election of two Benchers, in the room of Messrs. Benson and Lemon, whose seats are vacated.

Mr. Leith was appointed to the Legal, Education, and Discipline Committees.

Tuesday, Nov. 21st, 1882.

Convocation met.

Present—The Treasurer, and Messrs. Irving, Hoskin, Crickmore, Ferguson, Foy, Kerr, J. F. Smith, Leith, Martin, McCarthy, MacKelcan, Murray, Read, Britton, Bethune, MacLennan, Robertson, Beaty, Pardee, Cameron, and Moss.

Mr. Leith was added to the Library Committee.

On motion of Mr. Crickmore, the last clauses of the Report concerning Mr. Knapp's case were adopted.

Mr. Crickmore moved for leave to introduce a rule based on the said clauses.

The rule was read a first time, and ordered to be read a second time on Saturday, 25th inst.

Mr. Crickmore moved to postpone the election of Examiners to next Easter Term.—Carried.

Mr. Read, pursuant to notice, moved, seconded by Mr. Murray, That it be an instruction to the officers of this Society, that if they have any complaint to make, or grievances they wish redressed, the proper course is to bring the same before Convocation, by memorial or petition, in order to their investigation by Convocation.—Unanimously carried, and ordered to be entered on the journals

Mr. Crickmore moved the adoption of the Report of the Committee as to Leith's "Williams on Real Property."

Mr. MacKelcan moved in amendment, that the words "Leith's Edition" be inserted after the words "Real Property, Williams" in the curriculum, which was adopted.

The letter of W. E. Grace, complaining of the conduct of a solicitor was read, and referred to the Discipline Committee.

The rule as to the appointment of a Practice Reporter, was read a second and third time, and passed.

Mr. T. T. Rolph was appointed Practice Reporter.

Mr. Foy gave notice that he would on Saturday next, the 25th inst., move that a committee be appointed to consider some means of putting an end to unlicensed persons acting as conveyancers, and conducting proceedings for sale under powers contained in mortgages; also to consider means to prevent persons who are not barristers-at-law from appearing as agents or advocates in those cases in the Division Court which were not within the jurisdiction of such Court prior to the Division Courts Act, 1880.

Saturday, Nov. 25, 1882.

Convocation met.

Present—The Treasurer, and Messrs. MacLennan, Read, Crickmore, Murray, J. F. Smith, Leith, Foy, Bethune, Ferguson.

The Rule as to applicants for Certificates of Fitness of the class contemplated by section 3 of chap. 140 of the Revised Statutes of Ontario, was read a second and third time, and passed.

On motion of Mr. Murray, the rule amending Rule No. 126 was read a second and third time, and passed.

On motion of Mr. Foy, moved pursuant to notice given last day, Messrs. Britton, Hoskin, L. W. Smith, Bethune, J. F. Smith, were appointed a committee to deal with the matters mentioned in the notice.

Mr. Murray moved, pursuant to notice, to introduce a by-law to establish a fund for the benefit of the widows and orphans of barristers, attorneys, and solicitors, to be called the Law Benevolent Fund.

Mr. MacLennan moved in amendment that the subject of the establishment of such a fund be referred to a select committee, composed of Messrs. Murray, Read and the treasurer.—Carried.

Mr. MacLennan, from the Reporting Committee, presented the Report of the Committee, which was received and read.

Friday, Dec. 1st, 1882.

Convocation met.

Present—The Treasurer, and Messrs. Crickmore, Martin, Hoskin, Murray, Irving, Britton, Read, J. F. Smith, Moss, Foy, MacKelcan, McCarthy, Cameron, L. W. Smith, McMichael.

Mr. Hoskin, from the Committee on Discipline, on the charge made by Mr. O'Brian against a solicitor, reported that a *prima facie* case had been made for enquiry.

The Report was read and received, ordered for immediate consideration, and adopted.

Ordered, that the charge made, and the papers connected therewith, be referred to the Discipline Committee to enquire into and report thereon in the customary manner.

On motion of Mr. Irving, seconded by Mr. Crickmore, Ordered that Mr. Walter Read be appointed Solicitor to the Society.

Adam Hudspeth, Q.C., was elected a Bencher in place of T. M. Benson, Q.C. Mr. Guthrie, Q.C., was elected in place of Mr. Lemon.

Mr. Britton on his notice of motion for the day, moved that the subject of completing the furnishing of the Society's rooms be referred to the Finance Committee, with power to act.—Carried.

The seventh clause of the Report relating to the triennial digest was adopted.

Mr. Guthrie took his seat as a Bencher.

Saturday, Dec. 9th, 1882.

Convocation met.

Present—The Treasurer, and Messrs. Crickmore, Murray, Ferguson, Irving, Moss, J. F.

## LAW SOCIETY.

Smith, MacLennan, Foy, Read, Cameron, McMichael, and Bethune.

Mr. Crickmore presented the Report of the Legal Education Committee on the subject of the examinations, which was received and read.

The Report was ordered to be considered clause by clause.

The Report was adopted.

Mr. Crickmore moved for leave to bring in a rule based on the Report.

Ordered accordingly.

The rule was read a first time.

Ordered for a second reading at the next meeting of Convocation.

Mr. Crickmore moved that the examiners be instructed to act on the said Report at the next examinations as to the conduct of the next examinations in all respects save as to the times at which they are to be held, these to remain for next term as at present.

Ordered accordingly.

Mr. Moss presented a report from the committee on the reference as to unlicensed conveyancers, etc., which was received and read, and ordered for immediate consideration.

Mr. Read moved that the further consideration of the report be adjourned until the next meeting of Convocation.—Carried.

Mr. Crickmore, from the Committee on Legal Education, reported on the petition of Charles Seager for leave to go up for his Certificate of Fitness, recommending that his service be allowed.

The report was ordered for immediate consideration.

Mr. Murray moved that it be referred to the Legal Education Committee to enquire into the circumstances under which Mr. Seager has been practising since the expiration of his Articles, and that the consideration of the report be adjourned.—Carried.

On the consideration of the 6th clause of the report of the Reporting Committee touching the proposed advance to Mr. Hodgins,

Ordered, that it appearing that four parts (being within 80 pages of the whole work) have been issued and distributed, two thousand dollars be advanced to Mr. Hodgins as soon after the first of January as funds are available.

Mr. Moss moved, seconded by Mr. Ferguson, that Mr. Guthrie be appointed on the Legal Education Committee in the place of Mr. Lemon, and Mr. Hudspeth on the County Library Aid Committee in the place of Mr. Benson.—Carried

Tuesday, Dec. 26th, 1882.

Present—The Treasurer and Messrs. Crickmore, Read, MacLennan, Mackelcan, Foy, Murray, Martin, McCarthy, Irving, Moss, Bethune, J. F. Smith, Cameron.

The report of the Finance Committee of this date was adopted.

The report of the Library Committee of this date was read as follows and was adopted:—

## REPORT.

The whole expenditure on Library account for the year 1881 amounted to \$3,625.49.

The whole expenditure on same account for the current year, up to 15th December, 1882, amounts to \$2,130.78, and up to 31st December instant, the accounts to be paid and not yet presented will not, it is expected, make the expenditure for this year beyond \$2,800 in the whole.

The Committee beg leave to bring to the notice of Convocation the continued generosity of Mr. Nathaniel C. Moak, Councillor-at-Law, Albany. The Library has been supplied by him with a copy of his valuable series of English Reports, now numbering thirty volumes, which themselves can only be purchased at a cost of \$180, and he continues to forward to the Society a volume from time to time as published, and he has also presented his edition of "Underhill on Torts" to the Society, "Lowenstein's Trial," and some other works of interest.

The Committee have no doubt that Convocation will be prepared to acknowledge Mr. Moak's liberality suitably, nevertheless they have experienced some difficulty in suggesting the manner of doing so acceptably as well as appropriately.

Mr. Moak's library is so vast and complete that there are no additions required, and the Committee can only propose that the Secretary of the Society be directed to furnish Mr. Moak with a regular supply of the Ontario and Dominion Reports as issued from time to time.

The Library has been opened at night for the winter session since 1st November last.

The average attendance during Michaelmas Term has been 22 each night, and about 12 or 13 out of term.

The attendants are by no means the same persons every night, and the number of individuals who have participated in the use of the Library may be said to be about 72 since the first of November, of whom 18 are of the degree of barrister-at-law.

The Rule as to examinations was read a second time as follows;—

From and after Hilary Term, 1883, the Primary Examinations shall commence on the Tuesday in the third week next before each term, instead of in the second week as at present provided.

2. From and after Hilary Term, 1883, the Intermediate Examinations shall be held in the second week next before each term, and the examinations for Call and Certificate of Fitness shall be held in the first week next before each term.

3. To entitle any candidate to go in for Honors, he must obtain the number of marks as at present provided by Rules 58 and 91, and those only who are students and in their regular years or course of study, are to be entitled to be passed with honors, unless in any particular cases Convocation shall see fit to award them.

4. To entitle any candidate to pass without

an oral, he must obtain at least 55 per cent. of the aggregate marks obtainable upon the written examination papers; and if he shall obtain not less than 50 per cent. of them, he shall be entitled to go in for an oral.

5. For the oral examinations each examiner shall prepare three questions (in addition to the papers already required of him), before the commencement of the written examinations; and at least two examiners shall be present during the oral examinations. Any candidate who shall obtain 33 per cent. of the aggregate of the marks obtainable upon the oral, may be entitled to pass; and those who pass on the orals are not to be ranked according to merit, but alphabetically.

6. Two examiners must, without fail, be present during the whole time of the written examinations for pass; and before the printing the examiners shall meet and submit to each other the proposed questions to be given at each examination.

7. Before the examinations each examiner shall assign and mark a value to each question on his own papers; and a copy of the questions so marked shall be returned to Convocation with the report; and each examiner shall mark opposite to each answer to his own papers, in numbers, the value he shall assign to it; and all the answers so marked shall be returned with the examiners' report, together with copies of the questions used on the orals.

8. The First Intermediate Examinations shall commence on Tuesday, at the hour and in the manner provided by sub-sections 2 and 5 of Rule 47. The results are to be declared at 12 noon on Wednesday. The orals to be held at 2 o'clock p.m. of the same day, and the results to be declared immediately after. The Honor Examinations to be held on Thursday.

9. The Second Intermediate Examinations shall commence on Thursday, at the hour and in the manner provided as aforesaid. The results are to be declared at 12 noon on Friday. The orals are to be held at 2 p.m. of the same day, and the results to be declared immediately after. The Honor Examinations to be held on Saturday, and the reports of the examiners upon all the Intermediate Examinations are to be sent to the Secretary on the following Monday.

10. The Examinations for Certificate of Fitness shall commence on Tuesday, and the Examinations for Call shall commence on Wednesday at the hour, and shall be conducted in the manner already provided, and the results of the examination for Certificate of Fitness are to be declared at 2 p.m. on Wednesday, the results of the Examination for Call are to be declared at 2 p.m. on Thursday. The orals for both Call and Certificate of Fitness are to be held at 2.30 p.m. on Thursday, and results are to be declared immediately after, and on Friday at 9.30 a.m., the Honor Examinations in connection with Call are to be held. The reports of the examiners upon the Examinations for Call and Certificate of Fitness, and for Honors in connection with Call, are to be handed in to the Secretary not later than 3 p.m. on the Saturday before Term.

11. A rota of elected Benchers shall be prepared by the Secretary, who is to notify two Benchers whose turn it is according to the rota to attend, or to provide a substitute to attend on one of the oral examinations, so that at least one Bencher may be present at each of the oral examinations.

12. All parts of existing rules inconsistent with this rule, are repealed in so far as they are inconsistent therewith.

The rule was read a third time, and was passed.

The report of the Committee on the subject of unlicensed conveyancers, agents for powers of sale and Division Court suits, the consideration of which was adjourned until to-day, was brought up.

Mr. Moss, Chairman of the Committee, reported a correspondence with the Attorney-General.

Mr. Murray moved that the report be amended by inserting the words "the second day of next Term," in lieu of the words "26th December inst.," which was carried.

Mr. Moss moved the adoption of the report as amended.

The letter from A. G. McMillan, from San Francisco, as to a certificate of standing, was read, also the draft certificate.

Ordered, that the seal be affixed to the certificate as amended.

Convocation adjourned.

# LAW SOCIETY.

HILARY TERM, 46 VICT., 1883.

THE following is the *resume* of the proceedings of the Benchers during Hilary Term, published by authority :—

February 5th, 1883.

Present—The Treasurer, and Messrs. Crickmore, Bethune, Ferguson, Leith, Hoskin, McMichael, Moss, Read, Murray, S. H. Blake, and Kerr.

During this term the following gentlemen were called to the Bar, namely—William Renwick Liddel (gold medalist, with honors), Louis Franklin Heyd, William Burgess the younger, John Joseph O'Meara, Charles Coursolles McCaul, James Henry, Frederick William Gearing, James Albert Keyes, James Gamble Wallace, Harry Dallas Helmcken, Albert John Wedd McMichael, Hugh D. Sinclair, Christopher William Thompson, Walter Allan Geddes, James Thompson, John William Binkley, Richard Scougall Castles.

The following gentlemen received certificates of fitness, namely—W. R. Riddel, A. E. H. Reswick, C. C. McCaul, A. Mackenzie, L. F. Leyd, R. A. Porteous, J. J. O'Meara, W. A. Geddes, W. R. Cavell, G. T. Ware, J. F. Caniff, P. S. Carroll, H. H. Robertson, E. E. Kittson, R. K. Cowan, W. G. Wilson, A. N. Duncombe, J. Dickenson, J. A. Palmer, J. W. Binkley, J. G. Wallace, F. Marskell, B. C. McCann, W. G. Shaw.

The following gentlemen passed the First Intermediate Examination, namely—H. J. Kelly (with honors), J. Thacker. Mr. Kelly was awarded First Scholarship, Mr. Thacker was awarded Second Scholarship. The following gentlemen passed, namely—T. D. J. Farner, J. F. Williamson, W. Knowles, D. Faskin, J. Armstrong, F. E. Griffiths, T. B. Lafferty, A. J. Flint, H. A. Fairchild, J. Shilton, W. R. Smythe, W. E. Mitchell, M. Duggan, W. D. McPherson, G. E. Martin, L. M. Walton, A. H. Gross, C. B. Jackson, D. I. Howard, J. A. McAndrew, O. E. Fleming, P. F. Young, S. J. Young.

The following gentlemen passed the Second Intermediate Examination with honors, namely—C. A. Masten, First Scholarship; F. H. Keefner, Second Scholarship; H. H. Collier, Third

Scholarship. The following gentlemen passed, namely—F. J. Palmer, H. J. Wickham, J. C. Grace, S. C. Smoke, J. Y. Cruikshank, F. L. Brooke, D. Armour, A. Sutherland, N. McMurchy, A. E. Grier, E. Bell, D. Urquhart, J. W. McCullough, W. M. Shoebottom, S. O. Richards, J. R. Miller, W. F. Church, J. S. Garvin, W. F. Sorley, W. H. Wardrope, G. Weir, W. A. Werrett.

The following gentlemen were admitted into the Society as Students-at-Law, namely :—

GRADUATES—Joseph Nason, Henry Wissler, Robert Kimball Orr, Henry James Wright.

MATRICULANTS—William H. Wallbridge.

JUNIORS—Joseph Tweedale Kirkland, William James Sinclair, Francis P. Henry, Michael Francis Harrington, Thomas Browne, Charles Albert Blanchet, John Hood, Jaffery Ellery Handsford, Albert Edward Trow, Ralph Robb Bruce, Edwin Harvey Jackes, William Herbert Bentley, Arthur Edward Watts.

ARTICLED CLERKS—William Sutherland Turnbull passed his examination as an Articled Clerk only.

The Report of the Committee on Discipline, on the complaint of Zebulon Landon, against a barrister and solicitor, was presented by the chairman of that Committee, and ordered to be considered on 6th February.

The Report of the Finance Committee was presented by the Chairman, and ordered to be considered on 6th February.

The Library Committee presented their Report, which was ordered to be considered on 6th February.

A letter from Mr. Glass was presented, resigning his seat as a Bencher.

Ordered, that a call of the Bench be made for Friday, 16th February, to elect a Bencher in the place of Mr. Glass.

The case of a Solicitor who, not being a Barrister, advertised himself as such, was referred to the Discipline Committee for enquiry and report.

February 6th, 1883.

Convocation met.

Present—The Treasurer, and Messrs. MacLennan, Mackelcan, Crickmore, Murray, Kerr,

LAW SOCIETY.

Moss, Martin, Ferguson, S. H. Blake, and Read.

The Report of the Select Committee on the subject of unlicensed conveyancers, was presented by Mr. Moss, as follows :—

The Committee appointed to consider the questions of unlicensed conveyancing, sales under powers contained in mortgages, and agents practising in Division Courts, beg leave to report as follows :—

1. As authorized by Convocation, the Committee met and held a conference with a number of members of the legal profession, who are also members of the Legislature, representing both sides of politics, with reference to the matters referred to the Committee.

2. After a lengthened discussion, those gentlemen expressed their opinion to be that it would not be feasible to get any legislation during the session then being held, and they would not advise that any attempt be made at present.

3. With regard to agents practising in Division Courts, they thought that a representation from Convocation to the County Court Judges against allowing fees to agents, would be acted upon in many cases.

(Signed) CHARLES MOSS,

Hilary Term, 1883. *Chairman.*

The Report was read and received.

Ordered for consideration forthwith, and adopted.

The consideration of the Report of the Committee on Discipline in the matter of the complaint of Zebulon Landon, was postponed to the next meeting of Convocation.

The Report of the Finance Committee was brought up for consideration, and was adopted as follows :—

REPORT.

The Finance Committee beg leave to report as follows :—

1. Pursuant to their Report of the 14th February, 1879, approved by Convocation, they have caused the annual abstract of receipts and expenditure up to 31st December, 1882, to be prepared, and they submit it herewith to Convocation.

2. Pursuant to the 3rd clause of the above Report the Standing Committees on Reporting Legal Education, County Libraries Aid, and the Library, have prepared estimates of the probable Receipts and Expenditure for the year, in respect of their branches of the business, and their estimates have been submitted to this Committee.

3. Adopting mainly the views of the several Committees as to the probable Receipts and Expenditure, the Committee beg to summarize the estimates for the current year as follows :—

ESTIMATED RECEIPTS AND EXPENDITURE.

RECEIPTS.

|   |             |             |
|---|-------------|-------------|
| Certificate and Term Fees, including arrears, fines and costs ..... | \$17,500 00 |             |
| Notice Fees .....   | 550 00      |             |
| Solicitors' Examination Fees .....                                  | 4,650 00    |             |
| Students' Admission Fees .....                                      | 6,500 00    |             |
| Call Fees .....   | 7,000 00    |             |
| Interest and Dividends .....  | 2,700 00    |             |
| Government payment for heating, lighting, and water.....            | 4,250 00    |             |
| <i>Sundries</i> —   |             |             |
| Fees on Petitions, Diplomas, and Certificates .....                 | 120 00      |             |
| For Reports sold .....  | 375 00      |             |
| Commission and Fees on Telegraph and Telephone .....                | 328 00      |             |
|   |             | \$43,973 00 |

EXPENDITURE.

|   |            |             |
|---|------------|-------------|
| <i>Reporting</i> :—   |            |             |
| Salaries .....  | \$7,400 00 |             |
| Postage .....   | 103 00     |             |
| Printing.....   | 5,604 21   |             |
| Notes of Cases .....  | 300 00     |             |
| Advertising .....   | 6 00       |             |
| Appropriation for Digest .....  | 500 00     |             |
| Election Reports .....  | 3,060 00   |             |
|   |            | \$16,973 00 |
| <i>Examinations</i> :—  |            |             |
| Salaries .....  | \$3,200 00 |             |
| Scholarships .....  | 1,600 00   |             |
| Printing and Stationery .....   | 275 00     |             |
| Advertising .....   | 25 00      |             |
| Examiners for Matriculation .....                                       | 300 00     |             |
| Law Journal.....  | 100 00     |             |
| Medals .....  | 100 00     |             |
|   |            | 5,600 00    |
| <i>Library</i> :—   |            |             |
| Books, binding and repairs .....  |            | 2,000 00    |
| General Expenses—   |            |             |
| Salaries, Secretary, Sub-Treasurer and Librarian .....                  | 2,000 00   |             |
| Assistants .....  | 1,200 00   |             |
| Housekeeper.....  | 360 00     |             |
|   |            | 3,560 00    |
| <i>Lighting, Heating Water and Insurance</i> :—                         |            |             |
| Engineer and Assistant .....  | 600 00     |             |
| Gas rate .....  | 700 00     |             |
| Water rate .....  | 800 00     |             |
| Weighing Coal .....   | 10 00      |             |
| Fuel.....   | 2,900 00   |             |
| Repairs to Apparatus.....   | 350 00     |             |
| Carting coal and cutting wood .....                                     | 100 00     |             |
|   |            | 5,460 00    |
| <i>Grounds</i> :—   |            |             |
| Gardener and Assistant.....   | 420 00     |             |
| Tools .....   | 5 00       |             |
| Cartage .....   | 60 00      |             |
| Labour .....  | 250 00     |             |
| Snow Cleaning.....  | 40 00      |             |
|   |            | 775 00      |
| <i>Sundries</i> :—  |            |             |
| Auditor, \$100; opening library at nights, \$116 .....                  | 216 00     |             |
| Postage, \$20; Stationery, \$200 .....                                  | 220 00     |             |
| Telephone rent.....   | 100 00     |             |
| Law costs .....   | 800 00     |             |
| Repairs, \$400; Oiling floors, \$15 ..                                  | 415 00     |             |
| Removing matting, \$20; clocks, \$10 ..                                 | 30 00      |             |
| Ice, \$15; Term lunches, \$500.....                                     | 515 00     |             |
| Cleaning windows, \$20; Guarantee Co., \$20 .....                       | 40 00      |             |
| Resume', \$40; Dusting books, \$10 ..                                   | 50 00      |             |
| Telephone operator, \$432; Tel. boy, \$96 .....                         | 528 00     |             |
| Telephone Messages .....  | 8 00       |             |
| Petty charges, \$25; P. O. Box, \$6 ..                                  | 31 00      |             |
| Fitting up wire-faced shelves .....                                     | 35 00      |             |
| Furniture repairs \$30; New furniture, \$50 .....                       | 80 00      |             |
| Printing, \$50; Substitute for Williams during his illness, \$164 ..... | 214 00     |             |
| Insurance on stock of reports at Rowsell's .....                        | 90 00      |             |

LAW SOCIETY..

|  |             |
|--|-------------|
| <i>Extraordinary Expenditure:—</i>                     |             |
| Carpets and Curtains connected with improvements ..... | 350 00      |
|  | 350 00      |
| <i>County Library Aid:—</i>                            |             |
| Annual Grants—   |             |
| Hamilton, \$288; Middlesex, \$240                      | 528 00      |
| Brant, \$76; Frontenac, \$72                           | 148 00      |
| Peterboro', \$92; Bruce, \$80                          | 172 00      |
| Supplementary Initiatory Grants—                       |             |
| Frontenac .....  | 120 00      |
| Bruce .....  | 126 00      |
| Peterboro' .....                                       | 132 00      |
| Initiatory Grants—                                     |             |
| Ontario .....  | 276 00      |
| Probable applications from new libraries .....         | 500 00      |
|  | 2,002 00    |
|  | \$40,892 21 |

As the new hall and the improvements connected therewith are now completed and paid for, the Committee think it convenient to give a statement of the financial condition of the Society; and for that purpose, to show the receipts and expenditure for the last four years.

(1) On the first day of January, 1879, the assets of the Society comprised:—

|   |             |
|---|-------------|
| 1. The grounds.                           |             |
| 2. The old building.                      |             |
| 3. The library of books.                  |             |
| 4. The pictures and furniture.            |             |
| 5. The surplus stock of Canadian Reports. |             |
| Cash assets, viz.:                        |             |
| { Dominion Stock .....                    | \$50,000 00 |
| { Cash in Bank .....                      | 13,148 25   |
| { Savings Bank Departments...             | 5,800 00    |
|   | \$68,948 25 |

(2) The receipts and expenditure for the last four years have been as follows:—

|  |             |             |
|--|-------------|-------------|
| 1879—Receipts .....                        | \$45,348 70 |             |
| Expenditure .....                          | 34,746 14   |             |
| Surplus .....                              |             | \$10,602 56 |
| 1880—Receipts .....                        | \$43,293 34 |             |
| Expenditure .....                          | 37,059 43   |             |
| Surplus .....                              |             | \$6,233 91  |
| 1881—Receipts .....                        | \$49,731 70 |             |
| Expenditure .....                          | 38,144 21   |             |
| "    on building, etc.                     | 32,805 88   |             |
| Over-expenditure.....                      |             | \$21,278 39 |
| 1882—Receipts .....                        | \$46,866 25 |             |
| Expenditure .....                          | 40,777 32   |             |
| Expenditure on building and furniture..... | 16,965 55   |             |
| Over-expenditure.....                      |             | \$10,876 62 |
| Balance at 31st December, 1882:—           |             |             |
| Debitures .....                            | \$50,000 00 |             |
| Bank balance .....                         | 3,606 90    |             |
| Cash in hand.....                          | 22 81       |             |
|  |             | \$53,629 71 |

The Assets of the Society on the first of January, 1883, comprised:—

1. The grounds; 2. The old building; 3. The Library of books, consisting of (a) The Library as at first January, 1879; (b) Additions to the Library since first January, 1879, cost, \$9,615 22; 4. The pictures and furniture consisting of (a) Those in existence first January, 1879; (b) Additions to pictures and furniture since January 1st, 1879, \$4,749 30; 5. The surplus stock of Canadian Reports, consisting of (a) Stock, January, 1879; (b) Additions to surplus since 1st January, 1879; Selling price, \$11,280 60, cost, \$2,220 15; New building and improvements in old building, \$48,056 95; cash assets as above, \$53,629 71. In addition to which has been spent on additions to County Libraries since 1st of January, 1879, \$3,700.

It will be observed that the cash assets have diminished as follows:—

|                                     |             |
|-------------------------------------|-------------|
| Cash Assets, 1st January, 1879..... | \$68,948 25 |
| "    1st January, 1883.....         | 53,629 71   |
| Diminution .....                    | \$15,318 54 |

But, on the other hand, other assets have increased as follows:—

|  |             |
|--|-------------|
| Additions to Library.....                          | \$9,615 22  |
| Additions to surplus stock of Reports .....        | 2,820 15    |
| Additions to pictures and furniture                | 4,749 30    |
| New building and improvements to old building..... | 48,096 95   |
| Total.....   | \$65,281 62 |
| Deduct diminutions in cash assets.                 | 15,318 54   |
| Net improvements in assets at cost price .....     | 49,963 08   |
| Irrespective of aid to County Libraries .....      | 3,700 00    |

ABSTRACT OF BALANCE SHEET, 1882.

RECEIPTS.

|   |           |             |
|---|-----------|-------------|
| Certificate and Term Fees .....                                 |           | \$17,827 50 |
| Notice Fees .....   | 606 00    |             |
| Less Fees returned.....   | 2 00      |             |
|   |           | 604 00      |
| Attorneys' Examination Fees.....                                | 6,445 00  |             |
| Less Fees returned.....   | 1,070 00  |             |
|   |           | 5,375 00    |
| Students' Admission Fees .....                                  | 8,200 25  |             |
| Less Fees returned.....   | 650 00    |             |
|   |           | 7,550 25    |
| Call Fees .....   | 10,580 00 |             |
| Less Fees returned.....   | 2,715 00  |             |
|   |           | 7,865 00    |
| Interest and Dividends .....                                    |           | 2,752 54    |
| Government payment for Heating, Lighting, and Water .....       |           | 4,250 00    |
| Received for Reports sold.....                                  |           | 450 88      |
| <i>Sundries:—</i>   |           |             |
| Received Telegraph Commission and Fees on Telephone messages... |           | 191 08      |
| Fees for petitions .....  |           | 176 50      |
| Balance .....   |           | 10,876 62   |

EXPENDITURE.

|   |            |             |
|---|------------|-------------|
| <i>Reporting:—</i>                            |            |             |
| Salaries .....                                | \$7,346 57 |             |
| Postage .....                                 | 200 31     |             |
| Printing .....                                | 6,417 17   |             |
| Supreme Court Reports .....                   | 2,025 00   |             |
| Notes of Cases .....                          | 259 87     |             |
|   |            | \$16,248 92 |
| <i>Examinations:—</i>                         |            |             |
| Salaries .....                                | 3,061 48   |             |
| Scolarships .....                             | 1,480 00   |             |
| Printing and Stationery.....                  | 229 30     |             |
| Advertising .....                             | 44 70      |             |
| Engrossing Diplomas and Certificates .....    | 4 60       |             |
| Examiners for Matriculation .....             | 290 50     |             |
| Law Journal Account .....                     | 30 00      |             |
| Prize .....                                   | 25 00      |             |
|   |            | 5,165 58    |
| <i>Libraries:—</i>                            |            |             |
| Books, Binding and Repairs .....              |            | 2,256 72    |
| <i>General Expenses—Salaries:—</i>            |            |             |
| Secretary, Librarian, and Sub-Treasurer ..... | 2,000 00   |             |
| Assistants .....                              | 1,266 70   |             |
| Housekeeper .....                             | 292 25     |             |
|   |            | 3,558 95    |

*Lighting, Heating, Water and Insurance:—*

|                                  |          |
|----------------------------------|----------|
| Engineer and Assistant.....      | 565 00   |
| Gas .....                        | 689 10   |
| Water .....                      | 846 97   |
| Insurance .....                  | 211 14   |
| Weighing Coal.....               | 10 00    |
| Fuel .....                       | 2,930 04 |
| Repairs to Apparatus.....        | 341 86   |
| Carting Coal and Cutting Wood .. | 124 42   |
| Sifter .....                     | 6 00     |

## LAW SOCIETY.

|  |             |
|--|-------------|
| <i>Grounds:—</i>   |             |
| Gardener and Assistant .....                                 | 400 00      |
| Tools .....  | 4 65        |
| Cartage .....  | 60 15       |
| Labour .....   | 209 38      |
| Snow Clearing, \$36.94; Gravel,<br>\$278.75 .....            | 314 69      |
|  | 988 87      |
| Conversazione .....  | 1,396 00    |
| County Library Aid .....                                     | 1,560 00    |
| <i>Sundrys:—</i>   |             |
| Auditor, \$100, Postage, \$19.14 .....                       | 119 14      |
| Advertising, \$211; Stationery, \$243.50 .....               | 454 50      |
| Law Costs, \$933.39; Portraits, \$650 .....                  | 1,583 39    |
| Picture frames .....   | 145 00      |
| Repairs, \$246.66; Term Lunches,<br>\$543.55 .....           | 790 21      |
| Clocks, \$10; Guarantee Co., \$20 .....                      | 30 00       |
| Rubber Stamp, \$2.50; Oiling floors,<br>\$83 .....           | 85 50       |
| Ice, \$15; Cleaning windows, \$34.60 .....                   | 49 60       |
| Bell Telephone Company .....                                 | 100 00      |
| Telephone Operator .....                                     | 466 34      |
| Telephone Messages, \$7 21; Shifting<br>books, \$15.73 ..... | 22 94       |
| Petty charges, \$25; Labour, \$30.68 .....                   | 55 77       |
| Taking up matting and carpets .....                          | 32 70       |
| Painting, \$33.30; Resume, \$30 .....                        | 63 39       |
| P. O. Box, \$4; Locks and Keys,<br>\$21.42 .....             | 25 42       |
| Furniture repaired .....                                     | 30 35       |
|  | 4,954 25    |
|  | \$40,953 82 |
| Expenditure on New Building .....                            | 16,965 55   |
|  | 57,919 37   |

Audited and found correct.

(Signed) HENRY W. EDDIS,  
*Auditor.*

TORONTO, Feb. 1883

While congratulating the Society on these results, the Committee think it necessary to point out that the estimated expenditure for the current year will approximate closely to the estimated income.

It is true that this is to be partly accounted for by the extraordinary expenditure for the Election Reports.

But making allowances for this expenditure, the income and expenditure, as estimated, too nearly balance; and in view of the great complaints on the subject of business, the emigration to Manitoba, and the large increase in the past in the numbers of the profession, the Committee feel that it would be prudent to limit as far as possible the expenditure of the Society in the future, and to aim at the creation of a contingent fund, as formerly proposed, of at least \$10,000, by means of the accumulation of the interest on investments.

In this view, it has been suggested that it may be well to reduce the expenditure on Supreme Court Reports by subscribing only for copies for the libraries, and arranging that in the regular reports should be published the reports of Ontario Appeals to the Supreme Court in cases of interest.

D. B. READ,  
*Chairman Finance Committee.*

Ordered that the last paragraph, as to the Supreme Court Reports, be referred to the Committee on Reporting for enquiry and report.

The Report of the Library Committee, presented yesterday, was brought up for consideration, and is as follows:—

## REPORT.

The Library Committee beg leave to report as follows:—

1. Attached is a list of books that have disappeared from the Library, the whereabouts of which the librarian, after search and enquiry, is unable to discover. By reference to the list it appears that most of these books are upon the curriculum, but they do not appear to have been loaned to students.

2. The Committee think that, with a view to securing if possible the return of these books, it would be advisable to notify the students that unless the books now out are returned within three months Convocation will have to consider the expediency of abolishing the privilege of borrowing books.

3. The librarian reports that in order to supply the present demand of students for books on the curriculum, it is necessary to keep six copies of each book required to be read for the intermediate examinations, and four copies of each required to be read for the finals. Attached is a list of such text books from which it appears that a large number of new volumes are required to make up the above number.

4. The Committee suggest that all books on the curriculum ought to be stamped and marked so as to prevent the destruction of their identity as the property of the Society, and that in the future great strictness should be observed in seeing that the books are returned by the days named in the receipts given for them.

5. With regard to opening the library at nights, the librarian states, and it appears from the returns, that except in very infrequent instances no advantage has been taken of this privilege by others than students, and that they come in small numbers merely to read the text books, upon the curriculum, and some even bring their own books, merely using the library as a reading-room.

The Committee think that the opening of the library at nights should be abolished after the close of the present term.

Mr. Daley's engagement terminates on the 17th of this month. The Committee recommend that he be re-engaged until the end of the month after which the librarian thinks his services may be dispensed with.

The Committee recommend that students requiring books for loan or for their own use in the library from the locked cases, be limited as to their applications to the following hours, namely: between 10 and 10:30 a.m. and between 3:30 and 4 p.m.

Signed, CHARLES MOSS.  
Hilary Term, 1883.

## LAW SOCIETY.

The report was adopted.

*Missing Books.*—Broom's Common Law, Broom's Legal Maxims, Broom's Constitutional Law, Byles on Bills, Benjamin on Sales, Best on Evidence, Blackstone, Vol. I., Anson on Contracts, Greenwood on Conveyancing, Harris' Criminal Law, Walkem on Wills, Leith's Blackstone, old edition, Leith's Blackstone, new, Holmested's J. A., Leith's Williams, Smith on Contracts, Smith's Mercantile Law, Leggos' Forms, 2nd edition, Lewis' Equity Pleading, Smith's Com. Law. Taylor on Titles, 1873, Stephens on Pleading, Williams on Real Property, Macleannan's J. A., Taylor & Ewart's J. A., Pollock on Contracts, Hawkins on Wills, Smith's Equity, Students' Guide, Snell's Equity, Taylor's Equity, Taylor's Chy. Orders, Underhill on Torts, Cunningham and Mattinson Wharton on Inn-keepers, Taylor on Landlord and Tenant, Leake on Contracts, Lewin on Trusts..

*Students' Books now in the Library*—1 Walkem, 2 Broom's Common Law, 3 Broom's Legal Maxims, 3 Darts, 2 Haynes' Equity, 2 Greenwood, 1 Byles, 4 Leith's B. 1 Leith's B. N. S., 7 Leith's R. P. S., 2 Holmesteds, 4 Leith's Williams, 2 Smith's Contracts, 3 Benjamin, 2 Smith's Mercantile, 2 Powell, Smith's Common Law, 2 Taylor on Titles, 1869; 2 Taylor on Titles, 1873; 1 Stephen, 2 Williams' Rl., 3 Williams' Pers., 3 Macleannan, 2 Taylor and Ewart, 4 O'Sullivan, 2 Taswell Langmead, 2 Theobald, 2 Bests, 1 Walkem, 1 Pollock, 1 Hawkins, 3 Snell's Eq., Blackstone, Vol. I., 2 Story's Eq., 1 Taylor's Eq., Taylor's Chy. Orders.

Saturday 10th February, 1883.

Present—Messrs. Crickmore, Leith, Moss, J. F. Smith, Murray, Macleannan, Read, Foy, McMichael, Kerr, Ferguson.

In the absence of the treasurer Mr. Macleannan was elected chairman.

The Report of the Committee on Reporting was presented by Mr. Macleannan.

The Report was received, ordered for immediate consideration, and was adopted as follows :

## REPORT OF REPORTING COMMITTEE.

The Committee on Reporting beg leave to report as follows :—

The Committee are happy to state that Mr. Lefroy, the reporter for the Chancery Division, has recovered from his serious illness, and is now vigorously engaged in his duties, and they are confident he will, in a very short time, bring up the arrears caused by his illness.

The Registrar of the Chancery Division and the other officers of that Division have very kindly taken a note of all judgments delivered during the illness of Mr. Lefroy, so that no decision of importance will be overlooked.

There are still a number of cases (about twenty-six) which ought to be brought out by

Mr. Grant to complete volume twenty-nine of the Chancery Reports, as to which he states there are various difficulties which have caused delay. The Committee hope that these cases may soon be issued, and the volume completed. There are about fifty-six cases of Mr. Lefroy's which are in type, and which may be brought out in a short time.

The work in the Queen's Bench and Common Pleas Divisions is, as usual, thoroughly well attended to and up to time.

Mr. Harman has completed the arrears of Mr. Tupper's work, and he has also prepared the index of volume six, which is now ready to issue.

The work in the Court of Appeal is in a forward state, but there are six cases which have been in print since October which are not yet issued, although a number of more recent cases have been published.

The practice reporting is also well attended to, thirty-nine cases have been published since last term, and there are at present thirty other cases in type and in an advanced stage. The editor has informed the Committee that the preparation of the Digest is now in progress, and will be proceeded with as rapidly as possible.

Signed, JAMES MACLENNAN,

February 10th, 1883.

Chairman.

The consideration of the Report of the Discipline Committee, on the complaint of Mr. Landon, was ordered to stand till Friday, 16th instant.

The Secretary submitted the list of solicitors who have taken out their annual certificates pursuant to the standing order.

Mr. Moss, seconded by Mr. Smith, moved pursuant to notice—That the Secretary be directed to draw the attention of the Judges and Junior Judges of the County Courts to the practice under the Division Courts' Act, 43 Vict. Cap. 8, sect. 16, of allowing counsel fees to agents, not being barristers or solicitors, appearing before the Judges in Division Court causes, and to represent to them that the allowance of such fees to such agents is very injurious to members of the profession, and to request their consideration of the question whether it is desirable that they should in any case exercise the discretion vested in them in favour of agents not being barristers or solicitors.

The motion was carried.

Mr. Read, Q.C., seconded by Mr. Moss, Q.C., moved that—The Benchers of the Law Society in Convocation in affectionate remembrance of Kenneth Mackenzie, Esq., Q.C., who, before his appointment to the position of Judge of the County of York, was for several years Bencher of this Society, place on record on the minutes of Convocation this expression of their feelings of regard for him during his life-time, of regret at his demise, and of condolence and sympathy with his widow and family in their bereavement.

Ordered that the Secretary be directed to send

## LAW SOCIETY.

a copy of the above resolution to Mrs. Mackenzie. Carried unanimously.

Signed, JAMES MACLENNAN,  
Chairman.

Convocation adjourned.

Friday, 16th February.

Present — Messrs. Crickmore, Hudspeth, Smith, Ferguson, Foy, Britton, Leith, Maclelennan, Mackelcan, Moss, Hoskin, Murray, S. H. Blake, Read. Mr. Maclelennan in the chair.

Mr. Hoskin, from the Discipline Committee, reported that a *prima facie* case is shown against two solicitors upon the charges made by Mr. Grace, and recommended that the charges be enquired into.

The report was received, ordered for immediate consideration, and adopted.

The petition of Mr. Grace was referred to the Discipline Committee for enquiry.

Convocation proceeded to consider the report of the same Committee in the case of Zebulon Landon against a barrister, which stood over for

consideration until to-day.

Mr. Hoskin, seconded by Mr. Leith, moved the adoption of the report.

The report was adopted.

Mr. Hoskin moved that a copy of the report be transmitted both to the complainant and to the barrister in question, by the secretary.

Mr. Hudspeth seconded the motion, which was carried.

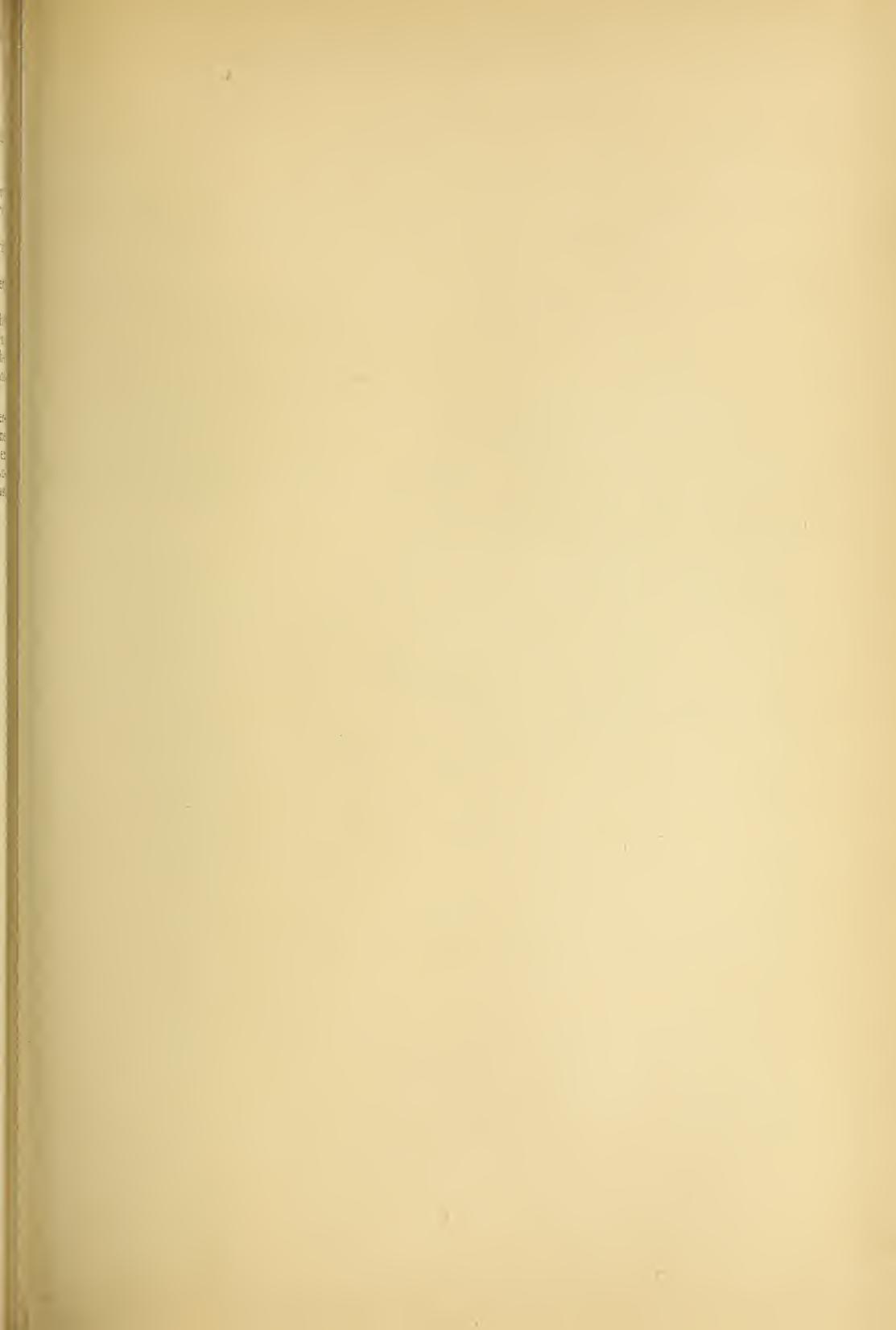
Mr. H. C. R. Becher was unanimously elected a Bencher in the place of Mr. Glass resigned.

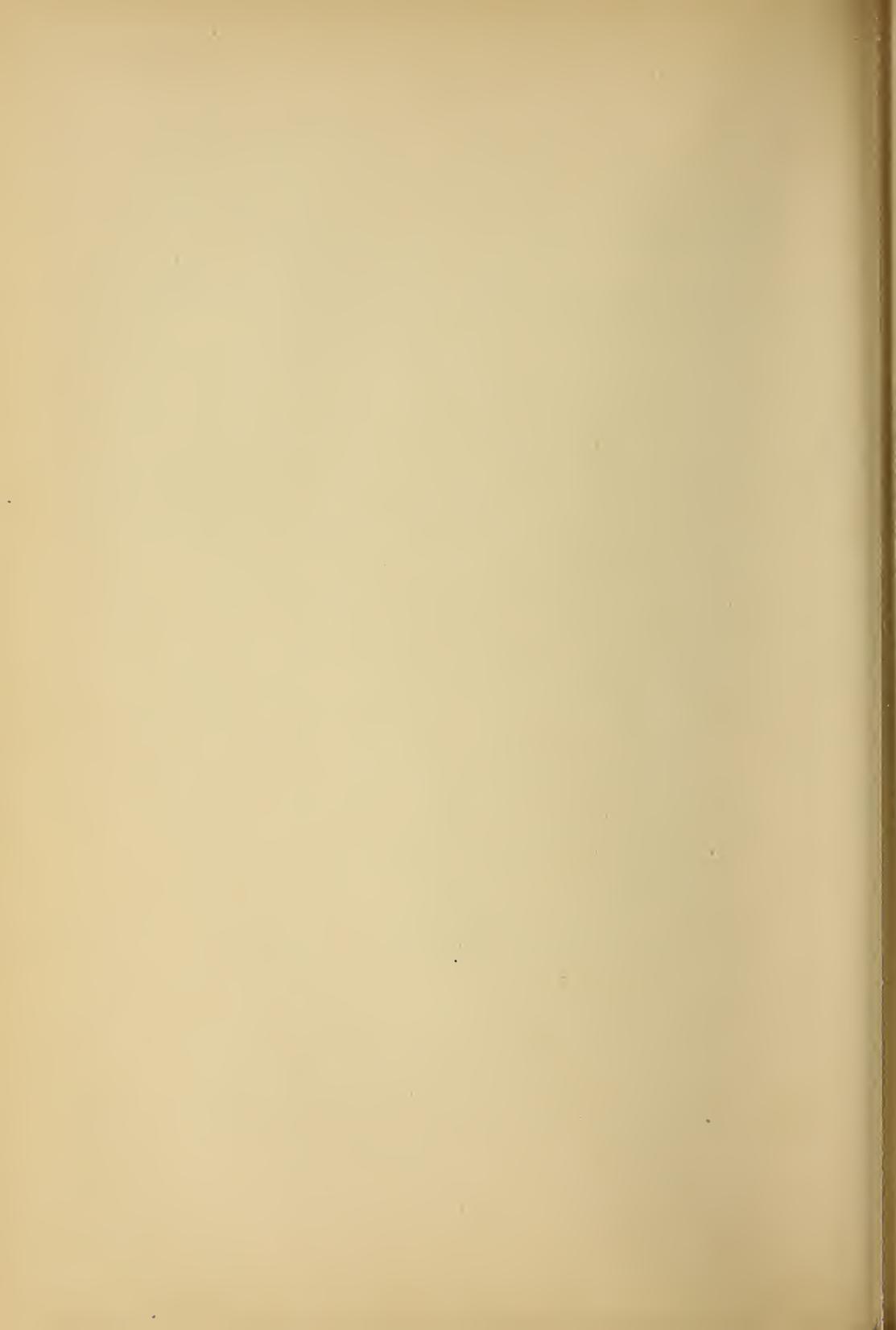
Mr. Murray gave notice that he would on the first day of Easter Term next, move that the examination of Mr. William Clive Atkinson be allowed to stand as passed, and that a certificate be issued to him in said Easter Term next.

On the motion of Mr. Maclelennan it was ordered that Mr. Harman be paid the sum of one hundred dollars for the preparation of the index to volume six of the Appeal Reports, in pursuance of the order of Convocation made last term.

Convocation adjourned.







# LAW SOCIETY.

EASTER TERM.—46 VICT., 1883.

The following is the *resume* of the proceedings of the Benchers during Easter Term, published by authority :—

During this term the following gentlemen were called to the Bar, namely—C. L. Mahoney, (with honors), P. D. Crerar (with honors). Mr. Mahoney was awarded a gold medal and Mr. Crerar a silver medal.

The following other gentlemen were called, namely :—Messrs. R. W. Leeming, C. G. O'Brian, M. MacKenzie, C. W. Plaxton, Edward Poole, W. A. McLean, G. F. Ruttan, A. Foy, G. T. Ware, A. J. Williams, R. W. Armstrong, J. D. Gausby, A. D. Kean, David Lennox, L. C. Smith, A. E. W. Peterson, W. H. Brouse, F. E. Curtis, A. O. Beardmore, H. C. Hamilton, C. R. Irvine, J. F. Canniff

The following gentlemen received certificates of fitness, namely :—Messrs. A. J. Williams, R. W. Leeming, C. L. Mahoney, C. G. O'Brian, P. D. Crerar, C. W. Oliver, M. MacKenzie, G. F. Ruttan, R. W. Armstrong, T. A. Snider, A. O. Beardmore, W. H. Brouse, A. D. Kean, L. C. Smith, J. J. A. Weir, C. E. Start, R. M. C. Toothe, A. P. E. Panet, W. H. Hewson, A. D. Howard, T. H. Dyre, W. H. Barry, J. Carruthers, J. B. Hands, J. Lane.

Mr. A. H. Macadams, who passed his examination last term, received his certificate of fitness.

The case of Mr. H. C. Hamilton was referred to the Legal Education Committee for report.

The following gentlemen passed the First Intermediate Examination (with honors) and were awarded Scholarships, namely :—Mr. G. H. Esten, First Scholarship, Mr. C. J. Mickle, Second Scholarship, Mr. A. McLean, Third Scholarship.

The following other gentlemen passed, namely :—Messrs. F. C. Powell, P. McCullough, H. J. Wright, S. Love, H. C. Fowler, W. T. McMullen, James Smith, F. A. Roe, W. N. Irwin, R. Armstrong, H. M. Mowat, E. A. Miller, G. H. Stephenson, A. G. Campbell, J. R. O'Reilly, W. H. Blake, I. F. Grierson, G. E. Burns, R. A. Dickson, E. T. Graham, F. H. Stoddart, M. A. Everetts, Robt. Walker, H. W. Mickle, W. A. F. Campbell, W. B. Raymond, D. A. Haggart, A. Wilkin, E. W. Boyd, L. C. Raymond, E. M. Henry, J. Baird, T. Bennett.

The following gentlemen passed the Second Intermediate Examinations (with honors) and were awarded Scholarships, namely :—Mr. D. C. Ross, First Scholarship, ; Mr. J. A. Hutcheson, Second Scholarship ; Mr. W. A. Dowler, Third Scholarship. The following other gentlemen passed, namely :—Messrs. G. W. Field, R. V. Sinclair, H. B. Elliott, Jno. Greer, J. Denovan, A. G. Murray, W. M. Brown, T. J. F. Hilliard, W. D. Gwynne, R. Christie, H. G. MacKenzie, A. Burwash, J. T. Sproule, A. C. D. McIntyre, A. E. Overell, G. C. Thomson, A. C. Muir, J. W. Ryerson, W. C. Livingstone, A. J. Richardson, T. E. Williams.

The following gentlemen were admitted into the Society as Students-at-Law, namely :—

GRADUATES—Robert Franklin Sutherland, Archibald MacDonald Ferguson, Walter Hunter, Calvin Donald Hossack, Ed. Albert Holman, Edmund James Bristol.

MATRICULANTS—S. W. Burns, R. A. Grant, F. H. Kilbourne, A. J. Forward, H. J. Snelgrove.

JUNIOR CLASS—A. M. Grier, H. I. Cowan, G. H. Douglas, W. E. Hastings, A. D. Scatcherd, M. H. Burtch, J. B. Davidson, R. H. Hall, W. Lawson, W. C. P. McGovern, F. E. Walker, C. Horgan, R. R. Ross, C. A. Ghent, H. N. Rose, J. R. Code, F. W. Carey, D. Sinclair, W. Stafford, J. Fraser, W. Geary, H. M. Clelland, S. R. Wright, A. McNish, G. M. Brodie.

Mr. Donald Ross was allowed his examination as an articled clerk.

May 21st, 1883.

Present :—Messrs. Crickmore, Moss, J. F. Smith, Murray, Irving, Bethune, Leith and S. H. Blake.

The Report of the Reporting Committee on the subject of the Supreme Court Reports was presented by Mr. J. F. Smith. Ordered that it be considered on Saturday, 26th instant.

The Report of the Special Committee on the subject of the formation of a Benevolent Fund was presented by Mr. Murray. Ordered that it be considered on Saturday, 26th instant.

Mr. Murray gave notice that on Tuesday, the 22nd instant, he would move the appointment of a committee to consider and report on the subject of remuneration of Counsel and Solicitors

and of preventing unqualified practitioners and conveyancers from receiving remuneration. And that such committee should have power to add to their numbers as well from members of the Society who are not of the Bench as from members of the Bench. And that an appropriation be made from the funds of the Society to defray the necessary expenses of printing, postages, &c., and the travelling expenses of any member of the outside Bar.

Mr. J. F. Smith gave notice that he would on Saturday the 26th instant, move that Trinity Term of this Society, for the year 1883 and thereafter, commence on the first Monday after the 21st September in each year, and that the examinations which should be held in August in this year and each succeeding year be held in the third, second, and first weeks in September instead of in the same weeks in August, and that rule 3 of the rules of the Society be amended accordingly.

Mr. Murray gave notice that he would on Saturday, the 26th instant, move that the meetings and also the examinations in Trinity Term be abolished.

Tuesday, 22nd May, 1883.

Present—Messrs. Leith, Martin, Crickmore, MacLennan, S. H. Blake, Foy, Murray, Irving, J. F. Smith, Bethune, Read, Ferguson.

On motion of Mr. Murray in the absence of the Treasurer, Mr. Irving was appointed Chairman.

Mr. MacLennan, in the absence of Mr. Hoskin, the Chairman, presented the Reports of the Discipline Committee in the several matters of, *O'Brian v. Butterfield*; John B. Wood, and Wm. E. Grace.

The Report *re O'Brian and Butterfield* was received and read, ordered for immediate consideration and adopted.

Ordered that the Secretary do transmit copies of the Report to both Mr. O'Brian and Mr. Butterfield and inform them that it was adopted by convocation.

The Report *re John B. Wood* was received and read, ordered for immediate consideration, and adopted.

Ordered that the Secretary do inform Mr. Wood of the conclusion arrived at.

The Report *re W. E. Grace* was received and read, ordered for immediate consideration and adopted.

Ordered that the Secretary do inform Messrs. Grace, Campion and Johnston of the decision in their case.

Moved by Mr. MacLennan, seconded by Mr. Read, and ordered, that the Secretary do inquire and state on Saturday next the name of the Solicitor to whom Mr. H. H. Bolton is now under articles of service; and further, that the Solicitor's attention be called to Mr. Bolton's letter paper, and that he be asked for any explanation he may be desirous of making.

The office of Examiners and Lecturers having become vacant, ordered that the Secretary cause to be published the usual advertisement for four gentlemen to fill the vacant positions, the applications to be in the Secretary's hands not later than 30th May.

Ordered that a call of the Bench be made for Friday, the 1st day of June next, at which meeting the Examiners are to be appointed.

Mr. Read, pursuant to notice, moved that the thanks of Convocation be given to the Treasurer and Messrs. Wicksteed and Irving for the assistance given by them in procuring original copies of the Consolidated Statutes for the Library.

Carried.

Saturday, 26th May, 1883.

Convocation met.

Present—The Treasurer, and Messrs. Leith, Crickmore, Murray, Irving, Moss, J. F. Smith, Robertson, Foy, Cameron, Kerr, Guthrie, and Bethune.

The Minutes of last meeting were read and approved. Mr. Crickmore moved, seconded by Mr. Murray, that Mr. Blake be Treasurer of the Society for the ensuing year.—Carried unanimously.

Ordered that the Chairman of the several standing Committees for last year and Mr. Moss be appointed a Committee to select and report names of members of Convocation for the various standing Committees for the ensuing year.

Mr. Crickmore, from the said Committee, reported the following lists, namely:—

*Legal Education.*—A. Leith, J. H. Ferguson, C. Moss, J. Hoskin, J. F. Smith, D. Guthrie, T. B. Pardee, J. MacKelcan, J. Crickmore.

*Library.*—J. Bethune, H. Cameron, J. Beaty, Dr. McMichael, J. H. Ferguson, C. Moss, S. H. Blake, J. Bell, A. Irving.

*Discipline.*—A. Leith, J. MacLennan, J. Beaty, J. K. Kerr, T. Robertson, H. C. R. Becher, E. Martin, Dr. McMichael, J. Hoskin.

*Finance.*—J. J. Foy, J. Crickmore, E. Martin, S. H. Blake, L. W. Smith, H. W. M. Murray, W. R. Meredith, A. S. Hardy, D. B. Read.

*Reporting.*—J. Bethune, B. M. Britton, H. Cameron, F. MacKelcan, D. McCarthy, J. F. Smith, H. C. R. Becher, E. Martin, J. MacLennan.

*County Library Aid.*—A. Hudspeth, H. Cameron, H. C. R. Becher, W. R. Meredith, T. Robertson, B. M. Britton, A. S. Hardy, E. Martin, J. K. Kerr.

*Journals of Convocation.*—C. F. Fraser, J. J. Foy, J. MacLennan, T. B. Pardee, J. K. Kerr, J. Hoskin, C. Moss, D. McCarthy, B. M. Britton.

Ordered that the standing Committees do consist of the gentlemen named in the lists reported.

Mr. Murray moved, pursuant to notice, that the meetings and also the examinations in Trinity Term be abolished.

## LAW SOCIETY.

Ordered that the whole questions raised by Mr. Murray's and Mr. Smith's notices be referred to the Legal Education Committee to report at the next meeting of Convocation.

Mr. Murray moved, pursuant to notice, and it was ordered, that a committee composed of Messrs. Leith, Murray, Read, and Irving, be appointed to confer with members of the Bar as to the propriety of extending an invitation to Chief Justice Coleridge on the occasion of his visit to America, and, if thought advisable, to call a meeting of the Bar for the consideration of the matter and for taking such action as may be thought proper.

Mr. Hector Cameron gave notice that he would at the next meeting of Convocation move that no higher or exceptional fee should be charged to persons to be called to the Bar under sub-sections 3, 4 and 5 of section 1 of chapter 139 of the Revised Statutes of Ontario than to those applying for call under sub-section 1 and 2.

The Report of the Legal Education Committee containing the returns of the working of the Law School was presented by Mr. Crickmore.

Mr. Murray gave notice that he would on Friday, the 1st day of June next, move that the Law School as it at present exists be continued for a further term.

Friday, June 1st, 1883.

Convocation met.

Present—The Treasurer, and Messrs. MacLennan, S. H. Blake, Moss, Ferguson, Crickmore, Hudspeth, Foy, Irving, Robertson, Leith, MacKelcan, Kerr, Britton, L. W. Smith, J. F. Smith, Murray, Read, Martin, Bethune, Guthrie and McCarthy.

Mr. Crickmore, from the Legal Education Committee, reported on the notices of motion as to Trinity Term referred to that Committee, as follows :

## REPORT AS TO TRINITY TERM.

To the Benchers of the Law Society in Convocation.

The Report of the Legal Education Committee upon the reference to them by Convocation of Trinity Term, beg to report as follows :—

1. That having regard to the interests of the Students and their course of study and the intermediate examination as well of the students as the articulated clerks, it is expedient that there be as little change as possible in the times of the commencement of the present terms of the Society.

2. That as many of the Benchers have expressed a desire that they should not be required to meet in Convocation during the long vacation in the Courts, which is now extended to the first of September, your Committee have considered that a change of the commencement of Trinity Term from the first Monday after the twenty-first of August to the first Monday in September

may be made without causing any inconvenience in the course of study and examinations of the students.

3. Or, Trinity Term may be made to commence on the second Monday in September, and the length of the term shortened to that week.

4. That the usual examinations before Term may, without inconvenience, take place at the same relative times before Term as at present.

Signed, JOHN CRICKMORE.

The Report was read and received, and ordered for immediate consideration.

Mr. Crickmore moved that the meeting of Convocation for Trinity Term do hereafter begin on the first Monday in September, and that the several examinations for that Term be fixed with reference to that day as the first day of the Term. Ordered accordingly.

Mr. Crickmore, from the Committee on Legal Education, reported on the subject of the applications for examinerships.

Mr. Delamere was elected Examiner on Commercial and Common Law. Mr. Armour was elected Examiner on Real Property. Mr. Marsh was elected Examiner on Equity. Mr. Reeve was elected Examiner on Criminal Law, the Law of Torts, and Maritime Law.

Mr. Murray moved, pursuant to notice, that the Law School be continued for the further term of two years.

Mr. MacKelcan moved in amendment to substitute the words "one year" for "two years." Amendment carried.

The main motion as amended was carried as follows :—

Ordered that the Law School be continued for a further Term of one year.

Mr. MacLennan moved the adoption of the Report of the Committee on Reporting, recommending that the subscription to the Supreme Court Reports be continued for another volume and that twelve hundred copies be ordered, at one dollar and fifty cents per copy.

Mr. Robertson seconded the motion, which was carried.

Saturday 9th June, 1883.

Convocation met.

Present—Messrs. Crickmore, Irving, Meredith, MacKelcan, Bethune, J. F. Smith, Moss, Read, S. H. Blake, Murray and H. Cameron.

In the absence of the Treasurer, Mr. MacLennan was appointed Chairman.

Mr. Murray moved second and third reading of the rule relating to the Law School.

The rule was read a second and third time and passed as follows :—

## RULE FOR THE CONTINUATION OF THE LAW SCHOOL.

1. The Law School is hereby continued until the last day of Easter Term, 1884, subject to the rules passed by this Society on the establishment of said School in Michaelmas Term, 1881, as hereby amended.

## LAW SOCIETY.

2. Rule No. 9 respecting the Law School is hereby repealed, and the following substituted therefor :

The Lecturer for the time being who has held the position for the longest period, shall be the chairman of the Law School.

Mr. Smith moved the following rule in accordance with the report of the Legal Education Committee on the subject of Terms, namely :

## RULE AS TO TERMS.

Rule 3 shall be repealed, and the following rule substituted therefor :

3. The Terms of the Society shall be the same as provided for by sect. 11 of the Superior Courts of Law Act, except that Trinity Term shall begin on the first Monday in September, and shall end on the Saturday of the following week.

The rule was read a first, second and third time and passed.

Mr. Cameron moved, pursuant to notice, seconded by Mr. Crickmore, that no higher or exceptional fee should be charged to persons to be called to the Bar under sub-sections 3, 4 or 5 of section 1 of chap. 139 of the Revised Statutes of Ontario, than to those applying for Call under sub-sections 1 and 2.

Mr. Moss moved in amendment, seconded by Mr. Blake, that the subject of the motion generally be referred to a special committee of Messrs. MacKelcan, Crickmore, Bethune, J. F. Smith, Maclellan, and H. Cameron. Carried.

It was moved by Mr. Crickmore, seconded by Mr. Meredith, and ordered, that a book be procured in which shall be entered all rules of Convocation as the same shall be passed or altered, and those which have already been passed since consolidation, and that it be referred to the Committee on Journals of Convocation and Printing, to carry into effect this resolution.

Convocation adjourned.

# LAW SOCIETY.

TRINITY TERM—47 VICT., 1883.

The following is the *resumé* of the proceedings of the Benchers during Trinity Term, published by authority:—

During this term the following gentlemen were called to the Bar, namely—Messrs. Hugh Archibald McLean, William Jno. Martin, Harry Thorpe Canniff, Henry Carleton Monck, David Haskett Tennent, Robert Peel Echlin, Charles Henderson, Alexander John Snow, Robert Taylor, Frank Howard King, William Armstrong Stratton, Robert Kinross Cowan, Thos. Parker, Daniel K. Cunningham, David Mills.

The following gentlemen received Certificates of Fitness, namely—Messrs. H. A. McLean, D. M. Fraser, A. J. Reid, A. S. Clarke, W. J. Porte, R. H. Holmes, E. J. Hearn, J. P. Fisher, H. C. Monk, J. N. Marshall, W. L. Haight, M. McFadden, T. Parker, R. Patterson, W. J. Martin, G. W. Ross, G. Morehead, W. A. Stratton, H. T. Canniff, J. A. McCarthy, J. A. Mulligan, R. P. Echlin, P. J. King, T. Chapple, C. W. Phillips.

The following gentlemen passed the First Intermediate Examination, namely—W. S. Brewster, (Honours and First Scholarship), P. D. Cunningham, (Honours and Second Scholarship), E. C. Higgins, J. G. Godfrey, T. H. Hill, C. T. Glass, W. Creelman, H. T. Shibley, W. Douglas, J. Campbell, F. R. Latchford, A. A. Fisher, G. F. Bell, J. M. Rogers, A. W. Marquis, D. McArthur, A. McMurchy, A. McKechnie, E. F. Gunther, G. H. C. Brooke, F. W. G. Thomas, A. D. Hardy, R. A. Pringle, J. W. White, W. A. D. Lees, E. M. Yarwood, R. G. Code, A. W. Chisholm, E. C. Emery, A. W. A. Findlay, G. S. Macdonald, O. L. Spencer, A. C. Steele.

The following gentlemen passed the Second Intermediate, namely—R. Smith (Honours and First Scholarship), L. H. Patten, W. H. Matheson, J. Macpherson, F. G. Lily, D. Macdonald, J. W. St. John, G. H. Jarvis, J. Tytler, M. Wilkins, Jr., E. Weld, T. Johnson, J. W. Berryman, H. Cowan, J. B. Jackson, H. H. Bolton, J. Heighington, J. W. Duncan, I. J. Blair, P. S. Campbell, E. W. M. Flock, J. A. Forin, S. O'Brien.

The following gentlemen were admitted into the Society as Students-at-Law, namely:—

GRADUATES—John Murray Clarke, Robert Urquhart Macpherson, George Somerville Wilgress, George Henry Kilmer, Robert Charles Donald, Arthur Freeman Lobb, John Joseph Walsh, Francis Edmund O'Flynn, John Hampden Burnham, William Smith Ormiston, Lyman Lee, John Samuel Campbell, Alfred David Creasor, Henry Smith Osler, Charles Perley Smith, Herbert Hartley Dewart, Duncan Ontario Cameron, Wellington Bartley Willoughby, Alexander Lillie Smith, William Chambers, Edward Cornelius Stanbury Huycke, William Hope Dean, Allan McNabb Denovan, Alexander Frasei, William Ernest Thompson, Alfred Buell Cameron.

MATRICULANTS — Alexander James Boyd, John William Mealy, Robert Sullivan Moss, Arnold Morphy, Thomas R. Ferguson, Robert James McLaughlin, William Henry Campbell, Malcolm Wright.

JUNIORS—Wentworth Green, Frank Sangster, Daniel Frederick McMartin, Frank Reid, Jonathan Porter, William Woodburn Osborne, George Frederick Bradfield, Charles Downing Fripp, Robert Franklyn Lyle, William Charles

## LAW SOCIETY.

Fitzgerald, William Edward Fitzgerald, John Wesly Blair, Alexander Duncan Dickson, William George Munro, Edward Henderson Ridley, Alexander Purdom, George Chesly Hart, William Henry Lake, Robert Ruddy.

Monday, September 3rd, 1883.

Present—The Treasurer, and Messrs. Crickmore, Leith, Becher, Moss, Kerr, MacLennan, Robertson, Cameron, Beaty, Bethune, Reid, J. F. Smith, Irving.

Mr. Kerr, from the Committee of the Journals of Convocation, reported that the Committee had prepared a book containing the rules as directed by the resolution of Convocation, with an Index, and the book was laid on the table.

Mr. Read reported that, as Chairman of the Finance Committee, he authorised the use of the Examination Hall by the Congress of Short-hand Writers, and laid their letter of thanks on the table.

Tuesday, Sept. 4th, 1883.

Present—The Treasurer, and Messrs. Becher, Irving, Mackelcan, Bethune, MacLennan, Leith, Crickmore, Cameron, Bell, Murray, Pardee. Read Kerr, J. F. Smith, and McCarthy

Mr. Irving presented the Report of the Library Committee, as to the Supplementary Catalogue.

Saturday, Sept. 8th, 1883.

Present—The Treasurer, and Messrs. Crickmore, MacLennan, Cameron, Read, Irving, Moss, Hardy, McCarthy, Foy, Kerr, and Bethune.

Mr. MacLennan, from the Committee on Reporting, presented their reports as follows :—

## REPORT.

To the Benchers of the Law Society of Upper Canada.

The Committee on Reporting beg leave to report as follows :—

All the work of Reporting continues to be in a satisfactory state but the Chancery Reports and the Appeal Reports.

The cases decided in the Queen's Bench and Common Pleas Divisions are all brought down to the present time, but the Committee regrets to find that in the Chancery Division there are large arrears and that the same is the case with the Court of Appeal.

There are between thirty and forty old Chancery Cases in Mr. Grant's hands, which have

been in print for a long time, and which are not yet issued, and which should complete Volume 29 of Grant's Reports.

Mr. Lefroy has done an extraordinary amount of work since his illness, but there are still 88 cases unreported, of which about 60 are in print and in various stages of progress. It has now become a question whether one person can do the reporting for this Division efficiently, and whether the Reporters of the other Divisions should not render assistance, or whether there should not be two Reporters on the Chancery Division.

The Appeal Cases unreported number forty, of which twelve were decided in the beginning of February, four in the beginning of March, ten in the end of March, and thirteen in the end of June, none of these cases have yet been delivered to the printer, nor was any note of thirteen of them delivered to the LAW JOURNAL.

The Practice Reports appear to be fairly up, thirty cases have been issued since last Term, and there are fifty-three cases now in print.

The Triennial Digest is said to be ready for the press, and is only kept back in order to include, if possible, the 29th Volume of Grant's Reports, which is not yet issued. All which is respectfully submitted.

(Signed) JAMES MACLENNAN,  
*Chairman.*

Ordered that it be referred back to the Reporting Committee to confer with the Editor-in-chief and Mr. Grant as to the backward state of 29 Grant, and of the Appeal Reports, to obtain any explanations or suggestions these gentlemen may have to offer, and to consider and report to Convocation what remedy should be applied.

Ordered that the further consideration of the report be adjourned to the next meeting of the Convocation.

Convocation adjourned.

(Signed) EDWARD BLAKE.

Sept. 14th, 1883.

Present—The Treasurer, and Messrs. Crickmore, Becher, Moss, MacLennan, Hardy, McCarthy, Foy, Irving, Murray. Britton, J. F. Smith, Mackelcan, Read.

Mr. MacLennan from the Committee on Reporting, reports as follows :—

1. They have conferred with Mr. Robinson and Mr. Grant, with reference to the incomplete

## LAW SOCIETY.

volume of Grant's Reports, and the backward state of the Appeal Reports. and they recommend that Mr. Grant be required to prepare notes of the unreported Chancery Cases, to be inserted in the Digest, without waiting for the publication of the volume, that such notes be all prepared and delivered to the Editor, and to the LAW JOURNAL, on or before the 1st day of October, and that volume 29 be completed within two months from this date.

2. The Committee report that no satisfactory reason has been given for the backward state of the Appeal Reports, and Mr. Grant thinks the forty cases now unreported cannot be issued before January next.

The Committee propose to meet at an early date to resume the consideration of the subject

and to report fully at the next meeting of the Convocation. All which is respectfully submitted.

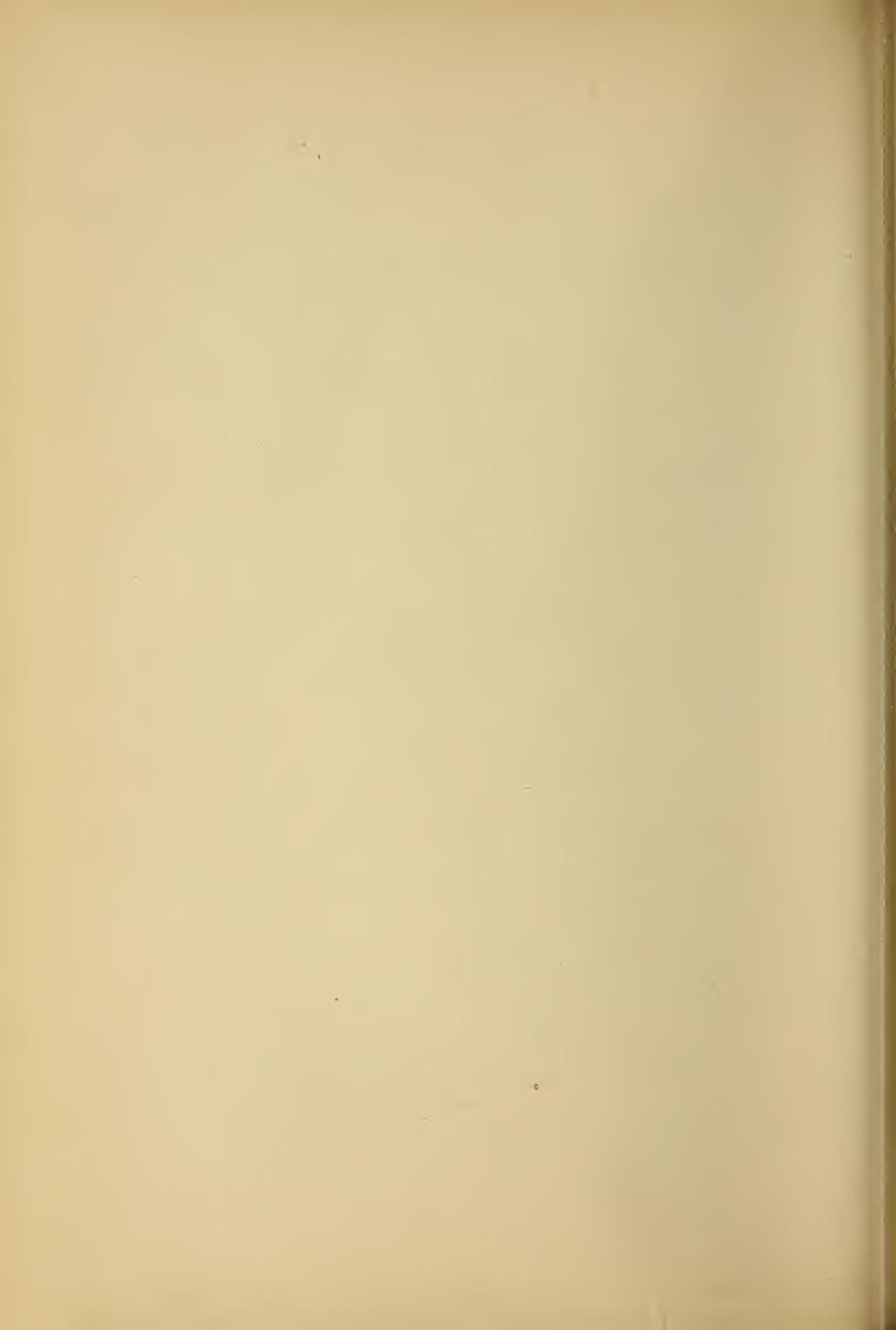
(Signed) JAMES MACLENNAN,  
*Chairman.*

The Report of the Reporting Committee, presented on Saturday last, and ordered to be further considered, was taken up.

Ordered that the paragraph respecting the Chancery Reports be referred back to the Reporting Committee, with instructions to consider and report what remedy should be applied to meet the difficulty stated.

Convocation adjourned.

---



# LAW SOCIETY.

MICHAELMAS TERM, 47 VICT., 1883.

THE following is the *resumé* of the proceedings of the Benchers during Michaelmas Term, published by authority:—

During this term the following gentlemen were called to the Bar, namely:—Messrs. George Kappelé, gold medalist, with honours; C. A. Masten, R. A. Porteous, Jas. A. Mulligan, John Soper McKay, W. J. Taylor, Thomas Chapple, Chas. Macdonald, R. A. Coleman, F. J. Dunbar, C. G. Jarvis, F. E. Titus, A. J. Reid, A. Mackenzie, W. H. Barry, E. Bell, W. J. Wallace, J. J. A. Weir, Jas. Garbutt.

The following gentlemen received certificates of fitness, namely:—Messrs. George Kappelé, T. T. Porteous, A. E. Barber, W. J. Taylor, J. D. Gausby, W. B. Dixon, C. H. Cline, Wm. Cook, Charles Henderson, F. J. Dunbar, J. W. Hanna, D. C. Murchison, R. A. Coleman, Jas. Garbutt, W. H. McLean, J. P. Telford, J. G. Jones, W. J. Wallace, E. Bell, J. M. Kilbourne, Hugh McMillan, J. Stuart, F. S. Wallbridge, H. C. Hamilton, Chas. McDonald, C. H. Ivey.

The following gentlemen passed the first intermediate examination, namely: E. W. H. Blake, honours and first scholarship; A. E. O'Meara, honours and second scholarship; O. K. Fraser, honours and third Scholarship; W. E. Raney, A. M. Taylor, R. S. Hays, E. A. Holman, W. S. Ormiston, T. McIntosh, W. H. Sibley, H. Wissler, J. Nason, A. C. Morris, W. J. Tremear, J. C. Judd, F. M. Gray, G. G. S. Lindsey, T. Urquhart, R. Vanstone, J. P. Eastwood, J. Carson, E. R. C. Martin, O. L. Lewis, R. G. Fisher, M. J. McCarron, R. B. Beaumont, A. D. McLaren, Thos. Hobson, Andrew Grant, J. H. Bobier, H. J. Dawson, W. J. McWhinney, H. W. Bucke, A. S. Campbell, N. J. Clark, J. Craine, W. G. Fisher, S. T. Hamilton, F. Hornsby, J. J. Smith, F. Stone.

The following gentlemen passed the second intermediate, namely:—A. Caruthers, honours and first scholarship; A. E. Kennedy, honours and second scholarship; A. S. Lown, A. M. Dymond, G. Wall, J. A. Valin, A. A. Mahaffy, W. E. Middleton, A. B. McBride, J. D. S. C. Robertson, John Douglas, F. R. Powell, D. S. Kendall, T. C. Milligan, P. H. Simpson, D. W. Saunders, T. P. Bunting, W. D. Jones, J. E. Moberly, E. McKeough, Alex. Skinner, F. W. Thistlewaite.

The following gentlemen were admitted into the Society as students-at-law, namely:—*Graduates*: T. F. Lyall, W. G. H. McAllister, C. J. McCabe, J. S. Skinner, W. S. Harrington, F. W. Raines. *Matriculants*: D. R. Anderson, E. P. McNeil, C. Elliott, J. B. Lucas, W. F. Bannerman, F. B. Featherstonhaugh, D. S. Wallbridge, F. C. Jarvis, Ira Standish, W. P. McMahan.

*Juniors*:—A. Bridgman, H. C. Rose, Colin McIntosh, W. A. Thrasher, D. A. Dunlop, T. B. Denton, M. Routhier, W. S. Livingston, J. A. Chisholm, Paul Jarvis, M. H. Simpson, Thos. Scullard, J. Harper.

Monday, November 19th.

Present :

The Treasurer, and Messrs. Bethune, Ferguson, Murray, Foy, Maclennan, Moss, Crickmore, Robertson, Mackelcan, J. F. Smith, Martin.

The report of the Finance Committee on the subject of the supply of heat, water, and light to Osgoode Hall was presented and read, and ordered to be considered on 20th November.

Tuesday, November 20th.

Present :

The Treasurer, and Messrs. Maclennan, Murray, Robertson, Martin, Hudspeth, Read, Bethune, L. W. Smith, Crickmore, Moss, J. F. Smith, Mackelcan, Ferguson, Hoskin.

The Report of the Finance Committee on the subject of heating, lighting, etc., Osgoode Hall, which was presented on the 19th, was considered and unanimously adopted.

The Finance Committee were directed to negotiate with the Government on the subject.

Mr. Maclennan presented the report of the Reporting Committee, as follows :

The Committee on Reporting beg leave to report as follows :—

1. The Committee have had under their consideration the subject of the decisions in the Chancery Division of the High Court, and they are of the opinion that it is impossible to overtake the efficient reporting of those decisions with the present staff.

2. The Committee have also, after full discussion and careful consideration, in which they were assisted by the editor, agreed to recommend, as the best means of meeting the difficulty, the immediate appointment of another reporter to the High Court, at a salary of twelve hundred dollars a year.

3. In the meantime, in order to expedite the issue of the Chancery cases in arrear, the Committee took the responsibility of authorizing the editor to provide assistance to Mr. Lefroy until permanent arrangements could be made.

All which is respectfully submitted,

(Signed)

JAMES MACLENNAN.

November 20th, 1883.

The report was adopted.

Mr. Maclennan introduced the following rule, based on the report, namely,

That section 3 of rule 109 be amended by substituting the word "four" for the word "three" in the first line thereof.

The rule was read a first time, and was ordered to be read a second time on Saturday, 24th November.

Mr. Martin gave the following notice for next meeting—namely, That the questions put by the examiners at the intermediate and final examinations be published.

Saturday, Nov. 24th, 1883.

Present :

Messrs. Crickmore, Martin, Murray, Ferguson, Foy, Bethune, Maclennan, J. F. Smith, McCarthy, Moss, Read.

Mr. Maclennan was elected Chairman in the absence of the Treasurer.

Mr. W. H. Steele's petition was referred to Finance Committee.

Mr. Lee's letter was read—no action taken.

The letter of Mr. Tully, referring to the use of water by the contractors, was referred to Finance Committee.

The rule to amend rule 109, respecting the reporters, introduced by Mr. Maclellan, was read a second and third time, and was adopted.

Mr. Martin's motion for the publication of the questions put by the examiners was referred to Legal Education Committee, with power to act.

Friday, November 30th.

Present :

The Treasurer and Messrs. Mackelcan, S. H. Blake, Murray, McMichael, Britton, Maclellan, J. F. Smith, and Crickmore.

A letter from Mr. W. A. Taylor, the Secretary of the Manitoba Law Society, respecting the supply of Ontario reports to the Manitoba Bar, was read and referred to the Committee on Reporting for consideration and report.

Saturday, December 8th.

Present :

The Treasurer, and Messrs. Crickmore, Guthrie, Foy, Ferguson, Hoskin, Murray, Beaty, L. W. Smith, Mackelcan, Read, J. F. Smith, Maclellan, Bethune, Moss, McMichael.

The petitions of Messrs Livingston and Vance were granted, the Legal Education Committee having reported favourably upon them.

Mr. Maclellan presented the second report of the Committee on Reporting, as follows :

8th December, 1883.

The Committee on Reporting beg leave to report as follows :

1. Seventeen applications for the new reportership have been received from qualified persons, and their names are submitted.

2. Since last Term Mr. Grant has issued the last number of volume 29 of Grant's Reports, which is now practically complete, with the exception of the index. He has also issued a number of volume 8 of the Appeal Reports. He is still, however, very largely in arrear with the Appeal Reports, but says that 500 pages are nearly ready to issue. The Committee recommend that no adverse action be taken at present with reference to the backward state of these reports.

3. The Chancery Division Reports are in a very forward state, but an unavoidable delay has occurred in the issue of a large number of cases at the last moment.

4. The work in the other Courts is in a satisfactory state, with the exception of the index to volume 2 of the Ontario Reports and 32 Common Pleas.

5. The digest is in a forward state. It will comprise the following volumes complete :—29 Grant, 32 Common Pleas, 46 Queen's Bench, 3 Ontario Reports, and 9 Practice Reports ; and it is confidently expected that it will be in the hands of the profession by the first day of May next.

6. The Committee have had a number of interviews with the editor, who has made several suggestions as to modification of the rules relating to reporting, which your Committee think well worthy of careful consideration.

All which is respectfully submitted.

(Signed)

JAMES MACLELLAN,

*Chairman.*

The report was ordered for consideration paragraph by paragraph.

The first paragraph was adopted. At this stage of the proceedings Mr. Boomer was elected a joint-reporter of the High Court of Justice.

The second paragraph of the report was adopted.

The third, fourth, fifth and sixth paragraphs were adopted.

Mr. Maclennan, from the Reporting Committee, presented their report on the letter of Mr. Taylor, the Secretary of the Manitoba Law Society, in the matter of the supplying of Ontario Reports to that Society.

The report was ordered to be considered at the next meeting of Convocation.

On the motion of Mr. Murray it was ordered that the Finance Committee be instructed to order for the Convocation room and dining-room such furniture as may be deemed necessary.

Mr. Poole's petition was refused.

The petitions of Messrs. S. W. Burns and R. W. Witherspoon were refused.

Wednesday, Dec. 26th.

Present:

The Treasurer, and Messrs. Crickmore, Murray, J. F. Smith, Foy, Irving, Maclennan, Guthrie, Hoskin, Cameron, Moss, McMichael.

The report of the Finance Committee on the petition of W. H. Steele was adopted.

The report of the Reporting Committee on the letter of the Secretary of the Manitoba Law Society, appointed to be considered to-day, was read as follows:—

The Committee on reporting beg leave to report as follows:

They have had under consideration an inquiry from the Law Society of Manitoba whether arrangements could be made by which the Ontario Reports could be supplied to the members of that Society; and they find that the number which will be required is about one hundred.

Your Committee recommend that the reports be supplied to the members of the Manitoba Law Society at the price of \$17.50 a year in advance, provided that not less than eighty sets be taken, the sets to comprise the Appeal Reports, the Ontario Reports, and the Practice Reports, reserving to Convocation the right to alter the price at the end of any year.

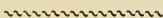
All which is respectfully submitted.

On the motion of Mr. Cameron it was ordered,

That the thanks of the Convocation be given to the Rev. Dr. Barclay, for his gift to the Society of a copy of his sermon, preached on the occasion of the death of Chief Justice McLean.

Convocation adjourned.

# Law Society, Hilary Term, 1884.



The following is the *resumé* of the proceedings of the Benchers during Hilary Term, published by authority:—

During this term the following gentlemen were called to the Bar, namely: J. Bicknell, Jr., Gold Medallist, with honours, and G. W. Marsh, D. C. Ross, J. Y. Cruikshank, E. J. Hearn, W. C. Livingstone, R. W. Witherspoon, G. F. Cairns, F. S. Wallbridge, M. McFadden, F. A. Munton, D. Urquhart, E. G. Porter, J. Burlett, A. M. Grier, E. Champion, and J. J. MacLaren. These names are arranged in the order in which the candidates were called, and not in their order of merit.

The following gentlemen received certificates of fitness, namely: D. C. Ross, V. G. Thurston, G. H. Anderson, C. A. Masten, A. C. Muir, J. Y. Cruikshank, E. Sweet, G. F. Cairns, E. Guss Porter, J. W. Russell, J. Burdett, W. C. Livingstone, G. Smith, C. G. Jarvis, A. M. Grier, V. J. Wright, T. M. Best, J. Strange, A. C. Beasley, F. W. Garvin, W. A. Werrett, I. S. McCraney. These names are arranged in the order of merit.

The following gentlemen passed the first Intermediate Examination, namely: L. Bristol, 1st scholarship, with honours; L. E. Swartout, 2nd scholarship, with honours; G. H. Kilmer, 3rd scholarship with honours; R. H. J. Pennefather, G. V. C. Campbell, A. M. Lafferty, H. Macbeth, L. H. Baldwin, W. E. Tisdale, A. Rodds, D. H. Cole, R. Sharpe, Eli Hodons, Walter Hunter, W. S. Herrington, Wm. Morris, J. A. McLean, G. McPhillips, J. A. McTavish, R. T. Sutherland, T. F. Johnson, G. W. Burton, S. C. Mewburn.

The following gentlemen passed the second Intermediate Examination, namely: A. C. Macdonell, 1st scholarship, with honours; W. E. S. Knowles, 2nd scholarship, with honours; J. F. Williamson, C. F. Arewell, J. Thacker, A. K. Goodman, J. E. Nelles, D. Alexander, G. E. Evans, J. E. Kidd, C. R. Atkinson, H. Brock, James Miller, L. M. Hayes, G. E. Martin, J. McKellar, D. Fasken, J. E. O'Meara,

F. Lawrence, John Geale, J. McNamara, T. H. Stoddart, A. B. Shaw.

The following gentlemen were admitted into the Law Society as students-at-law, namely:

## *Matriculants of Universities.*

J. F. Gregory, W. E. Kelley, W. W. Dingman, J. H. Hegler.

## *Junior Class.*

M. H. Ludwig, F. Smoke, J. B. McColl, R. W. G. Dalton, J. J. McPhillips, F. Rohleder, P. K. Halpin, J. W. Coe.

MONDAY, 4TH FEB., 1884.

Present—Messrs. Hoskin, Murray, MacKelcan, J. F. Smith, Foy, Irving, Hon. C. F. Fraser, Moss, Cameron, McMichael, Britton. Mr. Irving in the chair.

Mr. Murray, on behalf of the Finance Committee, presented the following report of the Committee, together with the estimate for the current year and the balance sheet for 1883, referred to in it.

The Finance Committee beg leave to report as follows:—

1. The Committee beg to call the attention of Convocation to the very close approach to a balance of the income and expenditure. It is true that the whole amount of the charge of the Triennial Digest comes against the income of the year, while two thirds, if not the whole, of that amount, is properly a charge on the revenue of previous years.

But the Committee are of the opinion that the balance, considering the fluctuating character of the receipts and the possible expenditure connected with the fuel, light and water arrangements for the future, is too small.

2. The cost of the reports has been greatly increased.

Convocation has established a Digest, the yearly charge for which is estimated at from \$800 to \$900. It has appointed an additional reporter at a salary of \$1,200—it is probable that this appointment will result in another volume of reports at a cost of \$1,710, and the printing of the reports of the election cases will add to the charge for reports, so that in round figures, an increase of about \$4,000 a year has been made on this head.

The Committee beg to renew the suggestion made some time ago that the reports of the Supreme Court should be discontinued, as these reports are

those least valuable to the average practitioner, and their discontinuance will effect a saving of nearly \$1,800 a year to set against the above increases.

It appears to the Committee that, in the face of such discontinuance, Convocation should subscribe for, say, eight copies for Osgoode Hall, and one copy for each county library, but should not pay for any officials.

It must be remembered that the cost will be greatly inanced by the diminished subscription, and to pay for the copies for the judges would probably involve an expense of nearly \$800 a year.

It is probable that conjoint action on the part of those members of the bench and bar who desire these reports, would result in their being obtained at a more moderate rate, and the reporters of the Law Society could be directed to publish abstracts of the important decisions of the Ontario Appeals to the Supreme Court and Privy Council.

It also appears to the Committee that the notes of cases if supplied to whichever of the two legal periodicals which would undertake to publish them promptly, or to both, if both would so undertake, might be published free of expense. They are of value to the journals. The expense last year was \$490, and the Committee think that an effort should be made to save it.

3. The treasurer and the chairman of the Committee have been in communication with the Attorney-General, and it is believed that the wishes of Convocation, as to the termination of the present arrangement for supplying fuel, light and water to the Government part of Osgoode Hall will be accomplished.

The present estimates are made on this basis. The extravagant charge for water supplied to the east wing during the last quarter has led the Committee to consider the advisability of obtaining an independent supply if no adequate redress can be obtained.

(Signed) D. B. READ,  
Chairman.

ESTIMATES OF RECEIPTS AND EXPENDITURE  
FOR 1884.

Receipts.

|  |             |
|--|-------------|
| Certificate and Term Fees..                          | \$17,300 00 |
| Notice Fees .....                                    | 625 00      |
| Attorney Examination Fees                            | 5,500 00    |
| Students' Admission Fees...                          | 6,750 00    |
| Call Fees.....                                       | 8,500 00    |
| Interest and Dividends....                           | 2,500 00    |
| Government payment for heating, lighting and water   | 2,000 00    |
| Sundries:  |             |
| Commission and Fees on Telegraph and Telephone ..... | 275 00      |
| Reports sold including digest.....                   | 950 00      |
| Fees on Petitions Diplomas and Certificates....      | 150 00      |
|  | <hr/>       |
|  | \$44,550 00 |

Expenditure.

|                            |            |
|----------------------------|------------|
| Reporting:                 |            |
| Salaries .....             | \$8,600 00 |
| Postage .....              | 105 00     |
| Printing.....              | 7,850 00   |
| Supreme Court Reports..    | 1,800 00   |
| Notes, Law Journal.....    | 90 00      |
| Appropriation for Digest.. | 1,000 00   |
| Printing Digest.....       | 1,400 00   |
| Postage on Digest.....     | 100 00     |
| Insurance on Reports....   | 100 00     |
|                            | <hr/>      |
|                            | 21,045 00  |

Examinations:

|                                   |            |
|-----------------------------------|------------|
| Salaries .....                    | \$3,200 00 |
| Scholarships.....                 | 1,600 00   |
| Printing and Stationery..         | 250 00     |
| Medals .....                      | 120 00     |
| Law School Prizes.....            | 50 00      |
| Examiners for Matriculation ..... | 300 00     |
| Law Journal account....           | 100 00     |
|                                   | <hr/>      |
|                                   | 5,620 00   |

Library:

|                                 |          |
|---------------------------------|----------|
| Books, Binding and Repairs..... | 2,800 00 |
|---------------------------------|----------|

General Expenses:

|  |          |
|--|----------|
| Secretary, Sub-Treasurer and Librarian ..... | 2,000 00 |
| Assistants.....                              | 1,200 00 |
| Housekeeper .....                            | 360 00   |
|  | <hr/>    |
|  | 3,560 00 |

Lighting, Heating, Water and Insurance:

|   |          |
|---|----------|
| Engineer and Assistant (5 months) ..... | \$425 00 |
| Gas .....                               | 630 00   |
| Water .....                             | 843 00   |
| Weighing Coal.....                      | 5 00     |
| Fuel .....                              | 853 00   |
| Repairs to Apparatus....                | 300 00   |
| Carting Coal and cutting Wood .....     | 75 00    |
|   | <hr/>    |
|   | 3,131 00 |

Grounds:

|   |          |
|---|----------|
| Furnace Man, Gardener and Assistant ..... | \$500 00 |
| Tools .....                               | 5 00     |
| Cartage .....                             | 60 00    |
| Water for Lawn .....                      | 34 00    |
| Snow Clearing .....                       | 40 00    |
|   | <hr/>    |
|   | 639 00   |

Sundries:

|                          |         |
|--------------------------|---------|
| Gas for Cook Stove.....  | \$50 00 |
| Auditor.....             | 100 00  |
| Postage .....            | 30 00   |
| Telephone Rent.....      | 100 00  |
| Clocks .....             | 10 00   |
| Ice .....                | 15 00   |
| Term Lunches.....        | 400 00  |
| Cleaning Windows.....    | 34 00   |
| Guarantee Co.....        | 20 00   |
| Dusting Books.....       | 18 00   |
| P. O. Box .....          | 6 00    |
| Telephone Operator ..... | 432 00  |
| Telephone boy .....      | 96 00   |

|                                  |          |          |
|----------------------------------|----------|----------|
| Telephone Messages .....         | 8 00     |          |
| Resumé .....                     | 40 00    |          |
| Repairs to Furniture .....       | 50 00    |          |
| New Furniture.....               | 300 00   |          |
| Repairs to Walks in grounds..... | 300 00   |          |
| Law Costs .....                  | 1,000 00 |          |
| Removing Matting .....           | 40 00    |          |
| Unforeseen Expenses.....         | 200 00   |          |
| Stationery.....                  | 240 00   |          |
|                                  | <hr/>    |          |
|                                  |          | 3,489 00 |

Extraordinary Expenditure:

|                             |        |
|-----------------------------|--------|
| Furnace for East Wing ..... | 400 00 |
|-----------------------------|--------|

County Library Aid:

|                    |          |             |
|--------------------|----------|-------------|
| Brant .....        | \$178 00 |             |
| Ontario .....      | 276 00   |             |
| Hamilton .....     | 288 00   |             |
| Middlesex .....    | 240 00   |             |
| Bruce .....        | 206 00   |             |
| Frontenac .....    | 204 00   |             |
| Peterborough ..... | 224 00   |             |
|                    | <hr/>    |             |
|                    |          | 1,616 00    |
|                    |          | <hr/>       |
|                    |          | \$42,300 00 |
|                    |          | <hr/> <hr/> |

ABSTRACT OF BALANCE SHEET FOR 1883.

Receipts.

|  |             |             |
|--|-------------|-------------|
| Certificates and Term Fees..                                   | \$17,040 00 |             |
| Less Returned Fees.....  | 98 75       |             |
|  | <hr/>       | 16,941 25   |
| Notice Fees .....  | 657 00      |             |
| Attorneys' Examination Fees                                    | 8,139 00    |             |
| Less returned Fees.....  | 1,755 00    |             |
|  | <hr/>       | 6,384 00    |
| Students' Admission Fees...                                    | 7,270 00    |             |
| Less Returned Fees.....  | 360 00      |             |
|  | <hr/>       | 6,910 00    |
| Call Fees.....   | \$12,070 00 |             |
| Less Returned Fees.....  | 3,130 00    |             |
|  | <hr/>       | 8,940 00    |
| Interest and Dividends.....                                    | 2,611 22    |             |
| Government Payment for Heating, Lighting and Water ..          | 4,250 00    |             |
| Amount received for Reports sold.....                          | 392 44      |             |
| Sundries:  |             |             |
| Telephone Commission and Fees on Telephone Messages.....       | 243 74      |             |
| Fees on Petitions, Diplomas and Certificates of Admission..... | 155 00      |             |
|  | <hr/>       | \$47,484 65 |
|  |             | <hr/> <hr/> |

Expenditure,

|                           |            |           |
|---------------------------|------------|-----------|
| Reporting:                |            |           |
| Salaries .....            | \$7,239 28 |           |
| Postage .....             | 103 00     |           |
| Printing .....            | 5,604 02   |           |
| Supreme Court Reports..   | 1,800 00   |           |
| Notes for Law Journal.... | 487 37     |           |
| Hodgins' Reports.....     | 3,260 00   |           |
|                           | <hr/>      | 18,493 86 |

Examinations:

|                                   |          |          |
|-----------------------------------|----------|----------|
| Salaries .....                    | 3,200 00 |          |
| Scholarships .....                | 1,380 00 |          |
| Printing and Stationery..         | 295 25   |          |
| Examiners for Matriculation ..... | 219 00   |          |
| Medals .....                      | 49 25    |          |
| Prizes in Law School ...          | 25 00    |          |
|                                   | <hr/>    | 5,169 50 |

Library:

|   |          |          |
|---|----------|----------|
| Books, Binding and Repairs.....             | 3,356 70 |          |
| General Expenses:                           |          |          |
| Secretary, Sub-Treasurer and Librarian..... | 2,000 00 |          |
| Assistants.....                             | 1,243 44 |          |
| Housekeeper .....                           | 360 00   |          |
|   | <hr/>    | 3,603 44 |

Lighting, Heating, Water and Insurance:

|                                    |          |          |
|------------------------------------|----------|----------|
| Engineer and Assistant..           | 680 00   |          |
| Gas.....                           | 823 01   |          |
| Water .....                        | 1,366 27 |          |
| Insurance.....                     | 90 00    |          |
| Weighing Coal .....                | 10 00    |          |
| Fuel.....                          | 3,078 58 |          |
| Repairs to Apparatus. ...          | 63 48    |          |
| Carting Coal and cutting Wood..... | 130 77   |          |
|                                    | <hr/>    | 6,242 11 |

Grounds:

|                          |        |        |
|--------------------------|--------|--------|
| Gardener and Assistant.. | 340 00 |        |
| Tools.....               | 33 35  |        |
| Cartage.....             | 10 25  |        |
| Labour.....              | 242 50 |        |
| Snow Clearing .....      | 62 13  |        |
| Trees.....               | 9 00   |        |
|                          | <hr/>  | 697 23 |

Sundries:

|                         |          |  |
|-------------------------|----------|--|
| Postage .....           | \$26 32  |  |
| Advertising .....       | 258 75   |  |
| Stationery.....         | 233 70   |  |
| Law Costs.....          | 1,233 57 |  |
| Repairs.....            | 472 65   |  |
| Furniture .....         | 130 25   |  |
| Term Lunches.....       | 737 82   |  |
| County Library Aid..... | 1,616 00 |  |
| Guarantee Co.....       | 20 00    |  |
| Oiling Portraits.....   | 27 50    |  |
| P. O. Box .....         | 6 00     |  |
| Hay & Co.....           | 5 20     |  |
| Telephone Operator..... | 432 00   |  |
| Messengers .....        | 147 81   |  |
| Labour .....            | 9 00     |  |

|                                 |        |                    |
|---------------------------------|--------|--------------------|
| Wilson (tinsmith) . . . . .     | 9 10   |                    |
| J. Daly, as Substitute....      | 280 00 |                    |
| Hicks . . . . .                 | 12 65  |                    |
| Staunton (screen) . . . . .     | 6 00   |                    |
| Bell Telephone Rent . . . . .   | 100 00 |                    |
| Sparrow (filterer).....         | 10 89  |                    |
| Ellis (clocks).....             | 18 00  |                    |
| Crockery . . . . .              | 100 55 |                    |
| C. L. Journal.....              | 40 00  |                    |
| Repairing Portrait . . . . .    | 30 00  |                    |
| S. E. Roberts (frame) . . . . . | 16 33  |                    |
| P. Read.....                    | 8 50   |                    |
| Dusting Books . . . . .         | 17 18  |                    |
| Oiling Floor . . . . .          | 16 25  |                    |
| Cutlery . . . . .               | 3 75   |                    |
| Resumé . . . . .                | 5 00   |                    |
| Auditor . . . . .               | 100 00 |                    |
| Petty Charges . . . . .         | 31 27  |                    |
|                                 |        | 6,162 04           |
| Balance.....                    |        | 3,750 77           |
|                                 |        | <u>\$47,484 65</u> |

Audited and found correct.  
16th January, 1884.

(Signed) HENRY WM. EDDIS,  
Auditor.

Ordered that the above report be considered on Saturday, 9th February.

The petition of Elgin Schoff and one hundred others, in reference to the conduct of the examinations, was referred to the Legal Education Committee.

Mr. David Haskett Tennant, who passed his examination in Trinity Term, 1883, was granted a certificate of fitness.

TUESDAY, 5TH FEB., 1884.

Present—Messrs. Foy, Hoskin, Kerr, Martin, Irving, Murray, Hardy, MacLennan.

Mr. Irving in the chair.

The report for 1883 of the Solicitor of the Society was received and read.

The report of the Library Committee was received and read.

A letter from Mr. Patteson, the Postmaster, proposing to place a collection letter box in Osgoode Hall, was read, and the secretary was directed to thank Mr. Patteson for the very convenient arrangement he proposed.

The secretary laid on the table the list of Benchers forming the standing committees, corrected to date, as follows:

*Legal Education.*—Alex. Leith, Esq., J. H. Ferguson, Esq., Chas. Moss, Esq., John Hoskin, Esq., James F. Smith, Esq., D. Guthrie, Esq., Hon. T. B. Pardee, F. MacKelcan, Esq., John Crickmore, Esq.

*Finance.*—J. J. Foy, Esq., John Crickmore, Esq., E. Martin, Esq., Hon. S. H. Blake, L. W. Smith, Esq., H. W. M. Murray, Esq., W. R. Meredith, Esq., Hon. A. S. Hardy, D. B. Read, Esq.

*Library.*—James Bethune, Esq., Hector Cameron, Esq., James Beaty, Esq., Dr. McMichael, J. H. Ferguson, Esq., Charles Moss, Esq., Hon. S. H. Blake, Æ. Irving, Esq., John Bell, Esq.

*Reporting.*—James Bethune, Esq., B. M. Britton, Esq., Hector Cameron, Esq., D. McCarthy, Esq., James F. Smith, Esq., E. Martin, Esq., James MacLennan, Esq., H. C. R. Becher, Esq., F. MacKelcan, Esq.

*Discipline.*—Alex. Leith, Esq., James MacLennan, Esq., James Beaty, Esq., J. K. Kerr, Esq., Thos. Robertson, Esq., E. Martin, Esq., Dr. McMichael, John Hoskin, Esq., H. C. R. Becher, Esq.

*County Library Aid.*—A. Hudspeth, Esq., Hector Cameron, Esq., W. R. Meredith, Esq., Thos. Robertson, Esq., B. M. Britton, Esq., Hon. A. S. Hardy, E. Martin, Esq., J. K. Kerr, Esq., H. C. R. Becher, Esq.

*Journals of Convocation.*—Hon. C. F. Fraser, J. J. Foy, Esq., James MacLennan, Esq., Hon. T. B. Pardee, J. K. Kerr, Esq., John Hoskin, Esq., Charles Moss, Esq., D. McCarthy, Esq., B. M. Britton, Esq.

SATURDAY, 9TH FEBRUARY, 1884.

Present—Messrs. Crickmore, Moss, MacLennan, Murray, Foy, Irving, Bell, Kerr, Hoskin, Robertson, MacKelcan and Martin.

In the absence of the treasurer, Mr. Bell was elected chairman.

The Legal Education Committee, by the chairman, Mr. Crickmore, reported on the case of Mr. W. E. S. Knowles recommending that he be awarded honours and the second scholarship of sixty dollars, and that he be allowed to present himself for certificate of fitness in the Michaelmas Term, 1884.

The report was read and received, ordered for immediate consideration, and adopted and ordered accordingly.

The Reporting Committee presented the following report, which was received and read.

The Committee on Reporting beg leave to report as follows:

1. The work of reporting is in a fairly satisfactory condition. There are still seventy cases in the Chancery Division unreported, in which judgment was given before the end of the year 1883, and twenty-five cases in which judgment has been given in the present year.

2. There are sixteen cases in the Court of Appeal unreported which should have been out months ago, but in other respects the Appeal reporting is now greatly improved.

3. The work in the other divisions is entirely satisfactory.

4. The Committee, after very careful consideration, recommend the discontinuance of the subscription to the Supreme Court reports on financial grounds. They advise the subscription for eight copies for the Osgoode Hall library and seven copies for the county libraries.

5. Your Committee also recommend on financial grounds, that only one thousand copies of the triennial Digest be printed, and that they be sold to the profession under the direction of the Reporting Committee at a cost not exceeding three dollars per copy.

6. Your Committee further recommend for the same reason to discontinue the contract with Mr. O'Brien for the publication of early notes after the expiration of the current quarter at the end of March. The Committee, however, recommend that the notes be furnished to Mr. O'Brien as heretofore in case he should desire to publish them free of charge to the Society.

7. Your Committee recommend that rule 114 be amended by providing for a quarterly instead of a monthly certificate by the editor.

All of which is respectfully submitted.

(Signed) JAMES MACLENNAN,  
Chairman.

February 9th, 1884.

Ordered that the report be considered clause by clause.

First five clauses were carried. The following amendment was moved to the sixth clause, namely:

That the further consideration of the sixth clause be postponed till next term and that in the meantime the Committee be instructed and authorized to see what, if any, arrangement can be made with Mr. O'Brien for the publication in the LAW JOURNAL of early notes of Supreme Court decisions.

The amendment was carried.

The adoption of clause seven was then moved and was lost.

The consideration of the report of the Finance Committee appointed for to-day was then proceeded with, clause by clause.

The first clause was adopted.

The second clause was adopted subject to the expression or action of Convoca-

tion on the report of the Reporting Committee, adopted this day.

The third clause was adopted.

Ordered that the post-office box be discontinued and that a distribution box be placed in the hall.

The report of the solicitor of the Society was referred to the Finance Committee.

The report of the County Libraries Aid Committee was received and adopted.

On the motion of Mr. Martin, seconded by Mr. Maclellan, it was ordered that the estimates for the year 1884 be received and approved.

FRIDAY, FEBRUARY 15TH, 1884.

Present—Messrs. Britton, Hudspeth, Murray, J. F. Smith, Crickmore, Irving, McMichael, Robertson, Fraser, Kerr, Maclellan, Foy, Meredith and Moss.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The Treasurer, the Hon. E. Blake, entered the room.

Mr. Crickmore, from the Legal Education Committee, reported on the petition of Elgin Schoff and others as to the further examination of candidates who have failed on some subject, recommending that the prayer of the petition be not granted. Adopted.

Mr. Crickmore reported from the Legal Education Committee as follows:

"The Committee beg leave to draw the attention of Convocation to the fact that notices had been given of application to the Ontario Legislature for two private Bills, to authorize the Supreme Court to admit John Robertson Miller and Delos R. Davies to practise as solicitors."

(Signed) JOHN CRICKMORE,  
Chairman.

The report was read and received, and ordered to be considered, and adopted.

Resolved unanimously that, in the opinion of Convocation, no special Acts should be passed authorizing calls to the Bar or admission to practise as a solicitor, but all calls and admissions should be authorized by Convocation, under the authority of the general law and under such general regulations as may be prescribed, and that the Legal Education Committee be appointed a committee to confer with the Attorney-General on the subject of this resolution.

The letters respecting a gentleman practising without authority were read, and ordered that they be referred to the Discipline Committee to make the usual enquiries and report.

Mr. Murray, pursuant to notice, moved as follows:

That the secretary be directed to place in the book case, for students, one copy of those books which are on the curriculum for the law examinations for degrees at the universities of Toronto and Trinity College, of which there are two or more copies in the library. The Library Com-

mittee to decide as to the books to be so placed and as to the length of time to be allowed for their perusal.

Ordered that the motion be referred to the Library Committee for consideration and report.

Mr. Hudspeth gave notice of a motion, for the first Tuesday of next Term with reference to Term Lunches.

Convocation adjourned.

J. K. KERR,

*Chairman of Committee of Journals of Convocation.*

# EASTER TERM, 1884.

During this term the following gentlemen were called to the Bar, namely:—David K. I. McKinnon, with honours and gold medal; Alexander Mills, with honours and bronze medal; Messrs. Alexander W. Ambrose, Alfred Craddock, Edmund Sweet, William J. Code, William A. Dowler, Andrew C. Muir, Edwin R. Reynolds, Thomas B. Shoebottom, Charles H. Cline, James W. Hanna, Robert N. Ball, Gerald Bolster, Robert Christie, William Cook, Robert A. Pringle, Jos. Walker, Arthur W. Morphy, John W. Russell.

The following gentlemen received Certificates of Fitness: J. Bicknell, jr., D. M. McIntyre, A. Mills, W. Lees, W. A. Dowler, C. W. Colter, A. F. Godfrey, R. Christie, W. J. Code, A. W. Morphy, S. F. Washington, W. Wardrope, G. W. Danks, W. Johnston, C. C. Ross, J. G. Forgie, J. H. Hammond, R. O. Kilgour, T. B. Sheabottom, E. R. Reynolds, W. F. Sorley, F. G. Lilly, H. G. MacKenzie, L. H. Dickson, and J. J. McLaren, (special case).

The following gentlemen passed first Intermediate Examination, namely: J. M. Clarke, with honours, 1st scholarship; R. H. Collins, with honours, 2nd scholarship; Messrs. D. G. Marshall, D. A. Givens, S. McKeown, S. A. Jones, J. Clarke, J. S. Campbell, E. W. Morphy, R. C. Donald, J. Elliott, A. J. Arnold, W. H. Dean, G. R. O'Reilly, A. B. Cameron, A. W. Lane, A. C. F. Boulton, H. E. Ridley, J. F. Cryer, D. Coughlan, H. H. Dewart, D. C. Hossack, J. D. O'Neil, E. H. Ambrose, J. L. Peters, J. H. Burnham, A. C. Camp, H. Clay, W. F. Holmes, G. A. Loney, J. A. Macdonald, G. A. Payne, J. R. Shaw.

The following gentlemen passed second Intermediate examination: A. McLean, honours and 1st scholarship; R. Armstrong, honours and 2nd scholarship; S. Love, J. Armstrong, R. A. Dickson, W. N. Irwin, H. J. Wright, S. D. Biggar, E. W. Boyd, E. G. Graham, H. C. Fowler, P. McCullough, W. H. Blake, H. T. Kelley, A. J. Flint, T. Moffatt, F. C. Powell, H. W. Mickle, J. Baird, H. V. Greene, D. F. McMillan, A. W. Wilkin, N. A. Bartlett, W. B. Raymond, E. A. Millar, J. A. McAndrew, W. C. Widdifield, E. Langtry, R. H. Hubbs, J. F. Grierson,

W. D. McPherson, T. E. Griffith, S. J. Young, J. Shilton, R. J. Dowdall, H. L. Ingles, M. A. Evartts, E. W. J. Owens, J. Smith, G. H. Stephenson, J. M. Duggan, W. T. McMullen, A. G. Campbell, O. E. Fleming, T. B. Lafferty, W. G. McDonald, M. Mitchell, W. H. Robinson.

The following gentlemen were admitted in the Society as Students-at-law:—

*Graduates.*—C. I. T. Gould, S. C. Warner, W. T. Kerr, Ernest Heaton, F. M. Field, Jno. A. Davidson, H. H. Langton.

*Matriculants.*—A. A. McMurchy, J. F. Edgar, A. L. Baird, J. A. Macdonald.

*Junior Class.*—A. McDonell, J. G. Gauld, C. D. Scott, H. Scott, H. F. Errett, J. G. Kerr, T. Graham, W. J. McKay, H. Millar, W. B. Scane, D. T. K. McEwan, C. Pierson, E. M. Lake, R. M. Thompson.

*Articled Clerk.*—R. Segsworth.

MONDAY, 19TH MAY.

Present—The Treasurer and Messrs. Becher, MacLennan, Kerr, Read, Crickmore, Murray, MacKelcan, Irving, Beaty, Foy, Cameron, and Hoskin.

The several reports of the Legal Education Committee were received and acted upon.

The Report of the Library Committee, as to the appointment of a successor to Mr. Williams, the late junior assistant, was received and read.

Ordered for immediate consideration and adopted.

Ordered that J. Daley be appointed junior assistant.

The report of the Library Committee as to the lending of books to students was received and read.

Ordered for immediate consideration and adopted.

Ordered that it be referred to the Finance Committee, to consider whether it be advisable to arrange with the government for the latter to heat the Society's part of Osgoode Hall, and if thought advisable to make arrangements for that purpose.

The letter of complaint of Mr. J. A. Macdonell was received and read. Moved by Mr. Cameron, seconded by Mr. MacLennan:—That while Convocation condemns as highly improper the publications in the newspapers by Mr. J. A.

Macdonell of the charge he has made against Mr. S. H. Blake, which he intended to bring before Convocation, yet as a grave charge is made by the communication laid before Convocation by the Treasurer, Mr. Macdonell be informed that he must submit the charge indicated by him in a formal shape, in writing, with such verification as he thinks fit, before any action by Convocation can be taken thereon. Carried.

A further communication and papers from Mr. J. A. Macdonell were received and read.

Ordered to be considered on Tuesday the 20th instant.

Mr. Leith's letter resigning his seat as a Bencher, was received and read.

Ordered that the resignation be accepted and that a call of the Bench be made for Friday, 30th May, to elect a Bencher in his place.

Mr. MacLennan called attention to the case of Mr. G. R. Sanderson who was called to the Bar when he (Mr. MacLennan) was chairman on 24th November, 1883. Mr. Sanderson's name was omitted by accident.

Mr. MacLennan now moves, seconded by Mr. Crickmore, "That Mr. G. R. Sanderson's name be inserted in the minutes of that day, as having been called to the Bar. Carried.

TUESDAY, 20TH MAY, 1884.

Convocation met.

Present—The Treasurer and Messrs. Crickmore, Read, Hardy, Pardee, J. F. Smith, Cameron, Hoskin, Bethune, Hudspeth, Kerr, Martin, Becher, Murray, MacKelcan, L. W. Smith, Irving, McCarthy, Ferguson, and MacLennan.

Mr. Hudspeth, moved the resolution of which he gave notice last term which was amended by consent and carried.

Mr. Murray, moved, pursuant to notice, that the following books, namely: Burton on Real Property, 1847; Sandars' Justinian, 1865; Main's Ancient Law, 1863; Kent's International Law, 1866; Lorimer's Institute's, 1872; MacKenzie's Roman Law, 1862; Powell's Law of Evidence, 1869; be placed in the book case to be lent to students under the general regulations.

On the letter of Mr. Macdonell, respecting certain proceedings in the Domin-

ion Parliament during the last session thereof, being read it was moved by Mr. Hudspeth, seconded by Dr. L. W. Smith: That Convocation having heard read the letter of Mr. Macdonell, of 12th April, 1884. It is resolved that the Bench decline to deal with the matter under the statute or otherwise, no charge having been made by any person against Mr. Macdonell, and Convocation having no power or jurisdiction over the case. Carried unanimously.

SATURDAY, 24TH MAY, 1884.

Convocation met.

Present—The Treasurer and Messrs. Crickmore, MacLennan, Moss, Murray, Bethune, J. F. Smith, Read, and Kerr.

Mr. Read moved, seconded by Mr. Crickmore, that Mr. E. Blake be elected Treasurer for the ensuing year. Carried unanimously.

Mr. Moss moved and it was ordered that the chairman of the Standing Committees, and Mr. Moss be appointed a committee to select and report names of members of Convocation for the various standing committees of Convocation for the ensuing year.

FRIDAY, 30TH MAY, 1884.

Convocation met.

Present—The Treasurer and Messrs. Irving Crickmore, Meredith, Ferguson, Foy, Murray, Moss, L. W. Smith, Read, Martin, MacLennan, J. F. Smith, MacKelcan, Kerr, Hoskin, and McCarthy.

Mr. Crickmore presented the Report of the Legal Education Committee on the Law School, comprising the report of the lectures and the examinations which was received and read.

Mr. MacLennan, from the Committee on Reporting, presented their report as follows:—

The Committee on Reporting beg leave to report.

1. The returns of the reporting in the Court of Appeal and in the Queen's Bench and Common Pleas Division, shew that there are no arrears.

2. In the Chancery Division there are still forty six cases unreported in which judgments were given prior to the year 1884, forty-eight judgments given in the present year, are also unreported, and twenty-six cases have been issued since last term there is, therefore, necessity for more active diligence on the part of the reporters.

3. There are thirty-two practice cases unissued of a date prior to 1884, all of which are nearly ready but should have been published before this in order to comply with the rule of Convocation. There are forty-eight cases belonging to the present year in the printer's hands, and in a forward state of preparation.

4. The Committee regret that the expectation that the triennial Digest should have been published by this time should be disappointed, fifty pages are printed, seventy more in type, and its publication is confidently promised by the end of vacation.

5. The Committee have conferred with Mr. O'Brien on the subject of the early notes of cases in the Supreme Court in the same manner as he has heretofore done with the cases in the Ontario Courts, free of charge to Convocation so long as his present arrangement for printing notes of Ontario Cases is continued. Your Committee recommend the acceptance of Mr. O'Brien's proposal.

6. Mr. Grant has applied to your Committee for the sum of fifty dollars to pay for assistance obtained by him in completing volume twenty-nine of the Chancery Reports. And your Committee recommend that his request be granted.

All which is respectfully submitted.

(Signed) JAMES MACLENNAN.

May 30th, 1884.

The report was read and received. Ordered for immediate consideration, paragraph by paragraph.

The first, second, third and fourth paragraphs were adopted.

On the fifth paragraph, Mr. Ferguson moved in amendment to substitute the following:—That the Reporting Committee be requested to negotiate with the Editors of both the *LAW JOURNAL* and the *Law Times*, for the purpose of securing the publication, under the direction of the Society, of Notes of Cases decided in Ontario Courts and Supreme Court at a price equal to one half that heretofore paid to the *LAW JOURNAL* for the Ontario Notes, nothing being payable for the Supreme Court Notes, and to conclude an arrangement on this basis, with either or both if possible. The amendment was carried, and the amended clause inserted.

Clause six was adopted.

And the report as amended was adopted.

Ordered—That the Secretary be directed to call the attention of Messrs. Lefroy and Boomer, to the large number of cases in arrears in the Chancery Division, and of

Mr. Rolph, to the arrears in the Practice Reports, and to inform them that Convocation expects that these arrears will be cleared off forthwith, and that in future the work shall be kept up in accordance with the requirements of the Reporting Committee.

Mr. Maclelennan, from the select Committee, to strike Standing Committees, reports the following Standing Committees for 1884.

*Legal Education.*—Messrs. J. H. Ferguson, Charles Moss, John Hoskin, James F. Smith, Hon. T. B. Pardee, F. MacKelcan, John Crickmore, D. Guthrie, H. C. R. Becher.

*Library.*—James Bethune, Hector Cameron, James Beaty, D. McMichael, J. H. Ferguson, Charles Moss, Hon. S. H. Blake, John Bell, Æmilium Irving.

*Discipline.*—Dr. Smith, James Maclelennan, James Beaty, J. K. Kerr, Thomas Robertson, Edward Martin, D. McMichael, John Hoskin, Adam Hudspeth.

*Finance.*—J. J. Foy, John Crickmore, E. Martin, Hon. S. H. Blake, L. W. Smith, H. W. M. Murray, W. R. Meredith, Hon. A. S. Hardy, D. B. Read.

*Reporting.*—James Bethune, B. M. Britton, Hector Cameron, F. MacKelcan, D. McCarthy, James F. Smith, E. Martin, James Maclelennan, H. W. M. Murray.

*County Library Aid.*—Adam Hudspeth, Hector Cameron, W. R. Meredith, Thomas Robertson, B. M. Britton, Hon. A. S. Hardy, E. Martin, J. K. Kerr, and D. Guthrie.

*Journals of Convocation.*—Hon. C. F. Fraser, J. J. Foy, J. Maclelennan, Hon. T. B. Pardee, J. K. Kerr, John Hoskin, Chas. Moss, D. McCarthy, B. M. Britton.

The report was received and read.

Ordered to be considered forthwith and adopted.

The letter of Mr. S. J. Vankoughnet, enclosing a resolution passed at a meeting of the Bar, held on the occasion of the death of the late, Chief Justice Spragge, was read.

Mr. Irving moved, seconded by Mr. Maclelennan. That the minutes of the Bar meeting, on the occasion of the death of the late Chief Justice Spragge, and the communication transmitting same, be entered on the journal. Carried.

Mr. J. H. Morris, was elected a Bencher, in the place of Mr. Leith, resigned.

Mr. Murray, moved pursuant to notice, seconded by Mr. Moss, as follows:—That

the use of the large Hall be allowed to the Osgoode Legal and Literary Society for the purpose of their annual dinner, and also that the use of the lunch room be allowed them for quarterly dinners, applications to be made from time to time to the Finance Committee, who shall have power to make such rules in the matter as they consider necessary.

Mr. Read, moved in amendment to strike out all after the words "annual dinner."

The main motion as amended was adopted.

Mr. Crickmore moved that Mr. Moss be appointed to represent the Society on the Senate of the University. Carried.

Mr. Martin moved, pursuant to notice, seconded by Mr. Read, that the portrait of Chief Justice Cameron be painted for the Law Society. Carried.

Mr. Murray moved, seconded by Mr. Smith, that Mr. Berthon be the painter of the portrait of Chief Justice Cameron. Carried.

The Treasurer withdrew and Mr MacLennan was appointed chairman.

A letter was read from J. A. Macdonell, accompanied by a statutory declaration made by himself making certain charges of alleged misconduct against Mr. S. H. Blake. Moved by Mr. Murray, seconded by Mr. MacKelcan, and carried, that Convocation is of the opinion that the charge made by Mr. Macdonell against Mr. S. H. Blake is of such a character that it should be and is hereby referred to the Committee on Discipline to investigate and to report thereon to Convocation.

SATURDAY, JUNE 7TH, 1884.

Present—The Treasurer and Messrs. Moss, Murray, J. F. Smith, MacLennan, L. W. Smith, Morris, Hudspeth, Hoskin, Cameron, Foy, Ferguson, Kerr, Read, Irving, Bethune.

The report of the Legal Education Committee on the case of Mr. Murdoch was adopted.

Mr. L. W. Smith, pursuant to notice moved, seconded by Mr. Cameron. That notwithstanding any practice to the contrary the Secretary be instructed for the future, not to receive any notice after the period prescribed by the rules of the Society whether such notice be accom-

panied by the recommendation of a Benchman or otherwise. The motion was carried.

The following rule was read a first and second time.

Rule 25 is hereby amended by striking out the word "six" and substituting therefor the word "four."

The following rule was read a first, second and third time, and unanimously carried, namely :—

The Law School is hereby continued until the last day of Easter term, 1886, subject to the rules passed by this Society on the establishment of said School in Michaelmas Term, 1881, as amended by the rules passed in Easter Term, 1883.

The Treasurer withdrew.

Mr. Irving was appointed chairman.

Mr. Hoskin presented the report of the Discipline Committee which was adopted as follows :—

The Committee on Discipline to whom the complaint of Mr. Macdonell against Mr. S. H. Blake was referred for consideration, beg to report to Convocation that they notified these gentlemen to appear before them with their evidence, and that they appeared accordingly. Your Committee heard the evidence adduced, considered the matter and unanimously find that the complaint in question was utterly groundless, and that no case of professional or other misconduct has been made out against Mr. Blake.

All of which is respectfully submitted.

(Signed) JOHN HOSKIN, *Chairman*.

It was then moved by Dr. Smith, seconded by Mr. Bethune, and ordered,

That inasmuch as garbled statements of the proceedings before the Discipline Committee in the matter of the charges made against the Hon. S. H. Blake, seriously affecting that gentleman's position and standing, has found its way into the public press, the Secretary be authorized to furnish such of the papers as may desire to publish an authentic statement of the facts, a copy of the report of that Committee as adopted by convocation.

Mr. Hoskin from the Discipline Committee reported verbally on the case of the complaint against Mr. P. A. Hurd.

24TH JUNE, 1884.

Present—Messrs MacKelcan, Morris, Foy, Murray, Beaty, J. F. Smith, Mac-

lennan, Guthrie, Hardy, Ferguson, Moss, Read, Crickmore, Kerr, Dr. Smith.

The Legal Education Committee reported, recommending that Mr. L. H. Dickson receive his certificate of fitness, and that Mr. C. Potter be permitted to withdraw his application for admission as a junior, and to present himself for admission as a graduate next term.

The report was adopted.

The finance Committee presented their report respecting the fees of Mr. Hurd and other matters.

The first clause was adopted. The consideration of the second clause was deferred. The third clause was amended and adopted in amended form.

The letters from the Treasurer and Mr. Edward Harrison, were read.

On the motion of Mr. Hardy, seconded by Mr. Beaty, it was ordered, that a certificate under the Seal of the Society, signed by the Treasurer and Secretary of the Society, be issued to Mr. Harrison, setting forth the date and facts of his examination upon which he was admitted as a member of the Law Society in terms as nearly as possible the same as those of the certificate granted him by the Society upon such examination, the said Harrison having as he alleges lost such certificate and having applied for a duplicate thereof, and that the fee for such certificate be four dollars.

A letter from Mr. J. A. Macdonell was received and read, asking for copies of the proceedings on his charge against Mr. S. H. Blake.

On motion of Mr. Read, seconded by Mr. Hardy, it was declared that the application be not granted.

Mr. Moss' rule amending rule twenty-five by striking out the word "six" and

substituting therefore the word "four" was read a third time, and carried.

Mr. Bethune's notice of motion relative to the refusal of witnesses to give evidence before the Discipline Committee was directed to stand for the second day of next term.

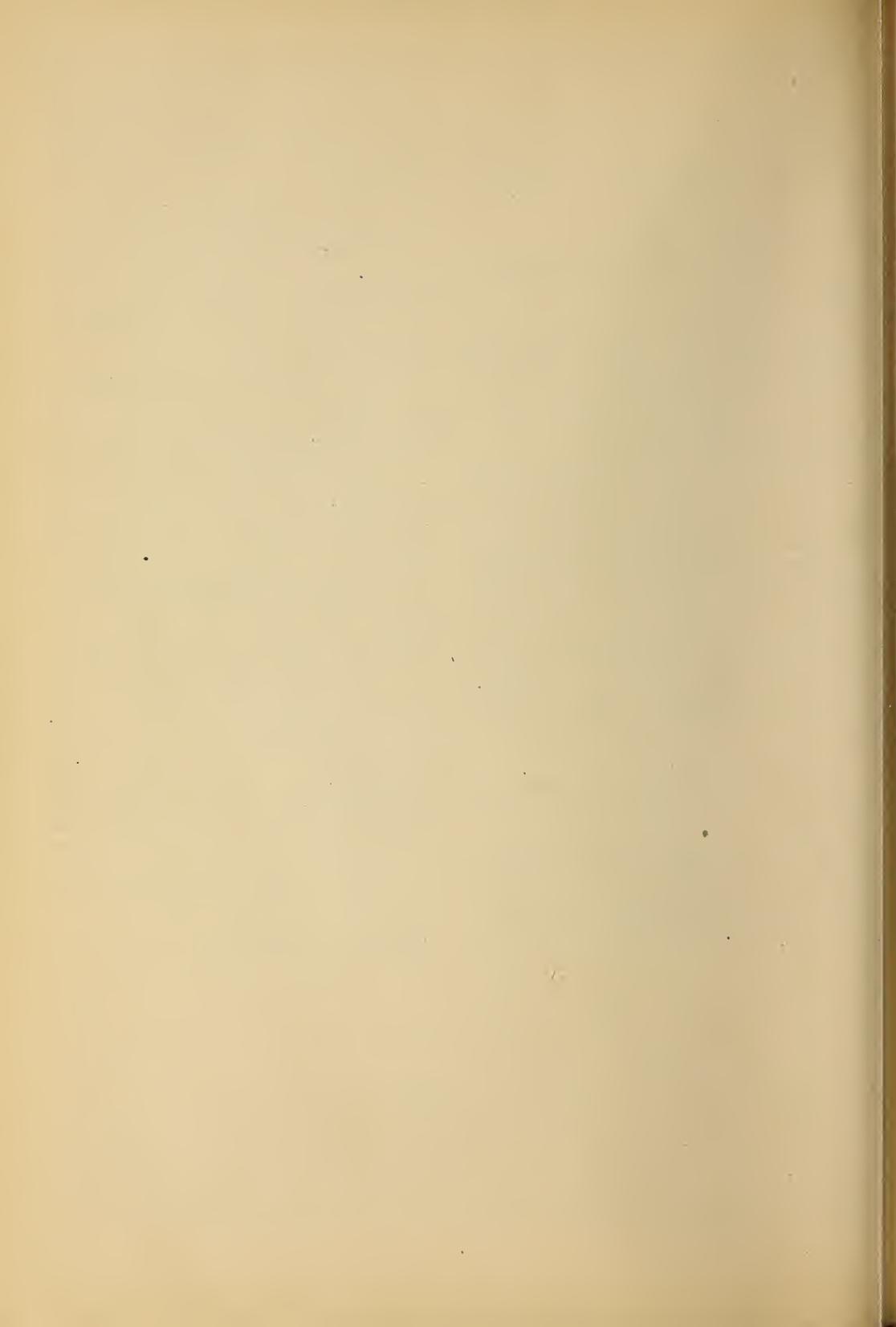
Mr. Murray gave notice of motion to amend rule 119, section 2.

Mr. MacKelcan gave notice of a resolution to apply to the Legislature of Ontario for power to examine witnesses on oath and compel their attendance, and the production of documents in all investigations conducted under the direction of the Benchers of the Society.

Mr. Kerr gave the following notice of motion for the second day of next term:—That the Reporting Committee be instructed to take no further action upon the resolution passed at last session of convocation, respecting the publication of the notes of cases of Ontario Courts, and of the Supreme Courts, and that the 5th clause of the Report of the Reporting Committee then submitted be adopted.

Mr. Beaty gave the following notice of motion for the second day of next term namely:—That it be referred to a select Committee consisting of Messrs MacKelcan, Moss, J. F. Smith, Hardy and Foy (three of whom are to form a quorum) to consider and report what the practice has been or ought to be in reference to furnishing copies of petitions, evidence, and reports or any of them laid before any Committee of Convocation or Convocation to persons interested, who may apply for the same and on what conditions or terms if they should be furnished, or whether they or any of them should be furnished under any circumstances other than by the authority of a court.

Convocation adjourned.



# TRINITY TERM, 1884.

The following is the *resumé* of the proceedings of the Benchers during Trinity Term, published by authority:—

During this term the following gentlemen were called to the Bar, viz.:—Messrs. S. C. Smoke, W. D. Gwynne, S. F. Washington, T. T. Porteous, A. D. MacIntyre, M. M. Brown, W. G. Thurston, T. E. Williams, J. Stewart, N. A. Belcourt, G. W. Field, F. H. Keefer, D. Armour, F. L. Brooke, A. C. Beasley. The names are arranged in the order in which the candidates appeared before Convocation for call.

The following gentlemen received certificates of fitness, viz.:—Messrs. Gwynne, Hutcheson, Smoke, McKinnon, Armour, J. R. J. J. St. John, Douglas, Thomas, Jackson, Williams, Collier, Brown, Eddis, Arnold and Brooke.

The following gentlemen passed their first Intermediate Examination, viz.:—Messrs. Reeves, Lyall, Hearst, Duncan, Chambers, Lawson, Johnston, Fraser, McKay, with honours; and Messrs. Huycke, Reid, Bayley, Weeks, Leggatt, Lee, McGillivray, Helliwell, Willgress, Johnson, Osler, Crease, Tucker, Dalzell, Mills, Taylor, Fraser, Smith, Montgomery, Bankier, Bennett, Young, Mosure, Whitaker, Vance, Considine, Creasor, Dignan, Brydges, Lemieux and Boulton.

Messrs. Reeves, Lyall and Hearst were awarded, respectively, first, second and third scholarships.

The following gentlemen passed their second Intermediate Examination, viz.:—Messrs. Mickle, Godfrey, Latchford, Coleman, Thomas, Code, Esten, Gunther, Douglas, Higgins, MacMurchy, Rutherford, Hill, O'Reilly, Farmer, Smyth, Jell, Creelman, McKechnie, Shibley, Macdonald, Finlay, White, Bell, Campbell, Howard, Roe.

Messrs. Godfrey and Code were awarded first and second scholarships and honours, and Mr. Mickle, who had been prevented from presenting himself for examination in due course, was, under the special circumstances of his case, awarded the third scholarship and honours, although he had obtained sufficient marks to entitle him to

the first scholarship if he had been in due course.

The following gentlemen were admitted into the Society as Students-at-Law, viz.:—

## *Graduates.*

James Morris Balderson, Alexander Robert Bartlett, Joseph Hetherington Bowes, Samuel William Broad, George Filmore Cane, John Coutts, George Henry Cowan, Robert James Leslie, Archibald Foster May, John-Mercer McWhinney, James Albert Page, Horatio Osmond Ernest Pratt, Thomas Cowper Robinette, Robert Karl Sproule, Ernest Solomon Wigle, James McGregor Young, Roderick James Maclennan, George Frederick Henderson, Samuel Walter Perry, Richard S. Box, William Wallace Jones, William Louis Scott, Edmund Kershaw.

## *Matriculants of Universities.*

Henry Herbert Johnson, Albert E. Baker, Herbert Holman, Charles D. Macaulay, George Albert Thrasher, John William Seymour Corley.

## *Juniors.*

H. E. McKee, E. L. Elwood, W. S. MacBrayne, E. O. Swartz, J. F. Woodward, O. Ritchie, W. A. Skean, R. L. Gosnell, F. E. Chapman, N. Mills, C. J. McCullough, J. McKean.

And the following candidates passed the Articled Clerks' Examination, viz.:—J. A. Webster, A. W. Macdougald.

MONDAY, 1ST SEPTEMBER.

Present—The Treasurer and Messrs. Moss, Morris, Murray, Hoskin, Maclennan, Read, Ferguson, Bethune and S. H. Blake.

A letter from Mr. J. A. Macdonell to the Treasurer was received and read.

Mr. Murray's notice of motion for a rule amending rule 119, section 2, was adjourned to 2nd inst.

The Treasurer retired, and Mr. Maclennan was appointed chairman.

The letter from Mr. J. A. Macdonell to the Treasurer was considered, and on the motion of Mr. Hoskin, seconded by Mr.

Morris, the following resolution was unanimously adopted, viz. :—

“ Mr. Macdonell’s letter to the Treasurer having been read, be it resolved that the letter is of an offensive character, both to the Treasurer and the Society, and that Mr. Macdonell be forthwith notified and required by the Secretary to withdraw the same on or before the 5th day of September instant.”

TUESDAY, 2ND SEPTEMBER.

Present—Messrs. Read, Moss, Ferguson, Murray, L. W. Smith, J. F. Smith, J. J. Foy, Æmilius Irving.

In the absence of the Treasurer, Mr. Irving was appointed chairman, *pro tem*, of Convocation.

The report of the Library Committee on the subject of Mr. Grasett’s salary was read by the Secretary, as follows, viz. :—

REPORT.

The Library Committee beg leave to report that, in accordance with the resolution of Convocation of 24th June last, they have considered that part of the report of the Finance Committee recommending an increase of two hundred dollars a year to the salary of Mr. Grasett, and now respectfully inform Convocation that they do not concur in the said recommendation.

(Signed) ÆMILIUS IRVING,  
Chairman.

1st September, 1884, Trinity Term.

Mr. Murray, pursuant to notice, seconded by Dr. Smith, moved as follows :—

“ That rule number 119, sub-section 2, be amended by striking out the word ‘ six ’ in the second line, and inserting instead the word ‘ eight ; ’ the motion was carried, and the rule amended in accordance therewith.”

Mr. Read moved, seconded by Mr. Murray, that so much of the report of the Finance Committee presented to Convocation on 24th June last, as related to the salary of Mr. Grasett, be adopted. The motion was carried.

SATURDAY, 6TH SEPTEMBER.

Present—Messrs. Moss, J. F. Smith, Hoskin, Foy, Irving, Morris, Kerr, MacKelcan, MacIennan, S. H. Blake, Read and McMichael.

In the absence of the Treasurer, Mr. MacIennan was appointed chairman.

The Finance Committee reported on the subject of the new system of steam heating introduced by the Government in Osgoode Hall, that all the work necessary to enable the Society to avail itself of the new system had been done, that a great saving to the Society would be effected by the Government having assumed the control of the heating and lighting of the courts and offices, and the supply of water to those portions of Osgoode Hall in the occupation of the courts. The report was adopted.

On the motion of Mr. Irving, seconded by Mr. Read,

It was ordered, That the boundaries between the lands of the Ontario Government and the Law Society be accurately defined, bearing in mind the necessity that the west wall of the eastern wing, and the land upon which it stands, and necessary for its support, be vested in the Society, and also that the reason for the title to the land formerly occupied by the boiler house being vested in the Government having now ceased, the same be now conveyed to the Society, and that generally the terms of the deed be reformed in accordance with the original intention in view between the parties at the time of the agreement upon which the said deed was executed.

Ordered, That the Finance Committee be instructed to carry out the directions contained in the above order.

On the motion of Mr. Read, the Finance Committee was directed to make certain enquiries respecting the property immediately north of Osgoode Hall, and to report the result to Convocation.

A letter dated 4th September, from Mr. J. A. Macdonell, withdrawing his late offensive letter to the Treasurer, in accordance with the directions of Convocation, was read.

Ordered, That Mr. Macdonell’s letter be received, and Mr. Macdonell having withdrawn the offensive letter, ordered, that it be returned to him with a copy of this resolution.

On the motion of Mr. Mackelcan, seconded by Mr. Hoskin, it was

Ordered, That the Treasurer be requested to represent to the Attorney-General for Ontario that in the opinion of

Convocation it is desirable that the Act respecting the Law Society should be so amended as to give to the Benchers in Convocation, or to any committee appointed for the investigation of any matters coming under the jurisdiction of the Benchers of the Law Society, power to take evidence upon oath, and to compel witnesses to attend, submit to examination and to produce books, papers and documents in the same manner and subject to the same conditions as to payment of conduct money, and otherwise, as in the case of witnesses examined at a trial in the High Court of Justice, and to impose such penalty or punishment for refusal to attend to be examined as could be imposed by such court.

On the motion of Mr. Irving, seconded by Mr. Read, it was

*Ordered*, That as it is desirable to settle a rule upon the subject of adorning the walls of Osgoode Hall with the portraits of those judges who have been appointed Chief Justices, the custom shall be restricted to the portraits of such judges as shall hereafter be appointed Chief Justices of Ontario.

Mr. Martin gave notice that he would, on the 12th instant, move a rule to rescind the rule passed on 2nd instant, increasing the salary of one of the assistants.

FRIDAY, 12TH SEPTEMBER.

Present—The Treasurer and Messrs, Murray, S. H. Blake, L. W. Smith, Read, Macleannan, Crickmore, Morris, Bethune, Moss, J. F. Smith, Cameron, Hoskin, Foy, Martin, Irving, Ferguson.

Mr. Murray, from the Reporting Committee, presented the following report, viz. :—

TRINITY TERM, 1884.

The Committee on Reporting beg leave to report as follows :—

1. The work done by the reporters since last term is satisfactory, but there is still considerable arrear in Chancery which the reporters of that Division are doing their utmost to bring out.

2. The Committee regret that the digest is not yet published, but they are assured that it will be ready in another fortnight.

3. The Committee have communicated with Mr. O'Brien and Mr. Armour, and these gentlemen will both be willing to publish early notes of cases on the terms expressed in the resolution, adopted by Convocation in the event of that resolution being adhered to, but Mr. O'Brien considers that the existing resolution of Convocation is very unjust to him.

All which is respectfully submitted.

(Signed) JAMES MACLENNAN,  
*Chairman.*

12th September, 1884.

The report was adopted.

Mr. Murray moved, pursuant to leave, that the rule amending rule 119 (2), which was read a first time on the 2nd instant, be now read a second and third time. Carried.

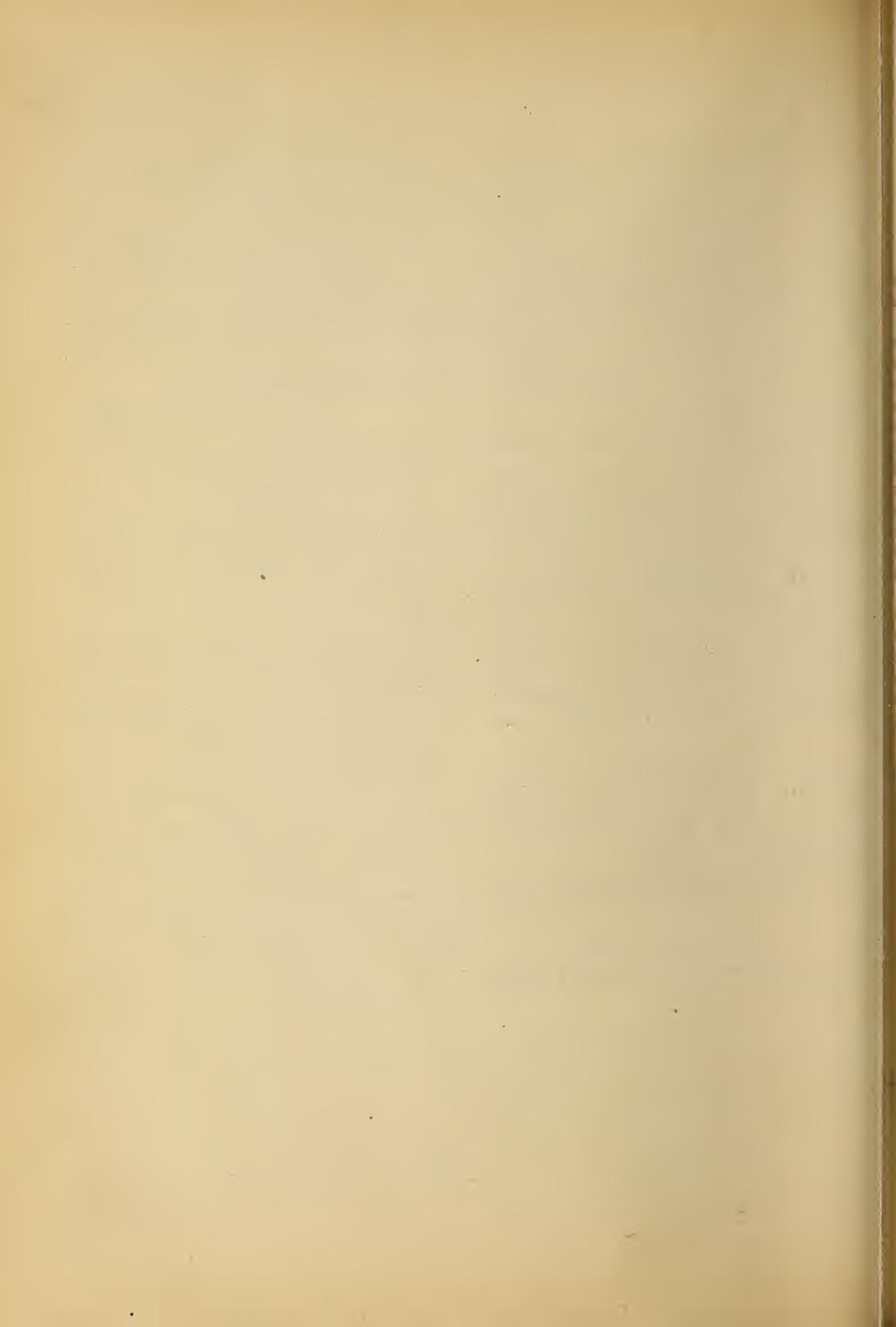
The rule was read a second and third time.

Mr. Hoskin, seconded by Dr. Smith, moved, and it was

*Ordered*, That Mr. C. R. Irvine be called upon for an immediate explanation touching the advertisement inserted by him in a local newspaper in the following words

"C. R. Irvine, M.A., Barrister-at-Law, successor to L. U. C. Titus, Esq. Special attention to all business. Notes and mortgages bought. Collections promptly attended to. Wills, deeds, mortgages and contracts drawn at moderate rates. Money to loan—terms to suit. In all matters charges fair. Mr. L. U. C. Titus will complete the business of his former clients and remain in the office;"

Mr. Titus therein named having been struck off the rolls.



# MICHAELMAS TERM, 1884.

THE following is the *resumé* of the proceedings of the Benchers, published by authority:—

During this term the following gentlemen were called to the Bar, namely:— Messrs. Mackintosh, Carruthers (awarded honors and silver medal), Burwash (awarded honors and silver medal), Collier, Robertson, Douglas, Hutcheson, Valin, Grace, Symons, Saunders, Allen, Weld, Bunting, Sorley, Marshall, Waddell, Deatur, Lawrence, Weir, Nelson, W. D. Jones, Proudfoot, D. F. McArdle. (These names are arranged in the order in which the candidates appeared before Convocation for call.)

The following gentlemen received Certificates of Fitness, namely:— Messrs. Knowles, Witherspoon, Murphy, Proudfoot, Burwash, Valin, Ryerson, Richardson, Middleton, Palmer, Sproule, Blackburn, Hayes, Symons, Morphy, Allan, Flock, Gordon, Duncan, Carswell, Bunting, Milligan, W. D. Jones, Scilly, C. F. Smith, Weld and Lawrence.

The following gentlemen passed the Intermediate Examinations, namely:—

## *First Intermediate.*

C. J. Atkinson, honors and first scholarship, and Messrs. Grierson, Cameron, W. K. O'Flynn, Ross, Willoughby, Macdonald, Cameron, D. O. Denovan, A. M. Bell, Sinclair, Snedden, Percival, Le Visconte, Moore, Beattie, Gould, Hislop, Smith, McCrimmon, Raines, Arnold, Cochran, Heaton.

## *Second Intermediate.*

A. E. O'Meara, honors and first scholarship, A. M. Taylor, honors and second scholarship, W. S. Brewster, honors and third scholarship, H. Wissler, R. B. Beaumont, C. T. Glass, E. K. C. Martin, E. A. Holman, honors, and Messrs. Urquhart, Rogers, Fisher, A. A. McIntosh, Hardy, Ormiston, Judd, Clarke, Grant, Gray, Raymond, Fisher, R. G. Lees, Nason, McArthur, Walker, Bennett, Chisholm,

Morrison, Campbell, Brooke, Crothers and W. G. Fisher.

And the following candidates were admitted as Students-at-Law, namely:—

## *Graduates.*

Francis A. Drake, George Watson Holmes, Arthur Stevenson, Herbert L. Dunn, John Frederick Dumble, Nicholas Ferrar Davidson, Clement Rowland Hanning, Edward Halton Britton.

## *Matriculants of Universities.*

Alexander Clark, Henry A. Wardell, H. F. Bongi, D. H. Chisholm, F. J. Travers, J. F. Hewitt, R. V. Clement, James A. H. Campbell, Robert L. Elliott, Robert Gordon Smith.

## *Juniors.*

G. C. Gunn, H. W. Lawlor, J. Arthurs, W. Pinkerton, G. D. Heyd, F. B. Geddes, R. E. Lazier, F. F. Pardee, W. L. B. Lister, R. M. Macdonald, E. E. Du Vernet, F. S. Mearns, R. T. Wilgress, S. D. Lazier, R. Segsworth, J. H. McGhie.

MONDAY, 17TH NOVEMBER.

Present—The Treasurer, and Messrs. Moss, MacLennan, Hoskin, Irving, Bethune, Cameron, Mackelcan, Robertson, Morris, Murray, S. H. Blake, Foy, Kerr, L. W. Smith, McMichael, Read, Guthrie and Hudspeth.

The minutes of last meeting were read. The Secretary reported that the name, J. M. Best, who was called in Easter Term, 1884, was omitted by mistake from the minutes, and that the name of Leonard Harstone, who was called in Hilary Term, 1880, was also omitted by mistake from the minutes.

Ordered, that the minutes of Easter Term, 1884, be corrected by the insertion of the name of J. M. Best, as called to the Bar in that term, and that the minutes of Hilary Term, 1880, be corrected by the insertion of Leonard Harstone's name, as called to the Bar in that term.

A letter from Col. Hewitt, relating to

the Military College at Kingston was referred to the Legal Education Committee for consideration and report.

The letter from Mr. Morgan accompanying the Queen's Book was read, and the Treasurer reported that he had acknowledged the same.

The Finance Committee reported that they had considered the question of the care and proper maintenance of the grounds about Osgoode Hall, and recommended that the work in connection with them be given to Mr. James Stephens, a skilled gardener who had tendered for the same.

The report was adopted on the understanding that the tender should include the manuring of the trees, and the planting of fresh trees, the manure and trees to be provided by the Society.

TUESDAY, 18TH NOVEMBER.

Present—The Treasurer and Messrs. Moss, Morris, Bethune, J. F. Smith, Foy, Britton, Irving, Hudspeth, Maclennan, Hoskin, S. H. Blake, Murray, Martin, Read and Kerr.

The minutes of last meeting were read.

Mr. Martin, from the County Library Aid Committee, presented their report as follows:—

COUNTY LIBRARY AID COMMITTEE.  
OSGOODE HALL, 18th Nov., 1884.

The County Libraries Aid Committee beg leave to report as follows:—

1. The time fixed by the Rule 141 for the re-consideration of the scheme for establishing County Libraries expired in June last, and under the terms of this Rule the whole question is now open for re-consideration.

2. In February last our Committee issued a circular calling the attention of the profession to the subject, requesting that all applications for the establishment of libraries should be made promptly, and inviting suggestions as to the establishment or continuance of County Libraries. This circular was sent to the County Judge, County Attorney and Deputy Clerk of the Crown in each county and to many members of the profession.

3. The Committee has received and considered information and suggestions from several of the County Judges and many members of the profession upon the subject of the County Libraries.

4. The Committee finds that the libraries have proved of great value to the judges and the profession generally, and recommends that the system be continued and the County Libraries maintained and placed on a permanent footing.

5. Applications have been received since February last for the establishment of three new County Libraries, *i.e.*, County of Welland, County of

Essex and County of Perth. In the case of the County of Welland some formal proofs are yet required. In the Essex case the articles of incorporation require that the library is to be kept at Windsor, where the County Judge resides and where the Judge's Chambers and the Warden's offices are kept, and almost all the practitioners reside (there being no resident practitioners in the County town) and the Committee recommends that under the circumstances this change be permitted. In the County of Perth case the application has not been completed owing to there being no suitable room for the library in the Court House, and no arrangements yet made for keeping the library elsewhere, but these difficulties are expected to be overcome shortly, and this Committee recommends that the usual grant be made to these associations when proof of their organization and the other proofs required by the rules have been duly completed and reported on to the Finance Committee.

6. A statement is annexed shewing the sums actually contributed to the seven County Libraries now in operation, the gross amount being \$6,069 of which \$2,820 are for Initiatory Grants, and \$3,249 for annual grants spread over the four years.

7. The Committee recommends that the Initiatory Grant to libraries already established be increased in cases where the initiatory grant received from the Law Society has not equalled the sums paid in cash, and the value of the books given to the County Library Association provided that such increase should not in the whole exceed the sum of \$20 for each practitioner resident in the County at the date of the establishment of such association, and in case contributions in money or books made to any existing library association and to be taken into account in estimating its first grant have been sufficient to entitle it to the maximum grant of \$20, the contributions may be supplemented at any time before 1st May, 1885, and that any future applications for the establishment of County Libraries should be referred to Convocation to be dealt with as the state of the finances of the Law Society may permit and Convocation shall see fit.

8. The Committee recommend that the annual grant should hereafter be based upon the amount contributed in cash for annual subscriptions by the members of the association instead of being regulated as at present to a great extent by the number of practitioners resident in each county.

9. The Committee believe that the change will not only give the members of these associations a greater inducement to contribute to the maintenance of the libraries, but will afford a satisfactory assurance to the Law Society for the efficient carrying out of the scheme, the adoption of this principle will not it is believed materially increase the annual grant to be made by the Law Society as it would appear from the returns that in every county there are resident practitioners who are not contributors to the funds of the County Libraries. The annual subscription under the present system ranges from \$2 to \$10 per annum but in most cases \$5 is adopted, and this sum seems to be reasonable and within the reach of all practitioners.

10. The Committee recommend that in future the annual grants be made on the basis of the Law Society contributing an amount equal to the

actually paid in by the members of the association during the fiscal year not exceeding \$5 for each member of the association, and that this rule should go into force and apply to the next annual grant.

9b. The Committee recommends that the fiscal years of the association should begin on 1st January and end on 31st December in each year, that the reports and financial statements covering the fiscal year be sent in promptly after 31st December, and the annual grants paid as soon as practicable after the receipt of the reports provided that where reports are not received before 10th January payments shall not be made unless otherwise ordered till three months after the receipt of the report.

10 The Committee recommends that rules be adopted for the establishment and maintenance of County Libraries in accordance with the terms of this report.

(Signed) EDWARD MARTIN, *Chairman*.

*Circular referred to in Report.*

COUNTY LIBRARIES AID COMMITTEE,  
OSGOODE HALL, Toronto, 9th Feb., 1884.

SIR,—The County Libraries Aid Committee have been authorized by the Law Society to take steps to ascertain whether any more County Libraries are likely to be formed.

The County Libraries were established under rules of the Law Society which will be found in the *Canada Law Journal* for 1879, p. 180.

Subsequently these rules were amended by increasing the initiatory grant from \$6 to \$12. See *Canada Law Journal* for 1882, p. 357.

County Libraries have been established at Hamilton, London, Brantford, Peterborough, Whitby, Kingston and Waikerton, and have been found of great service.

It is felt that a sufficient time has now elapsed to test the practical working of the County Libraries, and it is desirable without further delay to frame rules for placing them on a permanent footing and making suitable provision for their maintenance, but before these rules are adopted it is desired to call the attention of the members of the profession, resident in the different county towns, where there are no County Libraries to the necessity of immediately taking the proper steps to establish libraries before the scheme is finally closed.

It is the intention of the County Libraries Aid Committee to submit to Convocation at Easter Term (19th May next) their scheme for the future management and aid to be granted to the County Libraries.

It is needless to say that much will depend on the number of these libraries and the Committee can only deal practically with those then actually in existence.

The Committee, therefore, request that all applications for the establishment of County Libraries shall be completed and forwarded to J. H. Esten, Esq., Secretary of the Law Society, not later than 1st May next.

The Committee also hope that you will favour them with your views and any information or suggestions which may occur to you on the subject of the establishment or maintenance of County Libraries.

Yours truly,

(Signed) EDWARD MARTIN, *Chairman*.

Statement of Moneys paid the following County Libraries Association for the years 1880, 1881, 1882, 1883, and 1884:—

| NAMES.       | DATE. | Initiatory | Annual | Annual | TOTAL. | REMARKS |  |
|--------------|-------|------------|--------|--------|--------|---------|--|
|              |       | Grant.     | Grant, | Grant, |        |         |  |
|              |       | \$         | \$     | \$     | \$     |         |  |
| Hamilton .   | 1880  | 432        | ...    | ...    | 2016   |         |  |
|              | 1881  | ...        | 288    | ...    |        |         |  |
|              | 1882  | 432        | 288    | ...    |        |         |  |
|              | 1883  | ...        | ...    | 288    |        |         |  |
| Middlesex .  | 1884  | ...        | ...    | 288    | 1620   |         |  |
|              | 1880  | 360        | ...    | ...    |        |         |  |
|              | 1881  | ...        | 240    | ...    |        |         |  |
|              | 1882  | 360        | 240    | ...    |        |         |  |
| Peterboro' . | 1883  | ...        | ...    | 240    | 632    |         |  |
|              | 1884  | ...        | ...    | 240    |        |         |  |
|              | 1884  | ...        | ...    | 180    |        |         |  |
|              | 1880  | 132        | ...    | ...    |        |         |  |
| Frontenac .  | 1881  | ...        | 92     | ...    | 522    |         |  |
|              | 1882  | ...        | 92     | ...    |        |         |  |
|              | 1883  | 132        | ...    | 92     |        |         |  |
|              | 1884  | ...        | ...    | 92     |        |         |  |
| Brant ....   | 1880  | 120        | ...    | ...    | 495    |         |  |
|              | 1881  | ...        | 92     | ...    |        |         |  |
|              | 1882  | ...        | 72     | ...    |        |         |  |
|              | 1883  | 120        | 84     | ...    |        |         |  |
| Bruce ....   | 1884  | ...        | ...    | 34     | 412    |         |  |
|              | 1880  | 102        | ...    | ...    |        |         |  |
|              | 1881  | ...        | 75     | ...    |        |         |  |
|              | 1882  | ...        | 75     | ...    |        |         |  |
| Ontario ...  | 1883  | 102        | ...    | 76     | 372    |         |  |
|              | 1884  | ...        | ...    | 63     |        |         |  |
|              | 1880  | 126        | ...    | ...    |        |         |  |
|              | 1881  | ...        | 80     | ...    |        |         |  |
|              |       | 1882       | 126    | ...    | 80     | 412     |  |
|              |       | 1883       | 276    | ...    | ...    | ...     |  |
|              |       | 1884       | ...    | 95     | ...    | 372     |  |
|              |       | 2820       | 1720   | 1529   | 6069   |         |  |

The report was read and received. Ordered to be considered forthwith. Considered and ordered to be further considered at the meeting of Convocation on Friday, 28th November.

NOVEMBER 22ND, 1884.

Convocation met.

Present—The Treasurer and Messrs. MacLennan, Irving, L. W. Smith, Hoskin, Morris, Moss, Bethune and J. F. Smith.

Mr. Irving moved, seconded by Mr. J. H. Morris, That the Reporting Committee be requested to report to Convocation during this term upon the exact condition of the reports of the election trials and decisions since the publication of Hodgin's Reports, and also of the preparation for the next Digest. Carried.

FRIDAY, NOVEMBER 28TH, 1884.

Convocation met.

Present—The Treasurer and Messrs. Irving, Guthrie, Morris, Hoskin, Martin, Robertson, Murray, Britton, Fraser, Bell, Foy, Cameron, J. F. Smith, McCarthy, Read and McMichael.

The consideration of Mr. Martin's motion to adopt the report of the Committee on County Libraries was resumed.

The report was ordered to be considered clause by clause. Each clause was carried. The report was adopted.

Mr. Martin moved for leave to bring in a rule in pursuance of the report. Carried.

The rule was brought in.

Mr. Martin moved that the rule be read a first time.

The rule was read a first time, and is as follows:—

#### COUNTY LIBRARIES.

*New Rule adopted 28th November, 1884, in pursuance of Report dated 18th November, 1884.*

All existing rules upon the subject of County Libraries are hereby repealed, and the following Rule is substituted therefor:—

Rule 142. "That until further ordered, Branch Law Libraries for the use of the Courts and the profession may be established and maintained in any county town, or, in exceptional cases, in such other place in the county as Convocation may allow, on the following conditions:"—

1. That to "The County Libraries Aid Committee," shall stand referred all correspondence on the subject, and the Committee shall have power, subject to the directions of Convocation, to work the scheme so far as the Society is concerned; the Finance Committee retaining its control over expenditure.

2. That the practitioners in any county or union of counties may form a Library Association, under chapter 168 of the Revised Statutes of Ontario, by the name of "The (name of the county town or the county, or union of counties) Law (or Law Library) Association."

3. That it shall be provided by the Constitution of the Association, that—

(a) The trustees thereof shall hold all the books thereof on trust, in case of the dissolution or winding-up of the Association, or the disposal of its property, to satisfy and repay to the Law Society all sums advanced by the Society to the Association.

(b) That a room for the custody and use of the books, and proper arrangements for their custody, shall be provided if possible in the Court House.

(c) That the books shall be for the use of the Judges of the county and of those practitioners who become members of the Association and pay the prescribed annual and other fees, and also for use, during Courts and hearings before the Master in Chancery, of the Judges, and of all members of the profession residing out of the county.

(d) That the prescribed annual and other fees

shall not exceed for those practitioners who do not keep offices in the county town, or in the town in which the Library is kept, one-half of the amount fixed for those who do keep offices in the county town.

(e) That at least one-half of the said fees and the whole of the aid at any time granted by the Law Society shall be applied in the purchase, binding, and repairing of books for the Library.

(f) That the Association shall make an Annual Report to the Law Society, shewing the state of its finances and of its Library for the fiscal year, which shall commence on 1st January and end on 31st December of each year, with such other particulars as may be required by the Standing Committee.

4. That the Association shall transmit to the Law Society proof of its incorporation, and a copy of its declaration and by-laws containing the above provisions, and proof of the condition of its funds and Library; and proof that it has acquired a suitable room therefor, with such other particulars as may be required by the Standing Committee.

5. That the Standing Committee being satisfied that the conditions above named have been complied with, may report thereon to the Finance Committee in all cases in which applications have been received prior to 1st November, 1884, stating the amount to which, on the principle hereinafter stated, the Association is entitled, and thereupon the Finance Committee may authorize payment thereof. That in all cases in which applications shall be received after 1st November, 1884, such applications shall be referred to Convocation, to be dealt with as the state of the finances may permit and Convocation shall see fit.

6. That, it being expedient to grant more liberal aid to libraries during the early years after their institution, the grant in aid from the Society shall be for the initiatory or first grant an amount double the amount of the contributions in money actually paid, or of the value of books actually given, from all local sources, such grant, however, not exceeding a maximum sum of twenty dollars for each practitioner in the county or union of counties; and for each year thereafter an amount equal to the amount of the fees actually paid to the Association by its members, such grant, however, not exceeding a maximum sum of five dollars in respect of each paid subscription.

7. This rule shall extend to existing Library Associations.

8. In case the contributions in money or books made to any existing Library Association, and to be taken into account in estimating the amount of its first grant, have been insufficient to entitle it to the maximum first grant, hereby provided, it shall be competent to supplement such contributions at any time before the 1st May, 1885, and on evidence thereof being supplied, such Association may receive the balance coming to it in respect of the maximum first grant under this rule.

9. That all annual grants be payable within one month after the 31st day of December in each year, provided the required reports and information have been supplied within fifteen days thereafter, and that in case of default, the grant be not payable for three months after such reports or information have been supplied, unless otherwise ordered by the County Libraries and Finance Committees.

10. That the Standing Committee shall report to Convocation on the 1st day of Hilary Term in each year on their operations for the previous year.

Mr. Martin moved for leave to read the rule a second time to-day. Carried unanimously.

The rule was read a second time.

The rule was ordered to be read a third time at the next meeting of Convocation.

SATURDAY, DECEMBER 6TH, 1884.

Convocation met.

Present—The Treasurer and Messrs. Moss, Hoskin, Martin, Meredith, J. F. Smith, Foy, Morris, Kerr, Murray, Irving, Read, Ferguson and Cameron.

Mr. Hoskin presented the report of the Discipline Committee on the case of Mr. C. R. Irvine, as follows:—

1. The Committee on Discipline, to whom the case of Mr. Irvine was referred for investigation, beg to report to Convocation that they duly notified him to appear before them, and that he appeared accordingly this day.

2. That they heard his explanation, and are of opinion that it is not satisfactory.

3. That his conduct in connection with the matter was unprofessional, and they recommend that he be called before Convocation to be severely censured.

All which is respectfully submitted.

(Signed) JOHN HOSKIN,  
*Chairman.*

December 5th, 1884.

The report was read and received.

Ordered for consideration forthwith.

The report was adopted.

Ordered, That Mr. Irvine be called before Convocation to be severely censured.

Mr. Irving moved the third reading of Mr. Martin's rule on the subject of county libraries. Carried.

Mr. Irving moved that the rule do pass. Carried.

Mr. Foy moved, pursuant to notice, That the use of the dining room be granted to the Osgoode Legal and Literary Society for their next monthly dinner.

Mr. Cameron moved in amendment, That the use of the dining room be granted to the Osgoode Legal and Literary Society for their monthly dinner subject to such regulations as may from time to time be adopted by the Finance Committee.

The amendment was carried.

Mr. Meredith, in the absence of Mr. Britton, moved his motion as follows, namely:—

That the Reporting Committee see that immediately upon the making of any new rule or order of court, the same is printed and sent to the members of the profession. Carried.

Mr. Meredith gave the following notice, namely:—

That he would at the next meeting of Convocation move for the appointment of a committee to consider the expediency of providing for the establishment of law schools outside of Toronto, and also the expediency of providing for the holding of Intermediate and Final Examinations at a point east of Toronto, and one west of Toronto, as well as at Toronto.

Mr. Read gave notice that at the next meeting of Convocation he would move, That a rota of Benchers be formed to lecture in the law school; at least—lectures to be delivered by each Bencher on the rota, or by a substitute, at stated periods during the law school term, of which notice is to be given.

Mr. Irvine, pursuant to order, was called in and censured.

Mr. Irvine stated that he had been misled by Mr. Titus, and expressed his regret for his course and his determination not to repeat his error.

TUESDAY, DECEMBER 30TH, 1884.

Convocation met.

Present—The Treasurer and Messrs. Read, Martin, Moss, Meredith, J. F. Smith, Morris, Irving, MacLennan, Murray, L. W. Smith and McMichael.

The minutes of last meeting were read and approved.

Mr. MacLennan moved the following resolution, seconded by Mr. Moss, namely:

"The Benchers have heard with great sorrow of the death of Mr. Bethune, one of their number, at the early age of forty-five years.

"Mr. Bethune was for some time a lecturer in the Law School established by Convocation, and was afterwards elected a Bencher; and he continued to fill that position continuously for ten years, and obtained the respect, esteem and friendship of all his colleagues.

"Mr. Bethune's memory will long be cherished by his brethren of Convocation and of the Bar generally as that of a dear friend too early removed from those by whom he was loved and respected.

"The Benchers desire, also, to express their sympathy with Mrs. Bethune and her family in their great bereavement."

The resolution was unanimously adopted,

Ordered, That a copy of the above resolution be engrossed and transmitted to Mrs. Bethune.

The Secretary reported the case of George E. Weir, with reference to whom an order was made on 18th November that his time had expired, his papers were now complete, and that he was entitled to his Certificate of Fitness.

Ordered, That Mr. Weir do receive his Certificate of Fitness pursuant to the order of 18th November.

The memorial of Louis De Souza, Esq., was read and received.

Ordered, That it be referred to the Legal Education Committee to enquire into and report upon the matter, and also further to report whether any, and if so, what rules, regulations, or by-laws should be made by the Law Society in respect of the call of persons called to the Bar by any of her Majesty's Supreme Courts of England, Scotland or Ireland.

Mr. Moss presented the report of the Legal Education Committee on the curriculum as follows:—

The Committee on Legal Education beg to report as follows:—

The committee have had under consideration the Curriculum for the Primary Examination for Students-at-Law and Articled Clerks, and recommend the accompanying curriculum for the years 1886 to 1890 inclusive for adoption by Convocation under Rule 23.

All which is respectfully submitted.

(Signed) CHARLES MOSS,  
*Chairman.*

December 26th, 1884.

## PRIMARY EXAMINATION CURRICULUM.

### *Students-at-Law.*

#### CLASSICS.

- |      |   |                                  |
|------|---|----------------------------------|
| 1886 | } | Cicero, Cato Major.              |
|      |   | Virgil, Æneid, B. I., vv. 1-304. |
|      |   | Cæsar, Bellum Britannicum.       |
|      |   | Xenophon, Anabasis, B. V.        |
|      |   | Homer, Iliad, B. VI.             |
| 1887 | } | Xenophon, Anabasis, B. I.        |
|      |   | Homer, Iliad, B. VI.             |
|      |   | Cicero, In Catilinam, I.         |
|      |   | Virgil, Æneid, Book I.           |
| 1888 | } | Cæsar, Bellum Britannicum.       |
|      |   | Xenophon, Anabasis, B. I.        |
|      |   | Homer, Iliad, B. IV.             |
|      |   | Cæsar, B. G. I. (vv. 1 to 33).   |
|      |   | Cicero, In Catilinam I.          |
|      |   | Virgil, Æneid, B. I.             |

- |      |   |                                |
|------|---|--------------------------------|
| 1889 | } | Xenophon, Anabasis, B. II.     |
|      |   | Homer, Iliad, B. IV.           |
|      |   | Cicero, In Catilinam, I.       |
|      |   | Virgil, Æneid, B. V.           |
|      |   | Cæsar, B. G. I. (vv. 1 to 33). |
| 1890 | } | Xenophon, Anabasis, B. II.     |
|      |   | Homer, Iliad, B. VI.           |
|      |   | Cicero, In Catilinam, II.      |
|      |   | Virgil, Æneid, B. V.           |
|      |   | Cæsar, Bellum Britannicum.     |

Translation from English into Latin prose, involving a knowledge of the first forty exercises in Bradley's, Arnold's composition and re-translation of single passages.

Paper on Latin Grammar, on which special stress will be laid.

#### MATHEMATICS.

Arithmetic: Algebra, to end of Quadratic Equations; Euclid, Bb. I., II. and III.

#### ENGLISH.

A paper on English Grammar.  
Composition.

Critical reading of a Selected Poem:—

1886—Coleridge: Ancient Mariner and Christabel.

1887—Thomson: The Seasons, Autumn and Winter.

1888—Cowper: The Task, Bb. III. and IV.

1889—Scott: Lay of the Last Minstrel.

1890—Byron: The Prisoner of Chillon, Child Harold's Pilgrimage, from stanza 73 of Canto 2 to stanza 51 of Canto 3 inclusive.

#### HISTORY AND GEOGRAPHY.

English History, from William III. to George III. inclusive. Roman History, from the commencement of the Second Punic War to the death of Augustus. Greek History, from the Persian to the Peloponnesian Wars, both inclusive. Ancient Geography—Greece, Italy and Asia Minor. Modern Geography—North America and Europe.

Optional subjects instead of Greek:

#### FRENCH.

A paper on Grammar.

Translation from English into French prose.

|          |   |   |
|----------|---|---|
| 1886     | } | Souvestre un Philosophe sous les toits. |
| 1888     |   |   |
| and 1890 |   |   |

|      |   |                                 |
|------|---|---------------------------------|
| 1887 | } | Lamartine's Christophe Colombe. |
| 1889 |   |                                 |

#### or NATURAL PHILOSOPHY.

*Books*—Arnott's Elements of Physics, or Peck's Ganot's Popular Physics and Somerville's Physical Geography.

#### *Articled Clerks.*

Arithmetic.

Euclid, Bb. I., II. and III.

English Grammar and Composition.

English History—Queen Anne to George III.

Modern Geography—North America and Europe. Elements of Book-keeping.

Cicero, Cato Major, or Virgil, Æneid, B. I., vv. 1-304, in the year 1886, and in the years 1887, 1888, 1889, 1890 the same portions of Cicero or Virgil, at the option of the candidate, as noted above for Students-at-Law.

The report was read and received. Ordered for immediate consideration and adopted.

Ordered, that the curriculum proposed in the report be the curriculum for the time mentioned therein.

A letter from A. O. Jeffrey, Secretary of the Middlesex Law Association, enclosing a report of that Association, was read.

Mr. Meredith's notice of motion on the subject of a Law School and Law Examiners was read.

Mr. Meredith moves that the subject-matter of his said notice of motion and the said letter and report be referred to the Legal Education Committee to con-

sider and report, and that the Committee be requested to confer with the deputation appointed by the Middlesex Law Association. Carried.

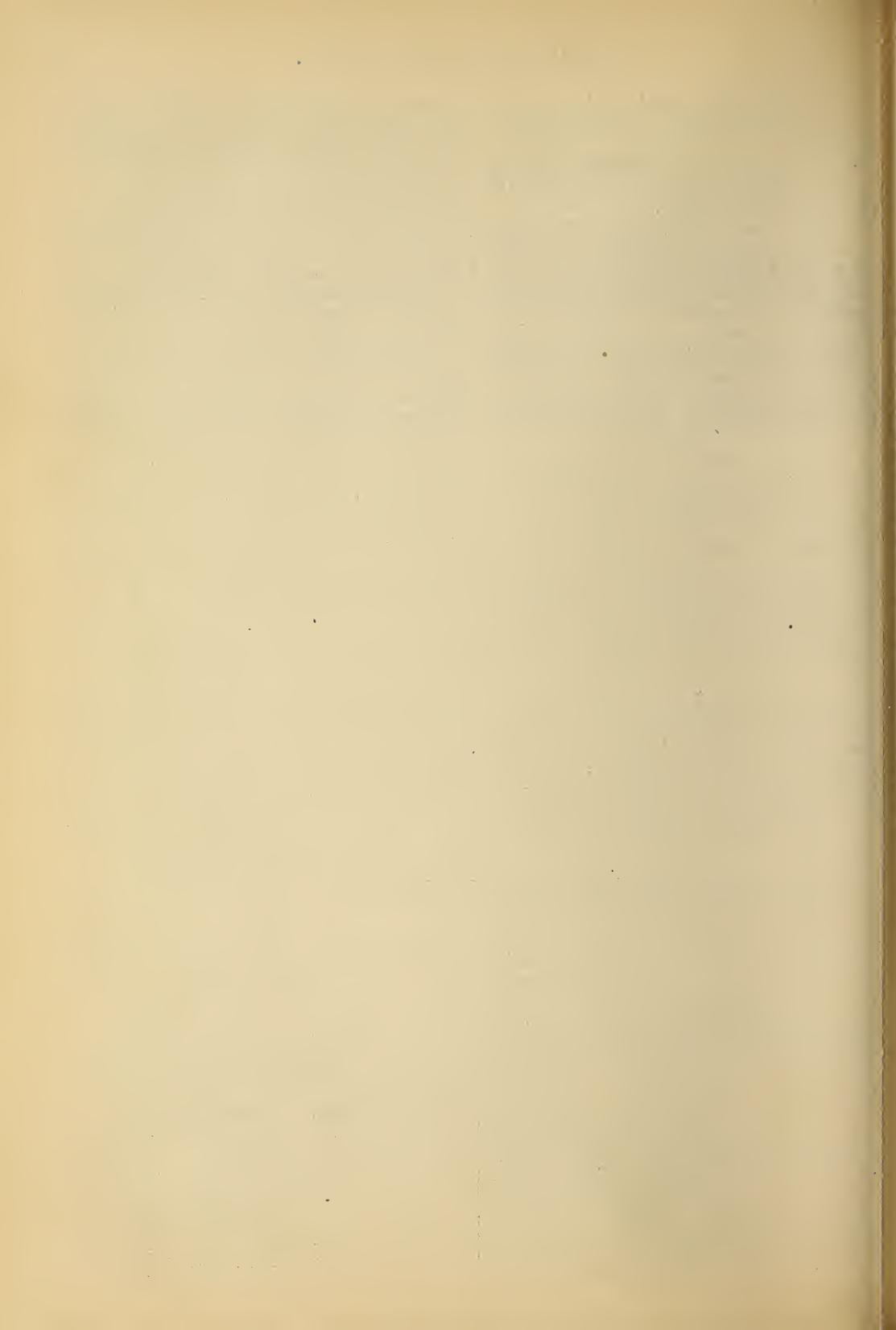
Mr. Read's notice of motion on the subject of the Law School was read.

Mr. Read moved that the subject-matter of his resolution be referred to the Legal Education Committee. Carried.

Mr. Moss moved that Mr. Meredith be added as a member of the Legal Education Committee. Carried.

Ordered, that a call of the Bench be made for the first Tuesday of next Term for the election of a Bencher in the place of James Bethune, Esq., Q.C., deceased.

---



## HILARY TERM, 1885.

The following is the resumé of the proceedings of the Benchers published by authority. The following gentlemen were called to the Bar, namely:

Messrs. Frank Hedley Phippen, Francis R. Powell, Henry John Wickham, John Workman Berryman, Richard Henry Hubbs, Harry Lawrence Ingles, William Albert Matheson, John Bell Jackson, Norman N. A. McMurchy, Frederick Luther Rogers, John Lawrence Murphy, Thomas Irwin Foster Hilliard, Hume Blake Elliott, Richard M. C. Toothe, Alexander Campbell Shaw, Joshua Denovan, Edward Allen Miller, Frederick W. Hill, Duncan Charles Murchison, Thomas Moffat, Maney Germon, George McLaurin.

The following gentlemen obtained certificates of fitness, namely:

Messrs. A. G. Murray, H. B. Elliott, A. E. Overell, H. J. Wickham, J. Greer, W. C. Widdifield, F. R. Powell, J. Heighington, N. N. A. McMurchy, A. Stuart, A. S. Lown, F. H. Phippen, J. Denovan, E. A. Miller, G. C. Thompson, R. H. Hubbs, W. A. Matheson, Joseph Campbell, T. Moffat, H. L. Ingles, James Miller, J. W. Berryman, F. E. Nelles, George Green.

The following passed their First Intermediate Examination, namely:

Messrs. Weekes, Sinclair, McPherson, Kerr, Millican, Hood, Lahey, McCabe, Fletcher, Guthrie, Quinn, Hutcheson, Jack, Watts, Murdoch, Thomson, Warner, Carson, Wallbridge, Dawson, Greene, Wardell, Fitch, Bowes, Chapple, Sinclair, Skinner. Messrs. Weekes, Kerr and Sinclair passed with honors, and were awarded the first, second and third scholarships.

The following gentlemen passed their Second Intermediate Examination, namely:

Messrs. Raney, Bristol, Cunningham, Marquis, Hays, Campbell, Harrington, Carson, Lewis, Macbeth, Treemean, Jackson, Hobson, Smith, Lindsay, Mowat, Coughlin, Stone, Wismer, Vanstone, Bucke, Lafferty, McTavish, Dawson, Gunn, McCarron, Yarwood. Messrs. Ra-

ney and Bristol passed with honors, and were awarded the first and second scholarships respectively.

The following gentlemen were admitted into the Society as students-at-law, namely:

Graduates—John Henry Cosgrove, Alexander Henderson, Jr.; John Arthur Tanner, Francis Alexander Anglin.

Matriculants of Universities—Alfred E. Cole, Dioscore J. Hurteau, William Charles Mikel.

Juniors—W. H. Moor, G. W. Littlejohn, A. St. G. Ellis, G. McCarter, W. A. Smith, E. N. R. Burns, E. S. Brown, J. P. O'Gara and W. Walton passed the Articled Clerks Examination.

MONDAY, 2ND FEBRUARY, 1884.

Present—Messrs. Meredith, Moss, J. F. Smith, Hoskin, Morris, Irving, Murray, McKelcan, Read, MacLennan, McCarthy, Ferguson.

In the absence of the Treasurer Mr. Irving was elected Chairman.

The various reports of the Examiners and Secretary in relation to the several examinations were read and considered, and the names of the successful candidates announced. A letter from Mr. H. J. Scott was read complaining of an over-charge for a copy of a judgment.

Ordered, That it be referred to the Reporting Committee to enquire into and report to Convocation.

TUESDAY, 3RD FEBRUARY, 1885.

Present—Messrs. Moss, Murray, Meredith, Kerr, Morris, MacLennan, Irving, Britton, Ferguson, J. F. Smith, Foy and McMichael.

On motion of Mr. Meredith, seconded by Mr. Moss, Mr. Irving was elected Chairman in the absence of the Treasurer.

On motion of Mr. Moss, seconded by Mr. Kerr, Mr. B. B. Osler was elected a Bencher in the place of James Bethune, Esq., Q.C., deceased.

The report of the Legal Education Committee on the subject of the call of English barristers to the Ontario Bar was directed to be considered on Saturday, 7th instant.

Mr. Moss moved the following rule, seconded by Mr. Morris, That rule No. 23 be amended by striking out the word "six" in the first line thereof, and substituting the word "four" in lieu thereof. The rule was read a first, second and third time and carried.

Mr. Moss moved that the following rule be read a first time. Mr. Morris seconded the motion which was carried. The rule was read a first time as follows: That rule 50 be amended by striking out the word "six" in the last line thereof, and substituting the word "seven" in lieu thereof. The rule was read a second and third time and carried.

The Secretary laid on the table the estimates prepared by the Finance Committee for the year 1885 and the balance sheet for the year 1884. The estimates and balance sheet were read. (See schedules at end of resumé.)

Ordered, That the balance sheet be printed and distributed according to the statute.

SATURDAY, 7TH FEBRUARY, 1885.

Convocation met. Present—Messrs. McCarthy, Read, Ferguson, Osler, Morris, Martin, McMichael, J. F. Smith, McKelcan, Moss, Murray and MacLennan.

On motion of Mr. Read, seconded by Mr. Ferguson, Mr. Irving was elected Chairman in the absence of the Treasurer.

Mr. Read moved that Mr. Osler be placed on the Reporting Committee, and that Mr. Morris be placed on the Library Committee. Carried.

The petition of the Middlesex Law Association was referred to the County Library Aid Committee.

The report of the Legal Education Committee on the question of Call to the Bar of this Province of English, Scotch and Irish barristers was considered, and the fourth clause thereof was, on motion, expunged, and the report, as amended, was adopted.

Mr. Ferguson moved, seconded by Mr. McKelcan, That the Secretary be instructed to inform Mr. De Souza that

his petition is not in order, and cannot be dealt with until after the Petitioner shall have complied with the rules of the Society as to notice, &c. Carried.

Mr. F. McKelcan gave notice that he would move, at the next regular meeting of Convocation, to introduce a rule amending the rules for Call in special cases by re-enacting the rules and regulations relating to the Call of Barristers in special cases as they existed prior to the 2nd September, 1882, and also to make further provisions for Call in special cases.

FRIDAY, 13TH FEBRUARY, 1885.

Present,—Messrs. Moss, Morris, Murray, Meredith, Bell, McCarthy, Beatty, Hoskin, Britton, MacLennan, McKelcan, Irving, Kerr, J. F. Smith, Read, Hudspeth, McMichael.

Mr. Irving was elected Chairman in the absence of the Treasurer.

The report of the Legal Education Committee on the petition of Mr. Green, an English solicitor of eighteen years' standing, recommending that he receive his certificate of fitness on payment of the fees in special cases, was received, read, considered and adopted. Ordered accordingly.

The report of the Committee on Legal Education, on the petition of Mr. Masson, was received and read.

Ordered, That the report be referred back to the Committee, with instructions to report that Mr. Masson should be admitted to an oral examination, on the ground that he had obtained not less than fifty per cent. of the aggregate of the marks in all the subjects.

The report of the same Committee on the petition of Mr. Strange was received and read and adopted. Ordered that Mr. Strange be called to the Bar.

On the motion of Mr. Meredith, seconded by Mr. Hoskin, it was ordered that the Legal Education Committee be directed to take such steps as may be necessary to get legislation in regard to the admission of English barristers.

Mr. McKelcan moved, seconded by Mr. Beatty, that rule 94 be amended by inserting as a second sub-section thereof the clause following:—

2. Any person who has been duly called to the Bar by any of the Inns of Court or

Societies having authority to call to the Bar of any of the Superior Courts of England, Ireland or Scotland.

That sub-section 3 of rule 95 be and the same is hereby re-enacted in the same terms as it stood in the rules of the Society prior to the 2nd September, 1882.

The amendment hereby enacted shall not apply to any one who shall have given notice during the present term of his intention to apply for call to the Bar.

The rule was read a first time.

On the motion of Mr. McKelcan, seconded by Mr. Britton, it was ordered that the above resolutions be referred to the Legal Education Committee for consideration, the Committee to report to Convocation next term.

Ordered, That the Solicitor of the Society be directed to instruct Mr. Robinson, Q.C., the Counsel retained, to oppose any claim of Mr. De Souza to practise at the Bar, without being first called to the Bar by the Law Society.

The report of the Finance Committee on the proposed investment of \$5,000 was received and read.

Ordered, That the proposal of the Committee to invest \$5,000 in the Huron and Erie Loan and Investment Company at five per cent., with a commission of one per cent., be approved.

Mr. Britton gave notice that he would on the first Tuesday of next term move that the question of having a telephone upstairs, at Osgoode Hall, be referred to a committee, with power to have one so placed.

The Secretary's letter to the Commissioners of Public Works was read, and no reply having been received, the Finance Committee was directed to take such action as may be necessary to have the repairs done by the Government.

The Solicitor's report was read, and the attention of the Finance Committee was directed to the unsatisfactory position of the matter of the boundaries mentioned in the said report.

Convocation adjourned.

ESTIMATES FOR 1884.

*Estimated Receipts.*

|                                  |            |
|----------------------------------|------------|
| Certificate and term fees .....  | \$17300 00 |
| Notice fees .....                | 625 00     |
| Attorney's examination fees..... | 5500 00    |
| Students' admission fees .....   | 6750 00    |

|  |         |
|--|---------|
| Call fees .....  | 8500 00 |
| Interest and dividends .....                           | 2500 00 |
| Government payment for heating, light, and water ..... | 2000 00 |

*Sundries—*

|   |        |
|---|--------|
| Fees on petitions, diplomas and certificates of admission ..... | 150 00 |
| Commission and fees on telegraph and telephone .....            | 275 00 |
| Reports sold, including Digest .....                            | 950 00 |

\$44550 00

RECEIPTS FOR 1884.

*Actual Receipts.*

|   |            |            |
|---|------------|------------|
| Certificates and term fees....                            | \$18253 75 |            |
| Less fees returned .....                                  | 41 50      | \$18212 25 |
| Notice fees .....   |            | 674 00     |
| Attorney's examination fees..                             | \$7442 83  |            |
| Less fees returned .....                                  | 1115 00    | 6327 83    |
| Students' admission fees ....                             | \$6520 00  |            |
| Less fees returned .....                                  | 400 00     | 6120 00    |
| Call fees.....  | \$11629 75 |            |
| Less fees returned .....                                  | 3119 75    | 8510 00    |
| Interests and Dividends.....                              |            | 2821 05    |
| Government payment for heating, lighting, and water....   |            | 2000 00    |
| Fees on petitions, diplomas and certificates of admission |            | 125 00     |
|   |            | \$44790 13 |

EXPENDITURE FOR 1884.

*Actual Expenditure.*

*Reporting—*

|                                   |           |            |
|-----------------------------------|-----------|------------|
| Salaries .....                    | \$8924 20 |            |
| Postage .....                     | 135 00    |            |
| Printing .....                    | 7698 98   |            |
| Supreme Court Reports ..          | 1848 00   |            |
| Notes for <i>Law Journal</i> .... | 395 49    |            |
| New Digest .....                  | 2684 75   |            |
|                                   |           | \$21686 42 |
| Less reports sold.....            | 642 47    | \$21043 95 |

*Examinations—*

|                              |           |         |
|------------------------------|-----------|---------|
| Salaries .....               | \$3200 00 |         |
| Scholarships ....            | 1380 00   |         |
| Printing and stationery ...  | 347 40    |         |
| Prizes in books (law school) | 50 00     |         |
| Engrossing fee returned ..   | 2 00      |         |
| Examiners for matriculation  | 195 00    |         |
| Medals .....                 | 177 87    |         |
|                              |           | 5352 27 |

*Library—*

|                            |         |
|----------------------------|---------|
| Books, binding and repairs | 3217 29 |
|----------------------------|---------|

*General Expenses and Salaries—*

|  |           |         |
|--|-----------|---------|
| Secretary, Sub-treasurer and librarian ..... | \$2000 00 |         |
| Assistants .....                             | 1113 11   |         |
| Housekeeper .....                            | 360 00    |         |
|  |           | 3473 11 |

*Lighting, Heating, Water and Insurance—*

|   |          |
|---|----------|
| Engineer and assistant . . .              | \$510 00 |
| Gas . . . . .                             | 475 53   |
| Water . . . . .                           | 631 73   |
| Insurance (books) . . . . .               | 90 00    |
| Bennett & Wright, new apparatus . . . . . | 500 00   |
| Fuel . . . . .                            | 264 32   |
| Repairs to apparatus . . . . .            | 182 30   |
| Carting coal and cutting wood . . . . .   | 42 40    |

2696 28

*Grounds—*

|                                |          |
|--------------------------------|----------|
| Gardener and assistant . . . . | \$340 00 |
| Tools . . . . .                | 3 30     |
| Manure . . . . .               | 22 50    |
| Labour . . . . .               | 396 46   |
| Snow clearing . . . . .        | 101 64   |

863 90

*Sundries—*

|  |         |
|--|---------|
| Postage . . . . .  | \$31 60 |
| Advertising (including <i>Law Journal</i> account) . . . . . | 115 85  |
| Stationery, printing, etc. . . . .                           | 172 39  |
| Law costs . . . . .  | 752 83  |
| Repairs . . . . .  | 180 35  |
| Furniture . . . . .  | 449 77  |
| Term lunches . . . . .                                       | 725 82  |
| County library aid . . . . .                                 | 900 00  |
| Telephone office . . . . .                                   | 273 98  |
| Portrait (Berthon) . . . . .                                 | 400 00  |
| Auditor (\$100 01), Ellis (clocks, \$10) . . . . .           | 110 01  |
| Tenant (\$56 34), Telegrams (\$5 90) . . . . .               | 62 24   |
| Clarkson (\$12 60), Gilly (\$10) Resumé . . . . .            | 22 60   |
| Blinds (\$4 11), Hay & Co. (\$12 90) . . . . .               | 43 00   |
| Blinds (\$4 11), Hay & Co. (\$12 90) . . . . .               | 17 06   |
| Illuminating address (Spragge) . . . . .                     | 15 00   |
| Ice (two years, \$25), papering (\$29 68) . . . . .          | 54 68   |
| Door springs (\$7 50), J. Daley (\$9 30) . . . . .           | 16 80   |
| Oiling and cleaning . . . . .                                | 27 15   |
| Guarantee Company . . . . .                                  | 20 00   |
| Dusting books . . . . .                                      | 16 95   |
| W. Hope . . . . .  | 20 00   |
| Telephone assistant . . . . .                                | 9 00    |
| Parkes . . . . .   | 6 90    |
| Petty charges . . . . .                                      | 28 25   |

4472 23

3071 10

\$44790 13

ESTIMATE FOR 1884.

*Estimated Expenditure.**Reporting—*

|   |           |
|---|-----------|
| Salaries . . . . .  | \$8600 00 |
| Postage . . . . .   | 105 00    |
| Printing . . . . .  | 7850 00   |
| Supreme Court Reports . . . . .   | 1800 00   |
| Notes for <i>Law Journal</i> . . . . .  | 90 00     |
| New Digest, compiling (\$1000), printing (\$1400), distributing (\$100) . . . . . | 2500 00   |
| Insurance . . . . .   | 100 00    |

\$21045 00

*Examinations—*

|                                      |           |
|--------------------------------------|-----------|
| Salaries . . . . .                   | \$3200 00 |
| Scholarships . . . . .               | 1600 00   |
| Printing and stationery . . . . .    | 250 00    |
| Medals . . . . .                     | 120 00    |
| Law school prizes . . . . .          | 50 00     |
| Examiners for matriculation          | 300 00    |
| <i>Law Journal</i> account . . . . . | 100 00    |

5620 00

*Library—*

|                                      |         |
|--------------------------------------|---------|
| Books, binding and repairs . . . . . | 2800 00 |
|--------------------------------------|---------|

*General Expenses and Salaries—*

|  |           |
|--|-----------|
| Secretary, Sub-treasurer and librarian . . . . . | \$2000 00 |
| Assistants . . . . .                             | 1200 00   |
| Housekeeper . . . . .                            | 360 00    |

3560 00

*Lighting, Heating, Water and Insurance—*

|   |          |
|---|----------|
| Engineer and assistant . . . . .        | \$425 00 |
| Gas . . . . .                           | 630 00   |
| Water . . . . .                         | 843 00   |
| Weighing coal . . . . .                 | 5 00     |
| Fuel . . . . .                          | 853 00   |
| Repairs to apparatus . . . . .          | 300 00   |
| Carting coal and cutting wood . . . . . | 75 00    |

3131 00

*Grounds—*

|                                  |          |
|----------------------------------|----------|
| Gardener and assistant . . . . . | \$500 00 |
| Tools . . . . .                  | 5 00     |
| Cartage . . . . .                | 60 00    |
| Water for lawn . . . . .         | 34 00    |
| Snow clearing . . . . .          | 40 00    |

639 00

*Sundries—*

|                                |         |
|--------------------------------|---------|
| Gas for cook stove . . . . .   | \$50 00 |
| Auditor . . . . .              | 100 00  |
| Postage . . . . .              | 30 00   |
| Telephone rent . . . . .       | 100 00  |
| Clocks . . . . .               | 10 00   |
| Ice . . . . .                  | 15 00   |
| Term lunches . . . . .         | 400 00  |
| Cleaning windows . . . . .     | 34 00   |
| Guarantee Company . . . . .    | 20 00   |
| Dusting books . . . . .        | 18 00   |
| P. O. box . . . . .            | 6 00    |
| Telephone operator . . . . .   | 432 00  |
| “ boy . . . . .                | 96 00   |
| “ messages . . . . .           | 8 00    |
| Resumé . . . . .               | 40 00   |
| Repairs to furniture . . . . . | 50 00   |
| New furniture . . . . .        | 300 00  |
| Repairs to walks . . . . .     | 300 00  |
| Law costs . . . . .            | 1000 00 |
| Removing matting . . . . .     | 40 00   |
| Unforeseen expenses . . . . .  | 200 00  |
| Stationery . . . . .           | 240 00  |

3489 00

*Extraordinary Expenditure—*

|                                 |         |
|---------------------------------|---------|
| Furnace for east wing . . . . . | 400 00  |
| County library aid . . . . .    | 1616 00 |
| Balance . . . . .               | 2250 00 |

\$44550 00

HILARY TERM, 1885.

ESTIMATES FOR 1885.

*Receipts.*

|                                   |            |
|-----------------------------------|------------|
| Certificate and term fees .....   | \$18250 00 |
| Notice fees .....                 | 630 00     |
| Attorney's examination fees ..... | 5750 00    |
| Students' admission fees .....    | 6000 00    |
| Call fees .....                   | 8250 00    |
| Interest and dividends .....      | 2900 00    |

*Sundries—*

|  |         |
|--|---------|
| Fees for petitions, certificates and diplomas.....   | 120 00  |
| Commission and fees on telegraph and telephone ..... | 275 00  |
| Reports sold .....                                   | 1150 00 |
| Digests sold .....                                   | 1400 00 |

\$44725 00

*Expenditure.*

*Reporting—*

|   |           |
|---|-----------|
| Salaries .....  | \$8600 00 |
| Printing .....  | 9950 00   |
| Half probable expense of election reports .....         | 85000 00  |
| Notes for <i>Law Journal</i> and <i>Law Times</i> ..... | 500 00    |
| Insurance on stock of reports .....                     | 90 00     |

*Examinations—*

|                                   |         |
|-----------------------------------|---------|
| Salaries .....                    | 3200 00 |
| Scholarships .....                | 1500 00 |
| Printing and stationery .....     | 250 00  |
| Medals .....                      | 120 00  |
| Law school prizes .....           | 50 00   |
| Examiners for matriculation ..... | 200 00  |
| <i>Law Journal</i> account.....   | 100 00  |

*Library—*

|                                  |         |
|----------------------------------|---------|
| Books, binding and repairs ..... | 3000 00 |
|----------------------------------|---------|

*General Expenses and Salaries—*

|   |         |
|---|---------|
| Secretary, Sub-treasurer and librarian. | 2000 00 |
| Assistants .....                        | 1200 00 |
| Housekeeper .....                       | 360 00  |

*Lighting, Heating, Water and Insurance—*

|  |        |
|--|--------|
| Gas for cookstove .....                              | 70 00  |
| " building .....                                     | 220 00 |
| Water for building (\$120), for grounds (\$34) ..... | 154 00 |
| Insurance premium for three years ..                 | 595 00 |
| Payment to Government under contract                 | 750 00 |
| Fuel, coal (\$150), wood (\$50) .....                | 200 00 |
| New apparatus, balance due.....                      | 370 00 |

*Grounds—*

|  |        |
|--|--------|
| Man (\$360), hose for lawn and reel (\$60) | 420 00 |
| Expense of grounds as per contract ..      | 250 00 |
| Repairing boardwalks .....                 | 50 00  |
| Snow clearing .....                        | 50 00  |

*Sundries—*

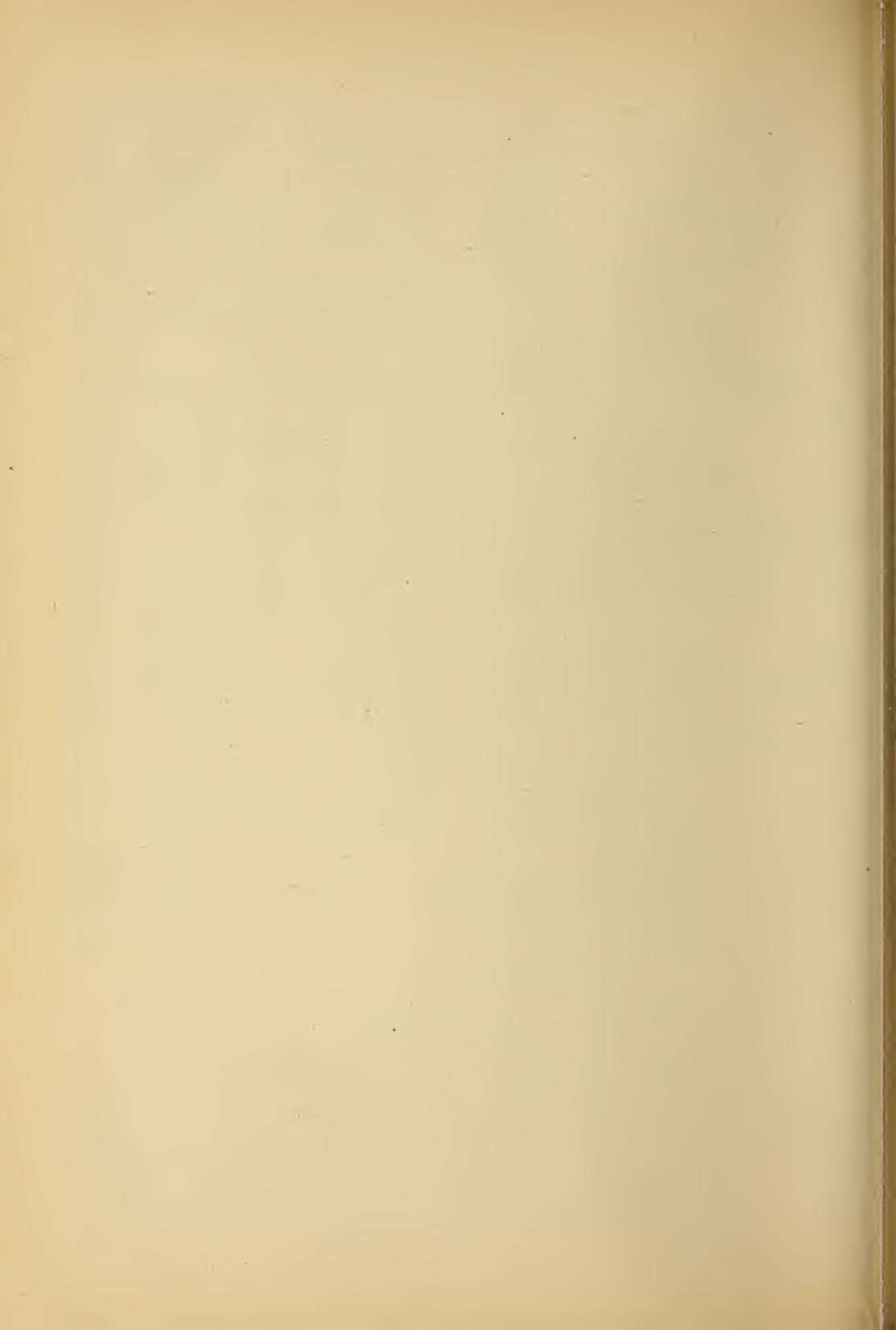
|   |         |
|---|---------|
| Flowers.....  | 25 00   |
| Postage (\$30), Resumé in <i>Law Journal</i> (\$40) .....             | 70 00   |
| Stationery (\$200), law costs (\$500)....                             | 700 00  |
| Repairs to building, including fitting up new rooms in basement ..... | 250 00  |
| Term lunches .....  | 500 00  |
| Furniture, including new lockers and cupboards.....                   | 300 00  |
| County library aid (annual).....                                      | 1300 00 |
| Supplementary initiatory.....   | 2350 00 |
| Guarantee Company premium .....                                       | 20 00   |
| Telegraph operator.....   | 432 00  |
| " relief operator .....   | 20 00   |
| " message boy.....  | 96 00   |
| Telephone rent .....  | 100 00  |
| New clocks .....  | 30 00   |
| Attendance on clocks.....   | 10 00   |
| Portrait frame (C. J. Cameron) .....                                  | 114 00  |
| Dusting books.....  | 18 00   |
| Oiling floor of library .....   | 16 00   |
| 100 copies Resumé (four terms) .....                                  | 12 00   |
| Auditor .....   | 100 00  |
| Ice .....   | 15 00   |
| Unforeseen expenses .....   | 200 00  |
| Knife cleaner and carpet sweeper ....                                 | 21 00   |
| Engrossment of resolution (late J. Bethune, Q.C.) .....               | 15 00   |

\$41813 00

Estimated balance .....

2912 00

\$44725 00



## EASTER TERM, 1885.

The following is the resumé of the proceedings of the Benchers, published by authority:—

During this term the following gentlemen were called to the Bar, namely:—

Messrs. Donald Malcolm McIntyre, with honours and gold medal; Robert Smith, John Macpherson, William Edward Middleton, John Tytler, Robert William Evans, Robert Victor Sinclair, Ernest Joseph Beaumont, James Redmond O'Reilly, George Eldon Kidd, James Chisholm, Robert Ormiston Kilgour, William Avery Bishop, Francis Gilbert Lilly, Donald Macdonald, William Beardsley Raymond, Christopher Conway Robinson, Charles Creighton Ross, John Thomas Sproule, Arthur Byron McBride. These names are arranged in the order in which the candidates appeared before Convocation for call.

The following gentlemen were granted Certificates of Fitness as Solicitors, namely:—R. Smith, A. B. McBride, F. W. Thistlethwaite, C. F. Farewell, J. R. O'Reilly, D. W. Saunders, S. O. Richards, D. Macdonald, J. Tytler, A. G. Campbell, J. Macpherson, A. C. Rutherford, H. V. Greene, G. E. Evans, W. J. Church, L. H. Patten, R. N. Ball, J. S. Garvin, T. Johnson, G. E. Kidd, A. A. Mahaffy, A. K. Goodman, H. T. Shibley, D. R. Davis, J. R. Miller, T. I. F. Hilliard, C. R. Irvine, H. Cowan, W. Masson, G. Bolster.

The following gentlemen passed their First Intermediate Examination, viz.:—G. W. Holmes with honours, first scholarship; W. P. Torrance with honours, second scholarship; W. L. Scott with honours, third scholarship; Messrs. L. W. F. Berkeley, H. H. Langton, W. C. P. McGovern, W. S. Hall and J. A. Page, with honours; and J. E. Kirkland, F. M. Field, A. B. Bartlett, J. R. Code, J. M. Balderson, R. A. Grant, A. Stevenson, J. T. Doyle, W. D. Gregory, J. E. Hansford, S. W. Broad, W. L. M. Lindsey, C. A. Ghent, T. M. Bowman, R. R. Bruce, J. M. Mussen, W. W. Jones, C. A. Blanchet, G. F. Henderson, H. M. Cleland, W. G. Burns, H. D. Cowan, E. E. L. Pilsworth, A. E. Trow.

The following gentlemen passed their Second Intermediate Examination, viz.:—R. H. Collins, with honours and first scholarship; J. M. Clark, with honours and second scholarship; and Messrs. J. S. Campbell, J. F. Cryer, John Clark, H. E. Ridley, J. H. Bobier, D. A. Givens, R. F. Sutherland, J. D. O'Neill, D. H. Cole, A. D. McLaren, A. C. F. Boulton, G. F. Burton, S. C. Mewburn, E. W. Morphy, O. L. Spencer.

The following candidates were admitted as students-at-law, namely:—

*Graduates*—Alexander Gray Farrell, William Henry Williams, Herbert Read Welton.

*Matriculants*—Samuel Storm Martin, James Henry Cooper.

*Juniors*—J. A. Fleming, W. G. Richards, R. M. Graham, J. P. Dunlop, W. G. Green, J. D. Lamont, C. Stiles, J. H. Denton, W. J. Whiteside, S. B. Arnold, W. Kennedy, J. R. Layton, W. L. Hatton, W. J. Williams, H. Armstrong, H. W. Ross, R. G. Pegley, A. H. Wallbridge, M. K. Cowan, J. J. Drew, M. Murdoch, G. H. Muntz, C. E. Lyons and F. C. Hastings.

MONDAY, 18TH MAY.

Convocation met.

Present—Messrs. Maclellan, Read, Moss, Foy, Morris, Ferguson, Osler, Hoskin, Irving, J. F. Smith, Martin, Murray, Mackelcan.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The various reports of the examiners and secretary in relation to the several examinations were received, considered and adopted.

Mr. Robinson's letter of 18th inst., upon the subject of editing the reports, was referred to the Reporting Committee for report to Convocation.

The petition of Mr. R. W. Evans was referred to the Legal Education Committee.

The report of the Legal Education Committee on the cases of Messrs. McCullough, Yarwood, Carson, Young, Helliwell, was received, read and adopted.

The report of the Legal Education Committee as to the legislation of last session of the Ontario Legislature on the subject of admission of members of the Bar of England, Ireland and Scotland, was received and adopted.

The report of the Legal Education Committee upon the subject of the primary examinations and curriculum therefor, was received, read and adopted.

The report of the examiners on the case of Mr. Masson was received and adopted.

The report of the Examiners on the Law School for session 1884-85 was received, and ordered for consideration on Saturday next.

The report of the County Libraries Aid Committee was received and read. Ordered for consideration on Saturday, the Finance Committee to report thereon as to application of Lindsay Association.

Letters were read from Messrs. Langtry and Eddis upon the subject of the volunteers who were members of the Law Society but not yet called to the Bar.

TUESDAY, 19TH MAY.

Convocation met.

Present—Messrs. Mackelcan, J. F. Smith, McCarthy, Ferguson, Foy, Morris, S. H. Blake, Kerr, Murray, Read.

In the absence of the treasurer, Mr. Mackelcan was elected chairman.

The report of the Legal Education Committee on the cases of Messrs. Evans, Mahaffy, McMillan, Hilliard, Miller, Goodman, Shibley, was received, ordered for immediate consideration, and adopted in so far as the same related to the cases of Messrs. Evans, Mahaffy, McMillan, Goodman and Shibley; and as to the cases of Messrs. Hilliard and Miller, the report was referred back to the Committee for further consideration, with instructions to report generally as to the rule to be followed in such cases.

A communication was read from H. R. Hardy asking for a grant of \$100 towards the publication of a law list. It was decided to take no action in the matter.

Ordered, That all members of the Society who had given notice of their intention to present themselves for call or for admission during the present term, and who have been prevented from so doing by reason of absence upon military service

in the North-West, be called to the Bar or admitted, as the case may be, without further examination and without payment of fees, upon complying with the other rules of the Society.

Ordered, That all students-at-law and articled clerks who are on active military service shall be allowed the time during which they have been or may be absent from their offices; and also any examinations which may intervene and for which they might have presented themselves while on such service.

It was ordered that Mr. Delos R. Davis receive his certificate of fitness as a solicitor.

SATURDAY, 23RD MAY.

Convocation met.

Present—Messrs. Maclellan, Moss, J. F. Smith, Martin, Murray, Hardy, Irving, Ferguson, Osler.

Mr. Irving was elected chairman in the absence of the treasurer.

Hon. E. Blake, Q.C., was re-elected treasurer for current year.

A letter from Mr. Read, Q.C., tendering the resignation of his position as Benchet, was read. It was moved by Mr. Hardy, seconded by Mr. Maclellan, that Convocation regret that Mr. Read should contemplate retiring from a position in which his valuable services and long experience are, and have been, of great value, and direct that the secretary do write requesting him to withdraw his resignation.

The report of the Legal Education Committee on the cases of Messrs. Miller and Hilliard was received, read and adopted.

It was ordered that during the present illness of the secretary, Mr. C. B. Grasett countersign the Certificates of Fitness ordered to issue.

The report of the Finance Committee relating to the grant to the Lindsay Law Library Association was received and adopted.

The report of the County Libraries Aid Committee, which had been presented on Monday last, was adopted.

Mr. Maclellan presented the report of the Reporting Committee, which was received and adopted.

The petition of Mr. O. L. Spencer, a captain in the Grenadiers, was received.

Ordered, That Mr. Spencer's Second Intermediate Examination be allowed, his

case coming within the resolution passed by Convocation on the 19th inst.

The report of the Special Committee for striking Standing Committees recommended the following names, was received and adopted.

#### STANDING COMMITTEES.

*Legal Education*—J. Crickmore, J. H. Ferguson, D. Guthrie, J. Hoskin, J. H. Morris, C. Moss, F. Mackelcan, J. F. Smith, W. R. Meredith.

*Library*—J. Beaty, J. Bell, Hon. S. H. Blake, H. Cameron, J. H. Ferguson, Æ. Irving, C. Moss, Dr. McMichael, J. H. Morris.

*Discipline*—J. Beaty, J. Hoskin, A. Hudspeth, J. K. Kerr, F. Mackelcan, J. MacLennan, Dr. McMichael, T. Robertson, L. W. Smith, D.C.L.

*Finance*—Hon. S. H. Blake, Æ. Irving, J. J. Foy, Hon. A. S. Hardy, E. Martin, W. R. Meredith, H. W. M. Murray, D. B. Read, L. W. Smith, D.C.L.

*Reporting*—B. M. Britton, H. Cameron, E. Martin, H. W. M. Murray, J. MacLennan, D. McCarthy, F. Mackelcan, J. F. Smith, B. B. Osler.

*County Libraries Aid*—B. M. Britton, H. Cameron, D. Guthrie, Hon. A. S. Hardy, A. Hudspeth, J. K. Kerr, E. Martin, W. R. Meredith, T. Robertson.

*Journals of Convocation*—B. M. Britton, J. Foy, Hon. C. F. Fraser, J. Hoskin, J. K. Kerr, C. Moss, D. McCarthy, J. MacLennan, Hon. T. B. Pardee.

The petition of Delos R. Davis was presented, when it was ordered that \$160 be refunded him.

Pursuant to notice Mr. Moss moved,—That the Curriculum for Primary Examinations for the years 1886-1890, inclusive, be amended by adding to the English subjects for 1886 the following: "Or Ancient Mariner and Ode to the Departing Year; France, an Ode; Dejection, an Ode; To William Wordsworth, Youth and Age."

Pursuant to notice a Rule amending a Rule of 26th December, 1882, was read a first and second time, and ordered for a third reading on Friday the 29th May next.

Pursuant to notice Mr. Moss moved,—That the following be a Rule of this Society:—

Any graduate in the Faculty of Arts in

any university in Her Majesty's Dominions empowered to grant such degrees, who has given four weeks notice in accordance with the existing rules, and has otherwise complied with the rules of the Society, may, upon presenting to Convocation, at its meeting on the last Tuesday in June in any year, his diploma, or a proper certificate of his having received his degree, be admitted on the books of the Society as a student-at-law, and such admission shall be taken to be as on the first Monday of Easter Term.

The Rule was read a first and second time, and ordered for a third reading on Friday, 29th May next.

Mr. Moss gave notice that at the next meeting of Convocation he would introduce a Rule as follows:—

From and after the day of 1885, no person then or thereafter bound by articles of clerkship to any solicitor, shall, during the term of service mentioned in such articles, hold any office or engage in any employment whatsoever, other than the employment of clerk to such solicitor, and his partner or partners (if any) and his Toronto agent, with the consent of such solicitors in the business, practice or employment of a solicitor.

Convocation adjourned.

FRIDAY, 29TH MAY.

Convocation met.

Present — Messrs. Robertson, Crickmore, Moss, Mackelcan, Morris, Britton, Irving, Murray, Guthrie, MacLennan, J. F. Smith, L. W. Smith, Foy.

In the absence of the treasurer Mr. Irving was elected chairman.

Mr. J. Baldwin Hand's petition was received and it was ordered that the prayer of the petition be not granted.

Mr. MacLennan presented the report relating to honours and medals on the Call, and honours and scholarships on the First and Second Intermediate Examinations.

The report was received and adopted.

A letter was read from Mr. Read in reply to the secretary's letter requesting him to withdraw his resignation in which he says that he had in contemplation resigning for some time, and only postponed doing so till this term, an anniversary term of his call to the Bar, and he adheres to his resignation.

Convocation having had under consideration Mr. Read's letter tendering his resignation of his position of Benchler, with feelings of great regret accept his resignation. Whereupon it was ordered that a call of the Bench be made for the election of a Benchler in Mr. Read's stead for Tuesday, 8th September.

A letter from Mr. W. Stephens was read and the secretary directed to say that his case did not come within the resolutions adopted by Convocation.

The Report of the Law School was considered and it was ordered that as the required number of students did not present themselves for examination no prizes could be awarded.

The Rule relating to Rule of 26th December, 1882, was read a third time and passed as follows:—

That section 4 of the Rules for Examinations passed on the 26th December, 1882, be amended by inserting the words "at least 29 per cent. of the marks obtainable on the paper on each subject and" between the words "obtain" and "at least," where these words first occur in the second section.

The secretary was directed to have the said Rule published in THE LAW JOURNAL.

The Rule, as read a first and second time at the last meeting, relating to graduates was then read a third time and passed.

Pursuant to notice a Rule relating to persons engaging themselves in employment other than the employment of articulated clerks during the term of their articles, was read a first and second time and ordered for a third reading on Saturday, 6th June.

Convocation rose.

SATURDAY, 6TH JUNE.

Convocation met.

Present—Messrs. Murray, J. F. Smith, Ferguson, Morris, S. H. Blake, Meredith, Irving, Maclennan, Moss, Osler.

In the absence of the treasurer Mr. Irving was elected chairman.

The letter of the treasurer dated 2nd June, 1885, in reference to his recent reelection as treasurer was received and read.

Mr. J. F. Smith presented the report relating to Mr. A. B. McBride which was received and adopted. Ordered that Mr. McBride be called to the Bar. Mr. Mc-

Bride attended and was called to the Bar accordingly.

The secretary having reported that Wm. Masson had completed his service and was entitled to his certificate, it was ordered that he receive his certificate of fitness.

The Report of the Legal Education Committee on the case of Mr. G. A. Payne was received and adopted, and his examination allowed.

Mr. Maclennan from the Reporting Committee reported as follows:—

1. Your committee have had contracts prepared with Mr. O'Brien and Messrs. Carswell and Co. of the *Law Times* for the publication of early notes on the terms directed by Convocation, and for a period of one year from the first day of July, and afterwards, subject to determination by either party on three months' notice.

2. Your committee have had under consideration the subject of an appropriation asked for by the editor towards the preparation of the next triennial digest, and recommend that the sum of \$1,000 be appropriated for that purpose to be applied by the editor in procuring any assistance he may think necessary, and to be paid when the digest is issued, the responsibility for the work to remain, as at present, with the editor and reporters.

3. The reporting work is not going well forward as on some former occasions.

In the Queen's Bench Division there are nine cases unissued all of a date prior to the thirteenth day of March. In the Common Pleas Division there are twenty-seven cases not issued of which one was delivered in August and four in December, 1884, two in January, sixteen in February and four in March last. In the Chancery Division, although a large amount of work has been done, the arrears are not yet quite worked off. With Mr. Lefroy there are thirty-eight cases unpublished and with Mr. Boomer twenty-four, about one quarter of which belongs to the year 1884. The Practice Reports are fairly well up; there are forty-four cases unpublished of which only eleven are older than March last. Complaints have been made to your Committee of some mistakes and inaccuracies in these reports, and the Committee think the complaints, to a certain extent, well founded. Your Committee think

that some of the other reports would be improved by greater care on the part of the reporters. Your Committee regret to say that they have received no return from the reporter of the Court of Appeal during the present term, although specially requested to send it in. From his former returns and from those of the printers your Committee find that there are eleven appeal cases in the hands of the printers, but not yet published, of a date prior to November, 1884. There appear to be only two other cases in that Court yet given to the printer, and of the cases named in the reporter's return for last term it appears that there are twenty-six judgments given in and prior to January last, not one of which has yet been given to the printer. Your Committee have no means in the absence of any return of knowing how many judgments have been given since January, but it is well known there are a good many. Mr. Grant has issued one number in November, one in December, one in February and one in May of 560 pages in seven months. The last two numbers contain eleven cases, and at the same rate it would take fourteen months longer to issue all the cases to the end of 1884.

The report was received and adopted.

The secretary reported that H. C. R. Becher, Q.C., Hon T. B. Pardee, Q.C., and Hon. A. S. Hardy, Q.C., had not attended meetings of Convocation for the last three consecutive terms.

Ordered that a call of the Bench be made for the first Tuesday of Trinity Term for the election of Benchers in the places of Messrs. Becher, Pardee and Hardy.

Mr. MacLennan from Joint Committee of Finance and Reporting reported as follows upon the subject of Mr. Robinson's letter:—

The Joint Committee composed of the Finance and Reporting Committees to whom was referred Mr. Robinson's letter of 18th instant on the subject of an increase of salary for the editor-in-chief beg leave to report as follows:—

The Committee are of the opinion that the funds of the Society do not admit of any considerable permanent increase of expenditure without a very pressing necessity.

The Committee are further of opinion that the salary at present attached to the

office of editor-in-chief is sufficient as long as the reporters do the work prescribed by the Rules of the Society.

Your Committee refer to Rules 143, 144, and 145 which intend that the actual execution of the reports is the duty of the reporters, and that the duty of the editor is one of oversight.

Your Committee have communicated with Mr. Robinson with the view, if possible, of retaining his services as editor upon the footing of his labours being reduced to that of oversight and supervision as contemplated by the Rules; but your Committee regret to say that for various reasons Mr. Robinson cannot see his way to do this.

Your Committee therefore recommend that applications for the position of editor-in-chief be advertised for in the usual manner, and that Mr. Robinson be requested to retain his office until his successor is appointed.

The report was received and adopted.

The secretary was directed to communicate to Mr. Robinson that part of the third paragraph relating to his letter.

It was ordered that the usual notice for applications for editor-in-chief be published, and that the usual notice be given to every Bencher for Tuesday, 30th June.

The petition of Gerald Bolster was presented and considered. Ordered, That his certificate of fitness be allowed him, and that the usual fee be not charged.

A resolution was carried respecting Mr. Grant's neglect to make any return during the present term of his reporting work, and the backward condition of the Appeal Reports.

The secretary was directed to communicate the same to Mr. Grant forthwith.

Convocation requested the Finance Committee to take into consideration the system of ventilation of the library, and also the condition of the ceiling.

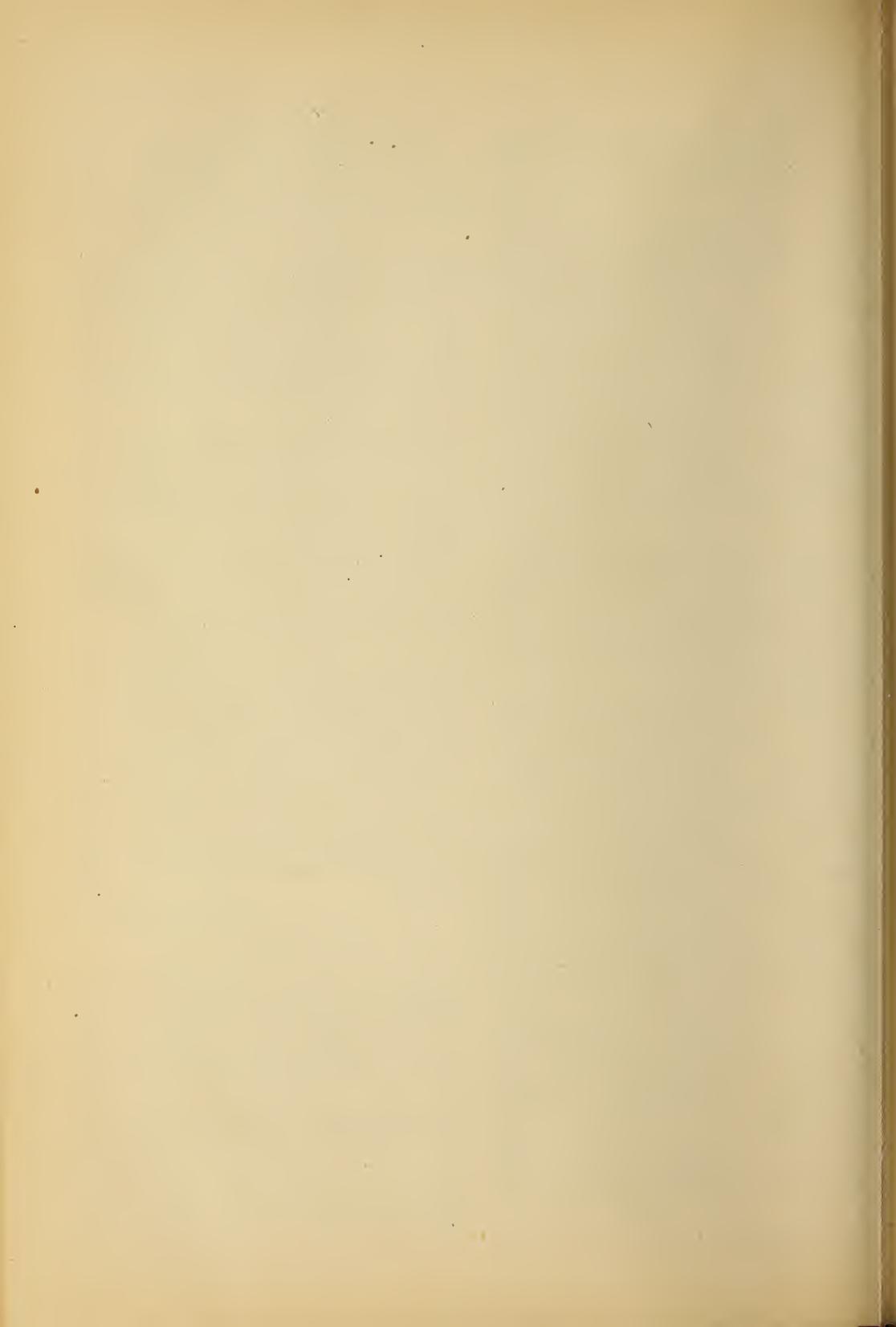
The Rule, moved by Mr. Moss at last meeting and read twice, relating to service of articled clerks, was read a third time and passed.

Mr. Morris was placed on the Finance Committee in the room of Mr. Read.

Mr. Osler gave notice of motion for the first day of Trinity Term for the formation of a branch library at the Court House for the use of the profession.

J. K. KERR.

*Chairman of Committee on Journals*



## TRINITY TERM, 49 VICT., 1885.

The following is the resumé of the proceedings of the Benchers on the 30th June, and during Trinity Term, published by authority.

During Trinity Term the following gentlemen were called to the Bar, namely:—

Messrs. George Morehead, Angus Claude Macdonell, John Jackson Scott, Angus MacMurchy, Leonard Hugh Patten, Spencer Love, James Baird, Philip Henry Simpson, Charles Julius Mickle, Louis Martin Hayes, Stephen Ormond Richards Edward Wm. Murray Flock, David Fasken, Sanford Dennis Biggar, George Hamilton Jarvis, John Alfred McAndrew, Archibald Gilchrist Campbell, Joseph Priestly Fisher, George Cory Thomson, Henry Thomas Shibley, Douglas Alexander, John Baldwin Hands, Stephen O'Brien, Ambrose Kenneth Goodman, Willoughby Staples Brewster, John Armstrong, John Shilton, John Strange, Henry Brock, Daniel Hugh Allan, Alexander George Murray, Francis Wolferstan Goodhue Thomas, John Frederick Grierson, Henry Walter Mickle, Francis Arthur Eddis, George Sandfield Macdonald, George Hiram Capron Brooke, Albert John Flint, Donald Macdonald Howard, John Andrew Forin.

The following gentlemen were granted Certificates of Fitness as Solicitors, namely:—

Messrs. A. Carruthers, W. S. Brewster, A. MacMurchy, A. E. O'Meara, J. Shilton, P. H. Simpson, S. Love, G. H. Jarvis, S. D. Biggar, J. Baird, J. A. McAndrew, C. J. Mickle, J. Armstrong, T. E. Parke, D. Alexander, J. D. S. C. Robertson, D. F. McArdle, F. E. Redick, W. H. Robinson, S. O'Brien, T. C. L. Armstrong, E. A. Langtry, R. J. Dowdall, H. Brock, D. H. Allan, J. F. Grierson, F. W. G. Thomas, H. W. Mickle, G. H. C. Brooke, A. J. Flint, D. McD. Howard, J. A. Forin.

The following gentlemen passed their First Intermediate Examination, viz.:—

R. J. McLaughlin, with honors, and first scholarship; A. P. McDonell, with honors, and second scholarship; J. M.

Young, with honors, and third scholarship; and Messrs. F. H. Kilbourne, F. P. Henry, C. Horgan, F. A. Anglin, H. R. Welton, A. Macnish, T. Browne, R. J. Leslie, J. A. Davidson, W. Lawson, E. H. Ridley, M. Wright, J. B. Davidson, S. W. Perry, T. Steele, A. F. May, W. H. Campbell, E. H. Jackes, J. M. McWhinney, A. Saunders, T. R. Ferguson, J. H. Kew, H. O. E. Pratt, G. L. Lennox, W. G. Munro, W. S. Turnbull.

The following gentlemen passed their Second Intermediate Examination, viz.:—

J. H. Reeves, with honors, and first scholarship; A. E. Swartout, with honors, and second scholarship; W. Chambers, with honors, and third scholarship; and Messrs. G. H. Kilmer, J. F. Lyall, A. W. Fraser, E. J. B. Duncan, R. C. Donald, T. A. McGillivray, D. G. Marshall, H. S. Osler, E. Considine, G. A. Loney, J. B. Dalzell, W. Whittaker, A. Fraser, R. H. Pringle, J. W. Bennett, J. L. Peters, J. R. Shaw, J. Elliott, A. J. Arnold, J. P. Eastwood, D. C. Hossack, L. Lee, J. A. Mills.

On 30th June, the following candidates were admitted as Students-at-Law as of the first day of Easter Term, viz.:—

*Graduates.*—Robert Maxwell Dennistoun, Heber James Hamilton, John Gumaer Holmes, Gordon Hunter Matthew Ford Muir, John Irving Poole, William W. Vickers. And on the first day of Trinity Term the following candidates were admitted.

*Graduates.*—Clifford Kemp, William Smith, Albert Ed. Kingsley Grier, Evan John MacIntyre, Alex. Doffs Cartwright, James H. Macnee, Horatio Venice Lyon, Stuart Alex. Henderson, Wm. Craig Chisholm, James Albert Collins, Herbert Edward Irwin, Edward Herbert Johnston, John Kyles, Robt. Osborne McCulloch, William Henry Walker, Thomas Walmsley, Henry Blois Witton, James Alex. Victor Preston, Alfred Burke Thompson.

*Matriculants.*—John Bell Holden, Walker Lewis E. Marsh, Frank William Maclean, Dudley Holmes, Augustus Jas. Jackson Thibaudeau.

*Juniors*.—D. A. McKillop, S. H. Brooke, E. G. P. Pickup, W. McKay, G. B. Carroll, W. J. Hanna, P. H. Bartlett, I. Greenizen, W. York, H. D. Macdonald, J. F. Keith, A. F. Wilson, J. Knowles, T. W. Scandrett, J. J. McPhillips, W. F. Smith, H. V. H. Cawthra, A. C. Boyce, O. E. Fleming, W. A. Smith.

TUESDAY, 30th JUNE, 1885.

Convocation met.

Present—Messrs. Beaty, Bell, Britton, Ferguson, Foy, Guthrie, Hoskin, Irving, McKelcan, Maclellan, Martin, Morris, Moss, Murray, McMichael, Smith, L. W.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

Mr. Moss, from the Legal Education Committee, reported the names of the candidates who, under the new rule of 29th May last, were entitled to be admitted into the Society as Students-at-Law in the Graduate Class, as of Easter Term.

The report was received and read.

Ordered for immediate consideration and adopted.

A letter was read from Mr. J. F. Smith, dated 10th June, 1885, resigning his seat as a Bencher.

Ordered, that a call of the Bench be made for Tuesday 8th September, to fill the vacancy created by Mr. Smith's resignation.

Mr. James F. Smith was elected Editor-in-Chief of the Law Reports.

Ordered, that in view of the valuable services rendered to the Profession and Convocation by Mr. David B. Read, Q.C., lately, and for twenty-nine years continuously as Bencher, as Lecturer and as Chairman of the Finance Committee, and otherwise, the sum of two thousand dollars be paid to him as a remuneration for such services. Carried unanimously.

Convocation adjourned.

MONDAY, 7TH SEPTEMBER, 1885.

Convocation met.

Present—Messrs. Blake, S. H., Crickmore, Ferguson, Irving, Kerr, Maclellan, Murray, Moss and McMichael.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The petitions of Messrs. Eddis, Langtry, Brock, Kershaw, Gibson, S. A. Jones, G. H. Douglas, H. W. Mickle, Forin, Grierson, Murray, Howard, G. H. C.

Brooke and Thomas were referred for consideration to the Legal Education Committee, to ascertain whether they came within the resolution of Convocation of Easter Term, and to report generally upon the petitions now referred to them.

Convocation adjourned.

TUESDAY, 8TH SEPTEMBER, 1885.

Convocation met.

Present—Messrs. Blake, S. H., Britton, Crickmore, Ferguson, Foy, Hoskin, Huds-peth, Irving, McKelcan, Maclellan, Martin, Meredith, Morris, Moss, Murray, McCarthy, McMichael.

Mr. Irving was appointed Chairman in place of the Treasurer, who was absent.

The Legal Education Committee, presented their report on the cases of students and articled clerks, who had been on service with the volunteers in the North-West.

The report was received, read, considered and adopted.

Ordered, that the resolutions passed by Convocation on the 19th May (Easter Term) last, relating to the volunteers ordered out, in consequence of the rebellion in the North-West Territories, be extended so as to include the present term, and embrace within their scope all students-at-law and articled clerks who had entered on such military service, at any time before or after their adoption, and notwithstanding they may not have given notice, and that the same shall apply as regards such students and clerks to any examination for the present term, notwithstanding such students or clerks, have now been discharged from active service.

Ordered, that upon the representation of Mr. Hudspeth, the above resolutions shall apply to Mr. Alexander Skinner upon his attaining the full age of twenty-one years, he having passed all his examinations except those for call and for admission as a solicitor, and having been on military service in the North-West during the whole campaign, and whose period for call and time for solicitor have expired, and who cannot now avail himself of the said resolution, because he has not attained the full age of twenty-one years.

Mr. Maclellan, from the Special Committee, presented their report on the case of Mr. G. L. Taylor, a barrister from Manitoba, recommending that he be called

to the Bar, he having passed the special examination. The Committee further recommend that he be required to pay the ordinary fees only.

The report was received, read and considered. The first clause was carried, the second clause was struck out. The report as amended was adopted.

The following gentlemen were elected Benchers of the Law Society, to supply vacancies of the Bench, viz.: Mr. Christopher Robinson, Mr. Thos. H. Purdom, Mr. A. S. Hardy, Mr. T. B. Pardee, Mr. W. G. Falconbridge.

Pursuant to notice given by Mr. Murray, the following resolution was moved, that the prizes of \$25 and \$15, which were competed for in April last, be awarded to W. D. McPherson and J. M. Clarke, they having obtained the requisite number of marks.

Ordered, that the subject-matter of the resolution be referred to the Legal Education Committee for report on the facts.

Convocation adjourned.

SATURDAY, 12TH SEPTEMBER, 1885.

Convocation met.

Present.—Falconbridge, Ferguson, Foy, Hoskin, Irving, MacLennan, Morris, Moss, Murray.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

Mr. Moss, from the Legal Education Committee, reported as follows, namely:

That the following students and articled clerks, who had been on military service in the North-West, were entitled under the resolutions adopted by Convoca-

tions in that behalf to be called to the Bar, and to receive Certificates of Fitness, namely: Messrs. D. H. Allan, F. W. G. Thomas, H. W. Mickle, John Frederick Grierson.

That Messrs. F. A. Eddis and G. S. Macdonald, were entitled to be called to the Bar.

That the cases of Messrs. Brooke, Flint, Morris, Blake, Howard and Forin, were reserved for further consideration, their papers not being complete.

That Mr. Dowdall's papers had been examined, and the proof of the completion of his service found satisfactory, and his Certificate of Fitness issued. The report was received and adopted.

The report of the Special Committee to strike standing committees recommending that Mr. Falconbridge be put on the Reporting Committee, Mr. Robinson, on the Legal Education Committee, Mr. Purdom on the Finance Committee, Mr. Hardy on the County Libraries Committee and Mr. Pardee on the Journals and Printing Committee was received, read, considered and adopted.

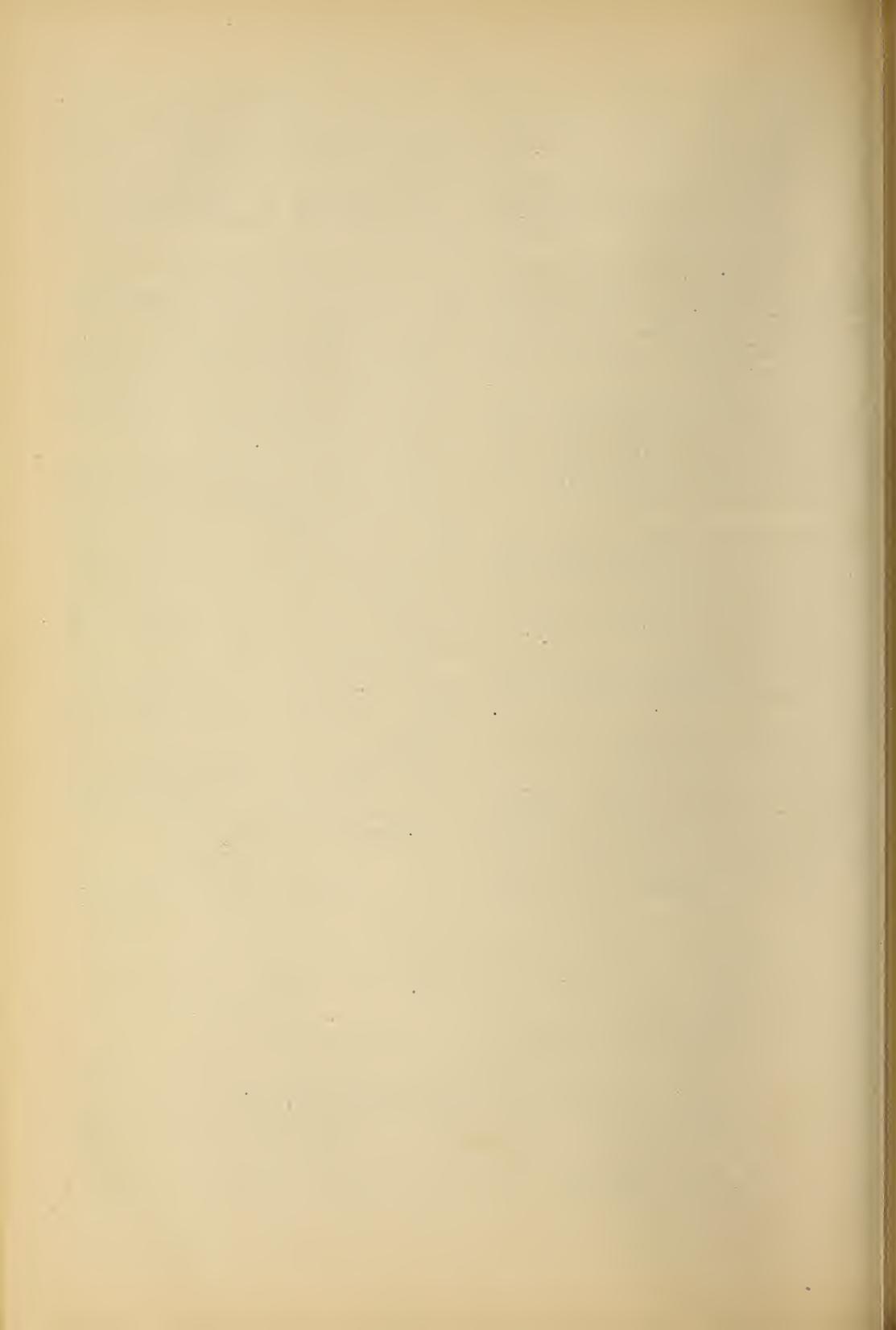
The Secretary's report on the Intermediate Examination cases reserved from Easter Term was received, read and adopted.

Ordered, that the examinations named in the report be allowed them as of Easter Term last in accordance with the report, and that the same be duly recorded.

Convocation adjourned.

J. K. KERR,

*Chairman, Committee on Journals.*



# TRINITY TERM, 49 VICT., 1885.

The following is the Resumé of the proceedings of the Benchers published by authority:—

Proceedings of Convocation on

FRIDAY, 18TH SEPTEMBER, 1885.

Convocation met.

Present — Messrs. Falconbridge, Ferguson, Foy, Fraser, Hoskin, Irving, Kerr, Maclennan, Morris, Moss, Murray, Robinson and Smith.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, reported on the cases of Messrs. Forin, Flint, Howard and Brooke, that under the North-West resolutions they were all entitled to be called to the Bar, and receive Certificates of Fitness.

And on the cases of William Morris and E. W. H. Blake, that they were entitled to be allowed their second intermediate examinations.

The report was received, read, adopted and ordered accordingly.

Ordered, that Mr. A. C. Gibson be allowed his first intermediate examination under the same resolutions.

On the report of the Legal Education Committee, it was ordered that Mr. A. C. Gibson's name be entered on the books as a Student-at-Law, in the Graduate Class, as of Easter Term, 1884, it having been omitted by mistake.

The Legal Education Committee having reported in the cases of H. H. Macrae, and A. V. Lee,

Ordered, that Mr. Macrae's second intermediate examination be allowed him as student and articled clerk, provided he places himself under articles, and serves for nine months; and that Mr. A. V. Lee's second intermediate be allowed him as a Student-at-Law only.

In the case of Mr. A. H. Coleman,

Ordered, that he receive his Certificate of Fitness.

The Legal Education Committee presented their Special Report on the examinations and prizes in the Law School.

On the motion of Mr. Murray, it was

Ordered, that W. D. McPherson be awarded the 1st prize for the Senior Class of 1885, of \$25 in books.

Ordered, that the Secretary and Examiners be directed to enforce the rule regarding the attendance of competitors for the Law Society prizes.

Mr. Moss, on behalf of the Legal Education Committee, stated that they were not prepared to report during the present term (Trinity Term) upon the subject of the rules for the admission and call of English Barristers, and the admission of Scotch and Irish Solicitors, which had been referred to them for report.

Mr. Ferguson moved that his notice of motion upon the subject of admission of Barristers and Solicitors in special cases do stand until the second day of Michaelmas Term next.

Ordered accordingly.

Mr. Maclennan, from the Reporting Committee, presented their report which was received and read.

The report was considered and adopted, and the Committee was authorized to take action in accordance with the recommendation of the report.

Ordered, that a copy of this resolution be sent to the reporter of the Court of Appeal this day.

The petition of Norman McLeod was read and referred to the Legal Education Committee.

Ordered, that Mr. Falconbridge be placed upon the Finance Committee in place of Mr. Morris who desires to withdraw from that Committee.

Convocation adjourned.

J. K. KERR,

*Chairman, Committee on Journals.*

## MICHAELMAS TERM, 49 VICT., 1885.

During Michaelmas Term the following gentlemen passed the examination for Barrister-at-Law, namely:—Messrs. Edward Kirwan Cornwall Martin, William David McPherson, Josiah James Godfrey, Allan Malcolm Dymond, William Fenwick Williams Creelman, Henry Charles Fowler, Theophilus Bennett, James Smith, William Elzar Stevens, Thomas Chalmers Milligan, Edward George Grahame, William Hume Blake, Thomas Brown Laferty, A—— W——, Aytoun Finlay, Frederick William Garvin, Patrick McCullough, Alexander Skinner.

The following gentlemen passed the Solicitors' Examination, namely:—Messrs. E. K. C. Martin, E. G. Grahame, E. F. Gunther, H. C. Fowler, A. M. Dymond, J. J. Godfrey, F. W. Hill, J. M. Duggan, F. R. Latchford, H. T. Kelly, G. G. S. Lindsay, W. H. Blake, P. McCullough, W. F. W. Creelman, C. R. Atkinson, M. E. Mitchell, A. M. Lafferty, A. G. Chisholm, D. Fasken, T. E. Griffith, J. M. Macnamara, James Smith, A. C. Macdonell, L. Harstone, A. Skinner.

The following gentlemen passed the First Intermediate Examination, namely:—Messrs. H. S. W. Livingston, with honours, first scholarship; W. Green, with honours, second scholarship; and A. Morphy, W. E. Fitzgerald, E. D. Cameron, N. F. Davidson, W. Smith, C. McIntosh, T. Scullard, W. C. Fitzgerald, R. J. MacLennan, G. F. Bradfield, A. F. Lobb, S. R. Wright, F. A. Drake, A. D. Dickson, H. N. Roberts, R. Ruddy, W. H. Stafford, T. C. Robinette, C. R. Hanning, J. S. Walker, D. R. Anderson, G. F. Cane, J. F. Wills.

The following gentlemen passed the Second Intermediate Examination, namely:—Messrs. C. J. Atkinson, with honours, first scholarship; W. A. J. Bell, with honours, second scholarship; C. E. Weekes, with honours, third scholarship. And Messrs. E. C. S. Huycke, D. O. Cameron, S. McKeown, A. M. Denovan

J. McKay, H. A. Percival, G. J. Leggatt, R. H. J. Pennyfather, W. H. Sibley, R. A. Bayley, J. A. Macdonald, W. B. Willoughby, W. M. Sinclair, W. J. McWhinney, C. J. T. Gould, F. E. O'Flynn, J. P. Lawless, J. H. A. Beattie, W. H. Dean, S. T. Hamilton, F. F. Lemieux, T. Hislop, F. N. Raines, G. S. Willgress, E. M. Young, H. H. Dewart, G. R. O'Reilly, N. McDonald, L. H. Baldwin, J. L. Snedden, J. Vance, P. F. Young.

The following candidates were admitted as Students-at-Law, namely:—

*Graduates.*—Andrew Allison Adams, Arthur Collins, John. Wakeman Evans, Malcolm Smith Mercer, Henry Warrington Church.

*Matriculants.*—Edward Samuel Blake Cronyn, Walter Mills, James Francis Turnbull, W. Cameron Smith.

*Juniors.*—John Fosbery Orde, Donald Grant, Stewart Charles McDonald, John Alexander McIntosh, James Fraser Macdonald, R. G. Widdowson, Arthur Clayton Sutton, Charles R. Ball, William Loughton Morton, Ernest William McIntyre, Thomas Walter Horn, John James O'Meara, John Franklin Hare, Henry Woode Macomb, James Francis O'Brien, John Reeve, Henry Albert Simpson, Harold Jamieson, Freeman Harding, Herbert Wilkes Stewart.

*Articled Clerks.*—Frederick McMahan and Arthur Lincoln Decker.

MONDAY, 16TH NOVEMBER, 1885.

Convocation met.

Present—Messrs. Beaty, Cameron, Falconbridge, Ferguson, Foy, Irving, Kerr, MacLennan, Martin, Morris, Murray, McMichael, Osler.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of the last meeting were read, approved and signed by the Chairman.

Mr. Ferguson, from the Legal Education Committee, reported on the petitions of

Messrs. Boyd, Helliwell and Dignan under the North-West resolutions, recommending that Mr. Boyd be allowed his first intermediate examination and Messrs. Helliwell and Dignan their second intermediate examinations.

The report was received, read, considered, adopted and ordered accordingly.

Mr. Ferguson also reported on the case of A. M. Taylor, recommending that his petition be not granted, he not having been on the books of the society for five years as a student.

The report was adopted.

Mr. Ferguson also reported on the case of J. A. Fleming, who employed one Owen, a high school teacher and English university graduate, to personate him at his primary examination, recommending that the matter be referred to the Discipline Committee.

The report was received, read, adopted and referred to the Discipline Committee with all papers connected with the case.

Mr. Murray, from the Finance Committee, reported on the sanitary condition of the building.

The report was read, received and ordered for immediate consideration.

The report of the Finance Committee on sanitary matters was adopted.

The petitions of Messrs. Latchford, Fowler, Gunther and Harstone were referred to the Legal Education Committee for consideration and report.

The letter of P. H. Allen was read in reference to a return of a portion of his Primary fee.

Ordered, that the Secretary reply that no return can be made.

Mr. Ferguson, from the Legal Education Committee, reported that A. C. Macdonell had completed his service and was entitled to a Certificate of Fitness.

The report was adopted, and ordered that he receive his Certificate of Fitness.

The secretary reported that H. C. Fowler had completed his papers and was entitled to be called to the Bar.

Ordered accordingly.

Mr. Osler gave notice of motion for 17th inst :—"That it is expedient to form a branch library at the Court House in the City of Toronto, to consist of a complete set of the statutes, a complete set of the Upper Canada and Ontario Reports, and the English Reports, beginning with

the Law Reports series, with a selection of text books in common use at *nisi prius*, and that the City Council be requested to provide accommodation in the New Court House for such library."

Mr. Murray gave notice for 17th inst :—"That he will move that the use of the Examination Hall be granted to the Osgoode Legal and Literary Society for their weekly meeting, subject to such rules as may be laid down by and under the direction of the Finance Committee."

Mr. Morris gave notice that he would move for the appointment of a committee to report to Convocation upon a system whereby Benchers living a certain distance from Toronto be paid their travelling expenses in attending Toronto during Convocation.

Convocation adjourned.

TUESDAY, 17TH NOVEMBER, 1885.

Convocation met.

Present — Messrs. Cameron, Falconbridge, Ferguson, Foy, Hardy, Hoskin, Irving, Kerr, Martin, Morris, Moss, Murray, McCarthy, Pardee.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of the last meeting were read and confirmed.

On the report of the Examiner and his explanation of the facts connected with the examination passed by Mr. Widdowson before him for admission to the Law Society as a Student-at-Law it is ordered that the examination be allowed to Mr. Widdowson in the junior class in the rank in which he stands in the Examiner's Report.

The Examiners having reported that Mr. P. McCulloch had passed his oral examination for call to the Bar, and that such examination had been held in accordance with the order of Convocation of 16th inst., and the Secretary having reported also upon the regularity of his call papers.

Ordered, that Mr. McCulloch be called to the Bar.

The petitions of Messrs. Gunther and Fowler were referred to the Finance Committee for report. Mr. Falconbridge presented the petition of Mr. Cæsar Grace, which was referred to the Legal Education Committee.

On the motion of Mr. Murray, seconded by Mr. Martin, it was ordered, "that the

use of the Examination Hall be granted to the Osgoode Legal and Literary Society for their weekly meetings, subject to such rules as may be laid down by and under the direction of the Finance Committee."

Mr. Osler moved, pursuant to notice, "That it is expedient to form a branch library at the Court House in the City of Toronto, to consist of a complete set of the statutes, a complete set of the Upper Canada and Ontario Reports and the English Reports, beginning with the Law Reports series, with a selection of Text Books in common use at *nisi prius*, and that the City Council be requested to provide accommodation in the New Court House for such library."

Ordered, that the matter be referred to the County Libraries' Aid Committee for consideration and report, and that Mr. Osler be added to the said Committee in respect of the matter of his notice.

Mr. Hoskin presented the report of the Discipline Committee on the case of J. A. Fleming; the report was adopted, and the matter referred to the Discipline Committee to deal with in accordance with the powers in the statute contained.

Convocation adjourned.

SATURDAY, 21ST NOVEMBER, 1885.

Convocation met.

Present—Messrs. Blake (S. H.), Cameron, Falconbridge, Ferguson, Foy, Hudspeth, Irving, Mackelcan, MacLennan, Morris, Moss, Murray, McMichael, Osler and Smith.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of the last meeting were read and approved.

Mr. Moss, from Legal Education Committee, reported on the cases of Messrs. Fowler, Hill, Latchford, Harstone and Grace.

The report was received, read and adopted.

Ordered, that certificate of H. C. Fowler be granted on completion of service; that certificate of F. W. Hill be granted; that certificate of F. R. Latchford be granted on proof of completion of forty-two days service; that Leonard Harstone do receive his Certificate of Fitness without further examination on proof of his service for one year from Oct. 1st, 1884.

Ordered, that the petition of J. C. Grace be not granted.

The Secretary reported that Messrs. Gunther, Godfrey and J. Smith had completed their service, and papers proving it, and were entitled to their Certificates of Fitness.

Ordered, that certificates be granted to Messrs. Gunther, Godfrey and James Smith.

Mr. Murray, from the Finance Committee, presented the report of that Committee and Mr. Storm's report (the architect) on the condition of the ceiling in the library, which was received and read.

Ordered, that the Committee renew their representations to the Government by waiting on them, and meantime that they will take such steps as will ensure the safety of those using the library.

Mr. Moss, from the Legal Education Committee, presented their report in reference to the call of Barristers and admission of Solicitors as special cases, which was received and read.

Ordered, that the report and draft rules be printed and distributed to members of Convocation, and that the report be ordered for consideration on Saturday, 5th December inst.

Mr. Hector's petition was read.

Dr. McMichael moved that the prayer of the petition be granted.

On reference to page 135 of Vol. vii. of the Journals, where the former action of Convocation in the case is recorded, it was ordered that the petition be referred to a special committee, consisting of Messrs. MacLennan, S. H. Blake and D. McMichael to investigate the facts, and give the reasons arrived at with respect thereto, in order that Convocation may finally settle the subject-matter of the petition.

The report of the Finance Committee on the petitions of Messrs. Fowler and Gunther, asking for the return of their fees under the North-West resolutions, recommending that the prayers of the petitions be not granted, was received, read and adopted.

Ordered, that the prayers of the petitions be not granted.

The petition of A. Skinner was received and read.

Ordered, that the prayer of the petition be granted to the extent of dispensing with his examination both as Barrister and Solicitor, but no further.

Convocation adjourned.

FRIDAY, 27TH NOVEMBER, 1885.

Convocation met.

Present—Messrs. Britton, Falconbridge, Foy, Irving, Martin, Morris and Murray.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of the last meeting were read and confirmed.

The Secretary reported that Messrs. Fowler, McCullough, Chisholm and Skinner had now served their full time, and were entitled to receive their Certificates of Fitness, also that Mr. Alex. Skinner had filed his call papers, and was entitled to be called to the Bar.

Ordered, that Messrs. Fowler, McCullough, Chisholm and Skinner receive Certificates of Fitness, and that Mr. Skinner be called to the Bar.

Mr. Murray, on behalf of the Finance Committee, presented their report on the Library ceiling, which report was read, received and adopted.

Mr. Murray, on behalf of the Reporting Committee, presented their report, which was received and read.

The report was adopted.

Mr. Murray, in connection with the above report, presented the letters of the Editor-in-Chief and Mr. E. B. Brown, which were read.

The petition of Mr. Alan Cassels, *re* W. H. Sibley, was read and referred to the Discipline Committee for report to Convocation.

The petition of Mr. F. S. O'Connor, praying that he might be excused from advertising a second period in the *Ontario Gazette* his notice of intention to present himself for call, was received, read and the prayer of the petition granted.

Mr. Martin drew attention to the manner in which the Examiners furnished the Benchers in Convocation with printed examination questions.

Ordered, that the Secretary direct the examiners to furnish him with one complete set of the examination questions, properly assorted and fastened together, of each examination held by them; and that such complete set be delivered to him immediately after the several examinations are concluded; and that he direct the examiners further to supply him with twenty-four sets of the examination papers, not assorted.

Mr. Britton moved that the Finance Committee be directed to apply for leave to put up a telephone in the room adjacent to the Common Pleas Divisional Court, such telephone to be limited to the despatch of messages by Barristers and Solicitors only, or to report if any other suitable place for a telephone upstairs can be procured.

The Secretary drew attention to No. 6 of the standing orders of Convocation, page 47 of the Rules.

Ordered, that the consideration of the subject be deferred until the return of the Treasurer.

Mr. Murray gave notice that he would move a rule at the next meeting of Convocation dealing with the resolution of Convocation of 23rd May last, relating to the salary of the second assistant in the Library.

Convocation adjourned.

SATURDAY, 5TH DEC., 1885.

Convocation met.

Present—Messrs. Blake (S. H.), Cameron, Falconbridge, Ferguson, Foy, Hoskin, Kerr, Mackelcan, Maclellan, Martin, Morris, Moss, Murray, McMichael, Osler, Robinson, Smith.

In the absence of the Treasurer Dr. L. W. Smith was appointed Chairman.

The minutes of last meeting were read and approved.

The report of the Discipline Committee on the case of James A. Fleming was received, read, ordered for immediate consideration and adopted.

Ordered, that the name of James A. Fleming be erased from the roll of law students and from the report of the Legal Education Committee on the Primary Examination for Easter Term, 1885, and from the minutes of Convocation of that Term; and that the sum of fifty dollars paid by him to the Law Society be returned to him, and that he be notified of the action of Convocation by the Secretary.

The Chairman thereupon erased the name of James A. Fleming from the roll of law students, from the report of the Legal Education Committee on the Primary Examination of Easter Term, 1885, and from the minutes of Convocation of that Term.

The report of the Discipline Committee

on the case of W. H. Sibley was received. After some discussion Mr. Alan Cassels was called in to ascertain if he was prepared to prosecute Mr. Sibley for the acts complained of before his case is considered by Convocation. Mr. Cassels expressed his willingness to prosecute.

Ordered, that the report of the Discipline Committee in the case of W. H. Sibley be not now considered; but that the consideration of the complaint against him be deferred until it shall appear whether or not action is to be taken to prosecute him criminally.

The report of the special Committee on the petition of Mr. John Hector, Q.C., was read by Mr. Blake, whereupon it was moved by Mr. Hector Cameron, seconded by Dr. McMichael, that the sum of \$350, being the amount of actual disbursements claimed in Mr. Hector's petition to have been made by him, be allowed to him.

It was moved in amendment by Mr. MacLennan, seconded by Mr. Mackelcan, and carried, that the prayer of Mr. Hector's petition be not granted.

The report of the Finance Committee on the subject of placing another telephone in the Common Pleas barristers' room was read by Mr. Murray.

Ordered, that the report be received, but that no action be taken thereupon.

The petition of Arthur Lincoln Decker was read.

Ordered, that Mr. Decker's petition be granted, and that he be admitted as an articulated clerk as of the present term.

Mr. Murray moved, pursuant to notice, that Rule 119, sub-section 2, be amended by striking out the word "four" in the third line and substituting therefor the word "five," and that said amendment date back and take effect from the first day of Easter Term, 1885. Carried.

This rule was read first, second and third time, by unanimous consent, and passed.

RULES FOR THE CALL OF BARRISTERS IN SPECIAL CASES UNDER REVISED STATUTES, ONT. CH. 138, SEC. 38.

On the motion of Mr. Charles Moss, seconded by J. H. Ferguson,

It is ordered, that Rules 94, 95, 96, 97, 98 and 99 of the Society, and the rules passed 2nd September, 1882, amending the same be, and the same are hereby

repealed, and the following rules substituted therefor, namely:—

94. The following persons may, as special cases, be called to practise at the Bar:

(1.) Any person who has been duly admitted and enrolled, and has been in actual practice as a Solicitor of the Supreme Court of Ontario, or an Attorney or Solicitor in the Superior Courts of any of the other Provinces of the Dominion in which the same privilege is extended to Solicitors of the Supreme Court of Ontario.

(2.) Any person who has been duly called to the Bar of England, Scotland, or Ireland (excluding the Bar of merely local jurisdiction), when the Inn of Court, or other authority having power to call or admit to the Bar by which such person was called or admitted, extends the same privilege to Barristers from Ontario, on producing sufficient evidence of such call or admission, and testimonials of good character and conduct to the satisfaction of the Law Society.

(3.) Any person who has been duly called to the Bar of the Superior Courts of any of the other Provinces of the Dominion in which the same privilege is extended to Barristers of Ontario.

95. Every such person, before being called to the Bar, shall furnish proof,

(1.) That notice of his intention to apply for call to the Bar was given during the term next preceding that in which he presents himself for call and was also published for at least two months preceding such last mentioned term in the *Ontario Gazette*.

(2.) That he was duly admitted and enrolled and has been in actual practice as an Attorney or Solicitor as mentioned in sub-section 1 of Rule 94 and that he still remains duly enrolled as such and in good standing and that since his admission as aforesaid no adverse application has been made to any Court or Courts to strike him off the roll of any Court or otherwise to disqualify him from practice as such Attorney or Solicitor, and that no charge is pending against him for professional or other misconduct.

(3.) Or that he was duly called to and is still a member in good standing of the Bar, as mentioned in sub-sections 2 and 3 of Rule 94, and that since his call no adverse application has been made to disbar or otherwise disqualify him from practice at the Bar of which he claims to be a member, and that no charge is pending against him for professional or other misconduct.

(4.) That he has passed one or more examinations as hereinafter prescribed,

(a.) An Attorney or Solicitor of at least five years' standing on the Rolls of any of the Courts mentioned in the said sub-section 1 of Rule 94 shall be examined with the ordinary candidates for call in the subjects prescribed for the final examinations of Students-at-Law.

(b.) An Attorney or Solicitor under five years' standing on the roll of any of the Courts mentioned in the said sub-section 1 of Rule 94 shall be examined with candidates for admission in the subjects prescribed for the primary examination of Students-at-Law, and with the ordinary candidates for call in the subjects prescribed for the final examination of Students-at-Law, and such examinations may be

passed at the one term or otherwise, as the candidates may desire.

(c.) A Barrister as mentioned in sub-sections 2 and 3 of Rule 94 shall pass such examination as may be prescribed at the time of his application for call.

96. The fees payable by such candidates for call to the Bar in addition to the ordinary fees payable for admission, and for call, shall be the sum of two hundred dollars.

#### RULES FOR THE ADMISSION OF SOLICITORS IN SPECIAL CASES, UNDER REVISED STATUTES, ONTARIO, CHAPTER 138, SECTION 41.

97. The following persons may, as special cases, be admitted and enrolled as Solicitors of the Supreme Court of Ontario.

1. Any person who has been duly called to practise at the Bar of Ontario, or in any of the Superior Courts not having merely local jurisdiction, in England, Ireland, or Scotland, or in the Superior Courts in any of the other Provinces of the Dominion.

2. Any person who has been duly admitted and enrolled as a solicitor of the Supreme Court of Judicature in England, or as an Attorney and Solicitor in the Courts of Chancery, Queen's Bench, Common Pleas, or Exchequer in Ireland, or as a Writer to the Signet, or Solicitor in the Superior Courts of Scotland, or as an Attorney or Solicitor of any of Her Majesty's Superior Courts of Law or Equity in any of Her Majesty's Colonies wherein the Common Law of England is the Common Law of the land.

98. Every such person before being admitted to practise as a Solicitor, shall after complying with

provisions of Revised Statutes of Ontario, chapter 140, section 7, furnish proof :

1. A Barrister as mentioned in sub-section 1 of Rule 97 that he was bound by a contract in writing to a practising Solicitor in Ontario to serve, and has served him as his articulated clerk for the period of three years.

2. An Attorney, Solicitor, or Writer (as mentioned in sub-section 2 of rule 97) that he was bound by a contract in writing to a practising Solicitor in Ontario to serve, and has served him as his articulated clerk for the period of one year.

3. That he has passed the usual examination in the subjects prescribed for the examination of candidates for Certificate of Fitness to practise as Solicitors of the Supreme Court of Ontario.

4. That notice of his intention to apply for admission as such Solicitor was given during the term next preceding that in which he presents himself for examination and admission, and was also published for at least two months preceding such last-mentioned term in the *Ontario Gazette*.

99. The fees payable by such candidates for admission to practice, in addition to the ordinary fees for articulated clerks, and for admission, shall be the sum of two hundred dollars.

The rules were read a first time.

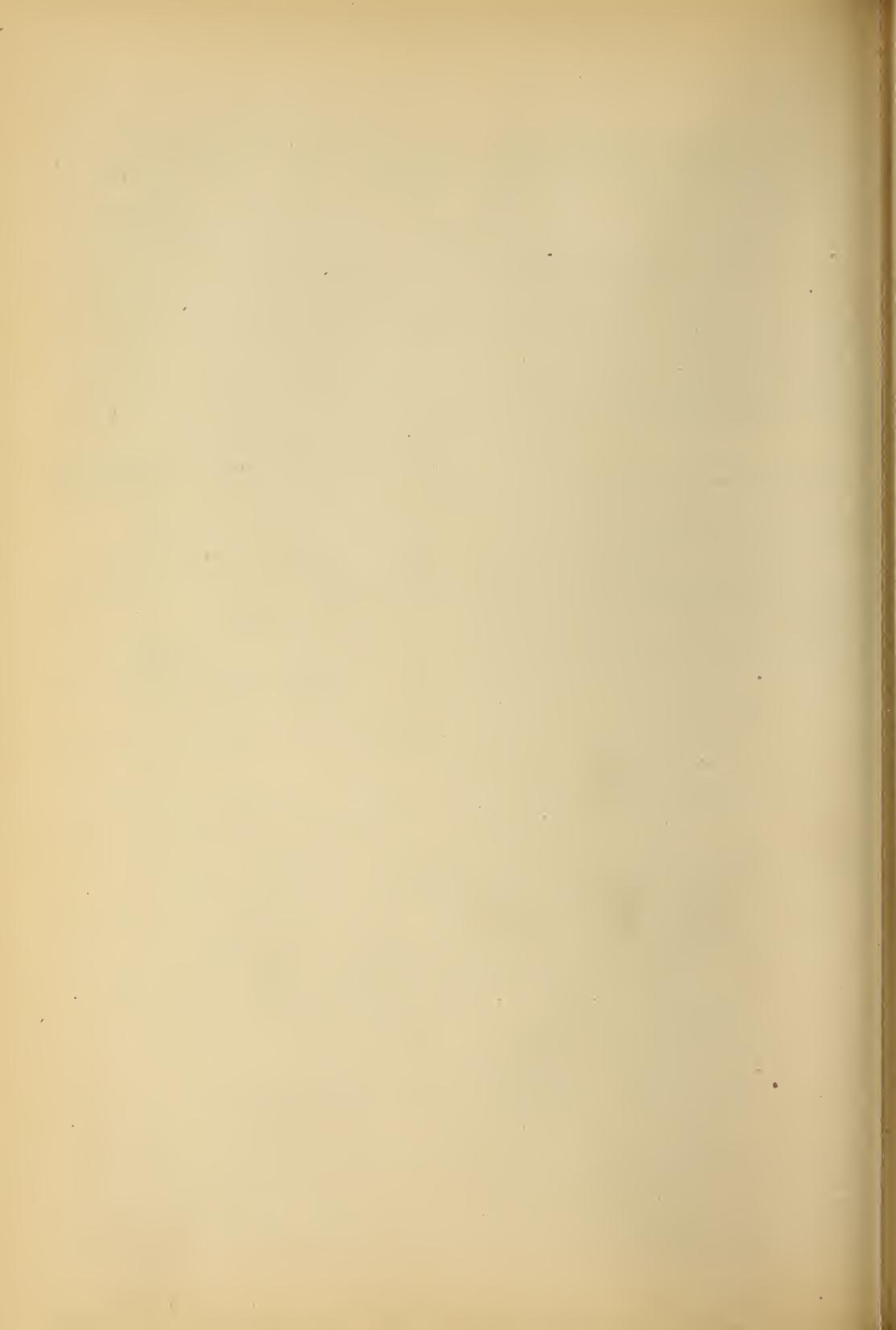
The rules were read a second time.

Third reading to take place on Tuesday, 29th December.

Convocation adjourned.

J. K. KERR,

*Chairman, Committee on Journals.*



## MICHAELMAS VACATION.

The following is the résumé of the proceedings of Convocation published by authority.

MONDAY, 29TH DECEMBER, 1885.

Present—The Treasurer and Messrs. S. H. Blake, Cameron, Ferguson, Guthrie, Irving, Kerr, MacLennan, Morris, Moss, Murray, Mackelcan, McMichael, Purdom, Robinson and Smith.

The minutes of last meeting were read and approved.

The report of the Secretary on the cases of Messrs. Latchford and Atkinson was read, shewing that each of these gentlemen had respectively complied with the conditions prescribed during last Term, and were entitled to Certificates of Fitness.

The report was received, ordered for immediate consideration, and adopted.

Ordered, That Messrs. Latchford and Atkinson do receive their Certificates of Fitness.

Mr. Murray, from the Finance Committee, reported verbally that the Ontario Government had caused the library ceiling to be examined and repaired, and that during next long vacation they proposed to repaint the room.

Mr. MacLennan, from the Committee on Reporting, presented the following report:

The Committee on Reporting beg leave to report as follows:

In consequence of the increase in the number of persons entitled to receive the reports, your committee recommend that the edition to be printed in future be increased from thirteen hundred and fifty to fifteen hundred.

The report was read and received; ordered for immediate consideration. Adopted and ordered accordingly.

Mr. Irving, from the Library Committee, presented their report with reference to changes proposed in the arrangement of books in the library, and recommending the removal of the Parliamentary Journals and Sessional Papers of Canada and On-

tario, and also the Imperial Hansard, Canadian Hansard, etc., to the gallery of the new hall.

The report was read and received. Ordered for immediate consideration and adopted.

The petition of J. Thacker was received and read. Ordered for consideration forthwith, and disallowed.

The letter from W. A. Taylor, Esq., of Winnipeg, on the subject of supply of the reports to the Manitoba Bar, was read, and ordered to be referred to the Reporting Committee for report.

The letter of Mr. Alan Cassels, on the subject of Mr. Sibley, was read.

Ordered thereon, That the report of the Discipline Committee on the case of Sibley be considered on the second day of next Term.

Mr. Moss moved, seconded by Mr. Mackelcan, that the rules for the call of barristers, etc., read a second time at the last sitting of Convocation, be now read a third time. Carried.

The rules were passed, and are as follows:—

### RULES FOR THE CALL OF BARRISTERS IN SPECIAL CASES UNDER REVISED STATUTES, ONTARIO, CH. 138, SEC. 38.

94. The following persons may, as special cases, be called to practise at the Bar:

(1) Any person who has been duly admitted and enrolled, and has been in actual practice as a Solicitor of the Supreme Court of Ontario, or an Attorney or Solicitor in the Superior Courts of any of the other Provinces of the Dominion in which the same privilege is extended to Solicitors of the Supreme Court of Ontario.

(2) Any person who has been duly called to the Bar of England, Scotland, or Ireland (excluding the Bar of merely local jurisdiction), when the Inn of Court, or other authority having power to call or admit to the Bar by which such person was called or admitted, extends the same privilege to Barristers from Ontario, on producing sufficient evidence of such call or admission, and testimonials of good character and conduct to the satisfaction of the Law Society.

(3) Any person who has been duly called to the Bar of the Superior Courts of any of the other Provinces of the Dominion in which the same privilege is extended to Barristers of Ontario.

95. Every such person, before being called to the Bar, shall furnish proof,

(1) That notice of his intention to apply for call to the Bar was given during the term next preceding that in which he presents himself for call and was also published for at least two months preceding such last mentioned term in the *Ontario Gazette*.

(2) That he was duly admitted and enrolled and has been in actual practice as an Attorney or Solicitor as mentioned in sub-section 1 of Rule 94 and that he still remains duly enrolled as such and in good standing, and that since his admission as aforesaid no adverse application has been made to any Court or Courts to strike him off the roll of any Court or otherwise to disqualify him from practice as such Attorney or Solicitor, and that no charge is pending against him for professional or other misconduct.

(3) Or that he was duly called to and is still a member in good standing of the Bar, as mentioned in sub-sections 2 and 3 of Rule 94, and that since his call no adverse application has been made to disbar or otherwise disqualify him from practice at the Bar of which he claims to be a member, and that no charge is pending against him for professional or other misconduct.

(4) That he has passed one or more examinations as hereinafter prescribed,

(a) An Attorney or Solicitor of at least five years' standing on the Rolls of any of the Courts mentioned in the said sub-section 1 of Rule 94 shall be examined with the ordinary candidates for call in the subjects prescribed for the final examinations of Students-at-Law.

(b) An Attorney or Solicitor under five years' standing on the Roll of any of the Courts mentioned in the said sub-section 1 of Rule 94 shall be examined with candidates for admission in the subjects prescribed for the primary examination of Students-at-Law, and with the ordinary candidates for call in the subjects prescribed for the final examination of Students-at-Law, and such examinations may be passed at the one term or otherwise, as the candidates may desire.

(c) A Barrister as mentioned in sub-sections 2 and 3 of Rule 94 shall pass such examination as may be prescribed at the time of his application for call.

96. The fees payable by such candidates for call to the Bar in addition to the ordinary fees payable for admission, and for call, shall be the sum of two hundred dollars.

RULES FOR THE ADMISSION OF SOLICITORS IN SPECIAL CASES, UNDER REVISED STATUTES, ONTARIO, CHAPTER 138, SECTION 41.

97. The following persons may, as special cases, be admitted and enrolled as Solicitors of the Supreme Court of Ontario.

(1) Any person who has been duly called to practise at the Bar of Ontario, or in any of the Superior Courts not having merely local jurisdiction, in England, Ireland, or Scotland, or in the Superior Courts in any of the other Provinces of the Dominion.

2 Any person who has been duly admitted and enrolled as a Solicitor of the Supreme Court of Judicature in England, or as an Attorney and Solicitor in the Courts of Chancery, Queen's Bench, Common Pleas, or Exchequer in Ireland, or as a Writer to the Signet, or Solicitor in the Superior Courts of Scotland, or as an Attorney or Solicitor

of any of Her Majesty's Superior Courts of Law or Equity in any of Her Majesty's Colonies wherein the Common Law of England is the Common Law of the land.

98. Every such person before being admitted to practise as a Solicitor, shall, after complying with provisions of Revised Statutes of Ontario, chapter 140, section 7, furnish proof.

1. A Barrister as mentioned in sub-section 1 of Rule 97 that he was bound by a contract in writing to a practising Solicitor in Ontario to serve, and has served him as his articulated clerk for the period of three years.

2. An Attorney, Solicitor, or Writer (as mentioned in sub-section 2 of Rule 97) that he was bound by a contract in writing to a practising solicitor in Ontario to serve, and has served him as his articulated clerk for the period of one year.

3. That he has passed the usual examination in the subjects prescribed for the examination of candidates for Certificate of Fitness to practise as Solicitors of the Supreme Court of Ontario.

4. That notice of his intention to apply for admission as such Solicitor was given during the term next preceding that in which he presents himself for examination and admission, and was also published for at least two months preceding such last-mentioned term in the *Ontario Gazette*.

99. The fees payable by such candidates for admission to practice, in addition to the ordinary fees for articulated clerks, and for admission, shall be the sum of two hundred dollars.

Mr. Mackelcan obtained leave to bring in the following rule:

That for the more effectual carrying out of the report of the Committee on Reporting adopted in Convocation on 9th February, 1884, rule numbered 155 is hereby repealed, and the following rule is substituted therefor:

(155) The Secretary shall subscribe for eight copies of the reports of the Supreme Court of Canada for the Osgoode Hall library and one copy for each of the county libraries to be supplied at the expense of the society.

The rule was read a first, second and third time, and passed.

Ordered, That the Library Committee be authorized to prepare a new edition of the catalogue of the library of Osgoode Hall, and to report to Convocation on the progress of the work, and as to the publication next Term.

Ordered, That it be referred to the Journals Committee to prepare a draft consolidation of the rules of the society, and to report to Convocation next Term.

Convocation adjourned.

HILARY TERM, 49 VICT., 1886.

During Hilary Term the following gentlemen were called to the Bar, namely:

Messrs. Edward K. C. Martin and George L. Taylor who passed their examination for Call last Term, and Messrs. Ernest Frederick Gunther, John Greer, Daniel Coughlin, Albert Edward Kennedy, Francis Robert Latchford, Frederick Weir Harcourt, Henry Wissler, Alfred Mitchell Lafferty, Thomas Davy Jermyn Farmer, John Wendell McCullough, Joseph Nason, Frederick Sheppard O'Connor, William Edward McKeough, Robert Bertram Beaumont, Charles Franklin Farewell.

The following gentlemen were granted Certificates of Fitness, namely:

Messrs. J. A. McIntosh, W. D. McPherson, H. J. Wright, T. B. Lafferty, M. Wilkins, Jr., T. D. J. Farmer, O. E. Fleming, J. Nason, A. B. Shaw, W. Morris, A. S. Campbell, R. Walker, E. A. Wismer, E. M. Yarwood, W. E. McKeough, J. F. Williamson, H. Wessler, R. B. Beaumont, J. S. Mackay, D. Coughlin, J. Thacker, W. B. Raymond, J. W. McCullough, A. McKechnie, G. E. Martin.

The following gentlemen passed the First Intermediate Examination, namely:

Messrs. H. L. Dunn (Honors and First Scholarship); F. Smoke (Honors and Second Scholarship), and Messrs F. Sangster, J. B. McCaul, Jas. Fraser, D. L. Sinclair, J. F. Gregory, J. B. Lucos, J. Coutts, F. C. Jarvis, F. B. Denton, R. F. Lyle, R. M. Dennistoun, C. D. Frupp, W. C. Chisholm, J. Ross.

The following gentlemen passed their Second Intermediate Examination, viz.:

Messrs. W. H. Hearst (Honors, First Scholarship); R. U. McPherson (Honors, Second Scholarship); W. J. Sinclair (Honors, Third Scholarship); A. E. Watts (Honors); and Messrs. C. J. McCabe, E. Heaton, J. H. Bowes, W. F. Kerr, S. C. Warner, H. G. Tucker, H. Guthrie, J. H. Burnham, A. D. Creasor, A. W. Lane, W. K. Cameron, J. P. Moore, J. Hood, J. H. Jackes, D. D. Grierson, J. Craine, J. C. Grant, A. E. Taylor, C. H. Brydges, E. A. Crease, T. F. Johnson, P. M. Bankier, G. H. Hutchinson, A. C. Steele, O. M. Arnold, A. L. Smith.

The following gentlemen were admitted as students-at-law, namely:

*Graduates.*—Victor Crossley McGirr, Archibald Weir, Isaac Newlands.

*Matriculants.*—Frederick William Hill Arthur Franklin Crowe, Edward Lindsay

Middleton, James Hamilton McCurry, Robert Ernest Gemmell, Hugh James Minhinnick, Merritt Oaklands Sheets, A. E. Slater.

*Juniors.*—George Edmund Jackson, John Agnew, George Turbill Falkiner, Dighton Winans Baxter, Charles Edwin Oles, Charles James Notter, William Carnew, Henry Lumley Drayton, Charles Franklin Gilchriese, Edward John Harper, William Herbert Cawthra, John Francis Lennox, Augustus Grant Malcolm, Honore Chatelaine.

*Articled Clerk.*—Alfred James Fitzgerald Sullivan passed the Articled Clerks' Examination.

MONDAY, 1ST FEBRUARY, 1886.

Convocation met.

Present—Messrs. Britton, Falconbridge, Ferguson, Foy, Hoskin, Irving, Kerr, Mackelcan, MacLennan, Martin, Meredith, Morris, Murray, McCarthy, McMichael, Osler, Purdom, Robertson and Robinson.

Mr. MacLennan was appointed Chairman in the absence of the Treasurer.

The minutes of last meeting were read, approved and signed by the Chairman.

Mr. Murray presented the report of the Finance Committee, which was received, read and ordered to be considered forthwith.

Ordered, That the report be adopted and the deed, relating to the grounds at Osgoode Hall referred to in the report, executed by the Society.

The report of the Legal Education Committee on the case of A. G. McLean was ordered for immediate consideration, and adopted.

Mr. Mackelcan presented the report of the Special Committee on Honors and Scholarships in connection with the First and Second Intermediate. Messrs. H. L. Dunn and F. Smoke passed the First Intermediate, with honors, and Mr. Dunn is entitled to receive one hundred dollars and Mr. Smoke to receive sixty dollars.

Messrs. W. H. Hearst, R. U. McPherson, W. J. Sinclair and A. E. Watts passed the Second Intermediate, with honors, and Mr. Hearst is entitled to get one hundred dollars, Mr. McPherson to get sixty dollars and Mr. Sinclair to get forty dollars.

The report was adopted.

The Secretary reported on the cases of

S. T. Hamilton, Peter Franklin Young and J. Percy Lawless, reserved last Term, in respect of their Second Intermediate Examination, that they have complied with the direction of the Committee, and are now entitled to be allowed their examination as of last Term. Ordered accordingly.

Mr. Britton presented the petition of John Shaw Skinner, Captain Prince of Wales Rifles, to be allowed his Second Intermediate Examination as of this Term on account of compulsory absence on military duty.

Ordered, That the petition be granted under the exceptional circumstances of the case, and that Mr. Skinner be allowed his Second Intermediate Examination as of the present Term.

Mr. Osler presented the petition of Alex. Cameron Rutherford, solicitor, of Ottawa, to be allowed his examination for call on the ground of illness during his examination.

Ordered, That he be allowed another oral examination during the present Term.

Mr. Mackelcan presented the report of the Special Committee on the case of Mr. F. S. O'Connor, that he is entitled to be called to the Bar.

The report was received and read, considered and adopted.

Mr. O'Connor was ordered to be called to the Bar accordingly.

Upon the motion of Mr. Morris it was ordered that the Finance Committee prepare and submit to Convocation during present Term a statement in detail of the assets and liabilities of the Society to 31st December, 1885.

Ordered, That the use of the convocation and benchers' rooms and library be granted for the occasion of a dinner to be given by the York Bar Association and the Osgoode Legal and Literary Society.

The Secretary laid on the table a list of voters for the election of benchers under section 15 of the Act relating to the Law Society.

Ordered, That Mr. D. B. Read, Q.C., and Mr. Murray be appointed to act as scrutineers, and Mr. MacLennan to act as and for the Treasurer in case he should be absent during the meetings of scrutineers to count the votes at the ensuing election of benchers, and that each of the scrutineers be paid the sum of twenty dollars for each day's attendance.

Mr. Falconbridge gave notice of motion for to-morrow that he will move that the use of a portion of the ground lying to the west of the building be permitted to members of the Law Society as a lawn tennis court.

Convocation adjourned.

TUESDAY, 2ND FEBRUARY, 1886.

Convocation met.

Present—Messrs. Falconbridge, Foy, Irving, MacLennan, Martin, Meredith, Morris, Moss, Murray, Osler, Purdom, Robinson.

Mr. MacLennan was appointed Chairman in the absence of the Treasurer.

The minutes of the last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, reported, recommending that Mr. D. Coughlin be allowed his Certificate of Fitness, and that Mr. J. Ross be allowed his First Intermediate Examination.

The report was read and received; ordered for immediate consideration, and adopted. Ordered accordingly.

The Secretary reported that Mr. James F. Williamson is in due course, and is now entitled to his Certificate of Fitness.

Ordered, That Mr. Williamson's Certificate be granted.

Convocation considered the report of the Discipline Committee of 5th December, 1885, on the case of Mr. W. H. Sibley.

Ordered, That the report be adopted, and that the charge against Mr. Sibley be referred to the Discipline Committee for investigation.

Ordered, That the use of the lawn to the west of the Osgoode Hall buildings be granted to the Osgoode Legal and Literary Society for the purposes of a lawn tennis ground, subject to the superintendence of the Finance Committee.

Mr. Purdom gave notice of motion for next Saturday as follows:

That on Saturday, the 6th instant, he would move that it be referred to the Legal Education Committee to consider the advisability of permitting the Faculty of the Western University to conduct all examinations of students attending that university required by this Society, and the adoption thereof by this Society; also to consider the advisability of establishing a law school in connection with Toronto University similar to that now established

in connection with the Western University, and to report at the next meeting of Convocation.

The Secretary reported that Messrs. McCullough and McKeough have completed their papers and are entitled to Certificates of Fitness.

Ordered, That their Certificates of Fitness be granted.

A petition, now before the Legislature of Ontario, by one Delos R. Davis, who was admitted as a solicitor last year, for an act to be admitted to the Bar, was laid before Convocation.

The Chairman was authorized to point out to the Attorney-General and to the Chairman of the Private Bills Committee and to the member in charge of the Bill the erroneous statements in the petition of the Rules of the Society applicable to his case.

Convocation adjourned.

SATURDAY, 6TH FEBRUARY, 1886.

Convocation met.

Present—The Treasurer and Messrs. Bell, Falconbridge, Foy, Irving, Kerr, MacLennan, Meredith, Morris, Murray, Osler, Purdom, Robertson, Robinson and Smith.

The minutes of last meeting were read, and approved.

Mr. Morris, from the Legal Education Committee, reported on the case of A. E. Slater, a candidate for admission as a Student-at-Law in the matriculant class, that he is entitled to be admitted.

The report was ordered for immediate consideration, and adopted.

Ordered, That Mr. A. E. Slater be admitted as a student in the matriculant class.

The Secretary reported on the cases of Messrs. Beaumont, McKechnie, Thacker and Wissler, which had been reserved, that they have completed their time and

papers, and are entitled to Certificates of Fitness.

Ordered, That they receive their Certificates of Fitness.

The letter of Mr. Galbraith as to the fees of the late Mr. Fenton was read.

Ordered, That it be referred to the Finance Committee for consideration, and report to Convocation.

The petition of H. H. Robertson, praying for a reconsideration of the marks on his examination for call, was read.

Ordered, That it be considered forthwith.

Ordered, That it be referred to the Legal Education Committee to consider the petition, and also the cases of the other persons who had failed under the examiners' report on the call examination, and to report to Convocation whether any, and if so, what relief should be granted to them or any of them.

Mr. Purdom laid before Convocation the letter of Mr. Mills, of 5th February, touching his notice of motion.

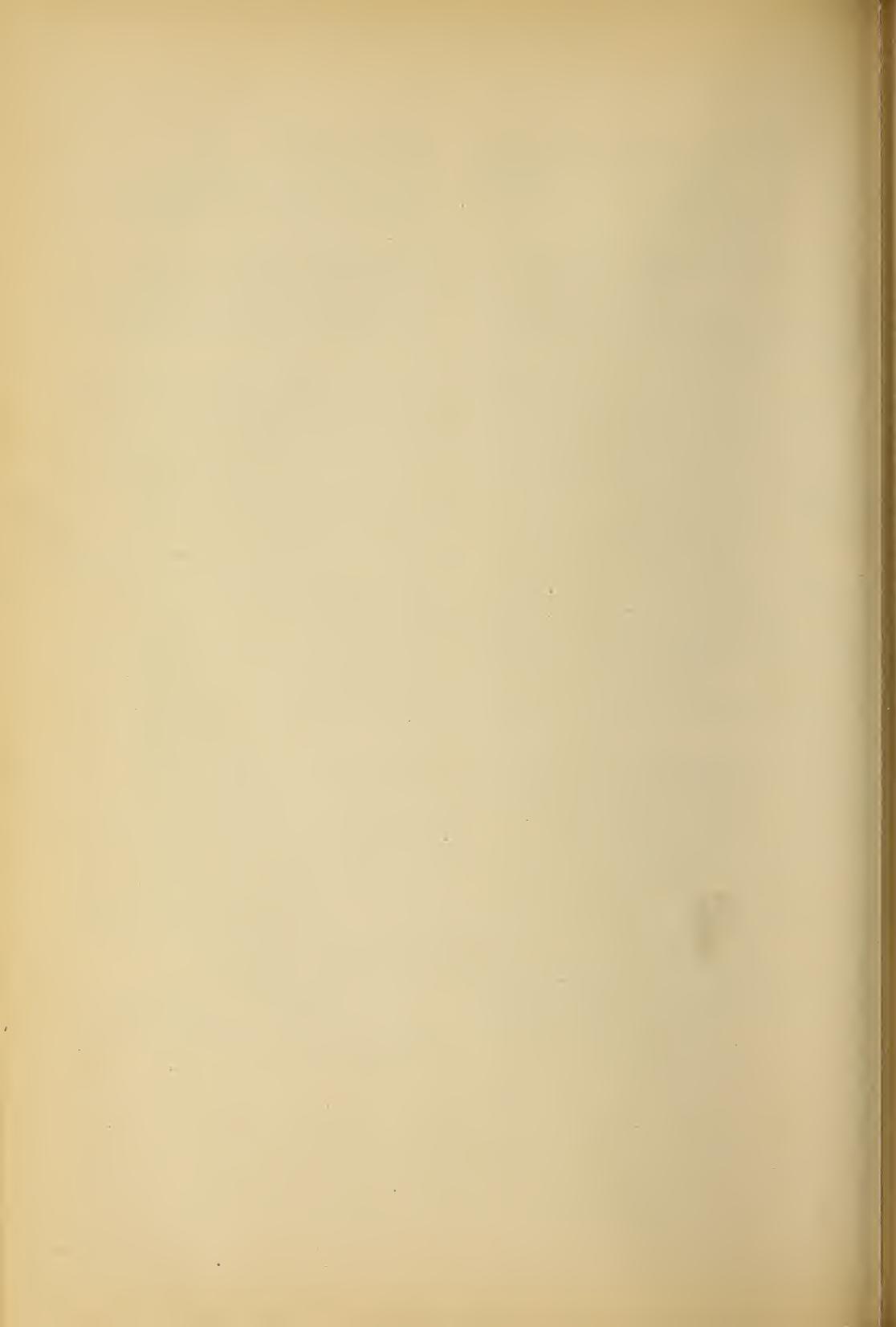
Mr. Purdom, seconded by Mr. Meredith, moved:

That it be referred to the Legal Education Committee to consider the advisability of permitting the Faculty of the Western University to conduct all examinations of students attending that university required by this Society, and the adoption thereof by this Society; also to consider the advisability of establishing a law school in connection with Toronto University, similar to that now established in connection with the Western University, and to report at the next meeting of Convocation whether, in their opinion any, and if so, what changes can be advantageously made in the course and in the examinations. Carried.

Convocation adjourned.

(Signed) J. K. KERR,

*Chairman Committee on Journals and Printing.*



# HILARY TERM, 1886.

FRIDAY, FEBRUARY 12TH.

Convocation met.

Present—The Treasurer and Messrs. Britton, Crickmore, Falconbridge, Ferguson, Foy, Hoskin, Irving, Kerr, MacKelcan, MacLennan, Morris, Moss, Murray, McCarthy, Purdom, Smith.

Mr. Moss, from the Committee on Legal Education, reported on the petition of John Geale.

Ordered for immediate consideration and adopted.

Mr. Moss, from the same Committee, reported on the petition of Mr. G. E. Martin, recommending that he be allowed on the 16th, to prove completion of service, and that he do then receive his certificate.

Ordered for immediate consideration. Adopted and ordered accordingly.

Mr. Moss, from the same Committee, reported on the case of Mr. Banguier.

Ordered for immediate consideration. Adopted and ordered, that Mr. Banguier be allowed his Second Intermediate Examination.

Ordered, That Mr. Raymond receive his Certificate of Fitness.

Mr. MacLennan, from the Reporting Committee, presented their report as follows :

1. The work of reporting in all the Courts is now in a reasonably satisfactory state, and the arrangements which were made by Mr. Grant are bringing up the arrears in the Court of Appeal.

A detailed statement prepared by the Editor is submitted herewith.

2. Your Committee have considered the letter of Mr. Taylor, of Winnipeg, referred to them, and recommend that all Solicitors and Barristers of Manitoba be allowed to receive the reports for the sum of seventeen dollars per annum, and fifty cents to cover the expense of mailing, payable at the same time, and with the same penalty for delay in payment, as the fees for Solicitors' certificates.

3. Your Committee also recommend, that all members of the Ontario Bar, not being Solicitors, be entitled to receive the reports for the sum of fifteen dollars per annum, in addition to the Barrister's fee, and payable as above, and that payment for them may be received for the present year up to the first day of May in both cases.

The report was adopted.

Mr. Moss, from the Committee on Legal Education, reported on the case of Mr. H:

H. Robertson and others, referred to them as follows :

The Committee on Legal Education beg to report, that in the cases of Mr. H. H. Robertson, and other unsuccessful candidates for call at the last examination they have examined the answers of these gentlemen and conferred with the examiners, and on the whole they see no ground for interference with the examiners' report.

The Committee are of opinion that, unless under the most exceptional circumstances, there should not be revision by Convocation of the results arrived at by the examiners in any particular case. Cases, such as accidental omissions, to include marks allowed or intended to be allowed in a final summing up of marks or any other case of clear mistake or the like, might be suggested as justifying the interposition of Convocation to correct, but such cases are obviously different from interfering to correct errors or supposed errors in judgment.

The report was adopted.

Mr. Moss, from the Committee on Legal Education, with reference to the resolutions adopted on the motion of Mr. Purdom as to Legal Education, reported that that gentlemen had attended the meeting, and suggested that it would be impossible to deal with the subject in time for the meeting of Convocation to-day, of which opinion were the Committee, and the consideration of the resolution was accordingly adjourned.

Mr. Murray, from the Finance Committee, reported in pursuance of the resolution of the first day of this term, submitting a statement of the assets and liabilities of the Society, as of the 31st day of December last.

Ordered, That the Finance Committee be requested to ascertain the cost of a valuation of the Library, and if they think it advisable to procure such a valuation.

Mr. Kerr, from the Committee on the Journals, reported, submitting their draft of the consolidation of the rules.

Ordered, That the Committee be authorized to have the draft printed for the consideration of Convocation before next term, and distributed to the members of Convocation, the type to be kept standing.

The letter of L. A. Carscallen, of Napanee, was read; ordered that it be referred to the Committee on Discipline to ascertain and report whether there is a *prima facie* case for enquiry.

The letter of A. Grant, Esq., Reporter of Court of Appeal, dated 6th February, was read.

Ordered, That the letter be taken into consideration on the first day of next term.

Mr. Maclellan reported that he had complied with the request of Convocation in the matter of Mr. D. R. Davis' petition to the Ontario Legislature.

Ordered, That a Committee composed of the Treasurer and Messrs. McCarthy, Moss and Kerr, be appointed to represent to members of the Legislature, the views of Convocation as to special legislation, on the subjects of call and admission, with power to present a petition on behalf of Convocation to the assembly, and to appear before the Private Bill Committee on the Bill of Mr. Davis, if they think it expedient.

ABSTRACT OF INCOME AND EXPENDITURE FOR 1885.

RECEIPTS.

|   |                    |
|---|--------------------|
| Certificate and Term Fees,<br>Costs, Fines and Arrears<br>\$689 ..... | \$19,318 84        |
| Less Fees returned .....  | 76 00              |
|   | <u>\$19,242 84</u> |
| Notice Fees .....   | \$692 00           |
| Less Fees returned .....  | 4 00               |
|   | <u>\$688 00</u>    |
| Attorneys' Examination Fees .....                                     | \$7,761 00         |
| Less Fees returned .....  | 1,000 00           |
|   | <u>\$6,761 00</u>  |
| Students' Admission Fees .....  | \$7,240 00         |
| Less Fees returned .....  | 658 00             |
|   | <u>\$6,582 00</u>  |
| Call Fees .....   | \$13,521 00        |
| Less Fees returned .....  | \$3,519 00         |
|   | <u>\$10,002 00</u> |
| Interest and Dividends .....  | \$2,864 93         |

Sundries.

|   |                    |
|---|--------------------|
| Fees on Petitions, Diplomas<br>and Certificates of Admis-<br>sion ..... | \$169 00           |
| Wardrobe Keys sold .....  | 36 80              |
|   | <u>\$46,346 57</u> |

EXPENDITURE.

Reporting.

|  |                    |
|--|--------------------|
| Salaries .....   | \$8,600 00         |
| Printing .....   | 9,966 63           |
| Notes for <i>Law Journal</i> and<br><i>Law Times</i> ..... | 339 50             |
|  | <u>\$18,906 13</u> |
| Less Reports sold .....                                    | 3,019 60           |
|  | <u>\$15,886 53</u> |

Examinations.

|   |                   |
|---|-------------------|
| Salaries .....  | \$3,200 00        |
| Scholarships .....  | 1,480 00          |
| Printing and stationery .....   | 275 15            |
| Prizes in books (Law School)<br>Engrossing Diplomas and Cer-<br>tificates ..... | 25 00             |
| Examiners for Matriculation .....   | 240 00            |
|   | <u>\$5,220 15</u> |
| Library—<br>Books, Binding and Repairs .....                                    | \$2,836 59        |

General Expenses.

|  |                   |
|--|-------------------|
| Salaries—<br>Secretary, Sub-Treasurer and<br>Librarian ..... | \$2,000 00        |
| Assistants .....   | 1,254 15          |
| Housekeeper .....  | 360 00            |
|  | <u>\$3,614 15</u> |

Lighting, Heating, Water and Insurance.

|                            |                   |
|----------------------------|-------------------|
| Gas .....                  | \$232 88          |
| Water .....                | 95 64             |
| Insurance .....            | 685 00            |
| Fire Grenades .....        | 10 00             |
| Fuel .....                 | 433 26            |
| Repairs to Apparatus ..... | 482 89            |
|                            | <u>\$1,939 67</u> |

Grounds.

|                              |                 |
|------------------------------|-----------------|
| Gardener and Assistant ..... | \$624 26        |
| Tools .....                  | 1 00            |
| Seeds and Fertilizer .....   | 16 15           |
| Snow Clearing .....          | 43 80           |
|                              | <u>\$685 21</u> |

Sundries.

|   |                    |
|---|--------------------|
| Postages .....  | \$53 51            |
| Advertising, including <i>LAW</i><br><i>JOURNAL</i> , account .....       | 102 75             |
| Law Costs .....   | 547 21             |
| Furniture .....   | 1,175 55           |
| Repairs .....   | 496 26             |
| G. T. Berthon, and S. E.<br>Roberts, Portraits .....                      | 308 75             |
| Grant D. B. Read, Q.C., ...   | 2,000 00           |
| Term Lunches .....  | 611 42             |
| County Libraries Aid .....  | 2,489 60           |
| Telephone Office .....  | 345 76             |
| Auditor, \$100, Aikenhead &<br>Co, \$21.40 .....                          | 121 40             |
| Dawson Telephone Office, \$20,<br>Engrossing, \$15 .....                  | 35 00              |
| Resumé, \$36, Hardy, \$6.25,<br>Finch, \$23 75 .....                      | 66 00              |
| Watchman .....  | 107 50             |
| Washing towels etc., \$9 04,<br>Dusting Books, \$18.13 .....              | 27 17              |
| Ellis, \$5, Guarantee, Co. \$20,<br>Ice, \$21 .....                       | 46 00              |
| Oiling Floors, etc., \$30.75, J. A.<br>Fleming, travelling ex. \$11 ..... | 41 75              |
| Petty charges .....   | 59 80              |
| Stationery, Printing, etc. ....   | 262 91             |
|   | <u>\$8,898 34</u>  |
| Balance .....   | 7,265 92           |
|   | <u>\$46,346 57</u> |

Audited and found correct, Toronto, 28th Jan. 1886. (Sgd.) HENRY WM. EDDIS, Auditor.

# EASTER TERM, 1886.

MONDAY, MAY 17TH.

Convocation met.

Present—Messrs. Edward Blake, S. H. Blake, Britton, Falconbridge, Ferguson, Foy, Irving, Kerr, Mackelcan, MacLennan, Morris, Moss, Murray, McMichael, Osler, Pardee, Robertson, Smith.

On motion of Mr. Robertson, seconded by Mr. Irving, it is ordered that Edward Blake, Q.C., do take the chair.

The Secretary read the report of the scrutineers, and declared the following persons to be elected Benchers of the Law Society for the ensuing five years, namely:—W. R. Meredith, Charles Moss, D. McCarthy, C. Robinson, B. M. Britton, W. G. Falconbridge, A. Hudspeth, B. B. Osler, D. Guthrie, F. Mackelcan, James MacLennan, E. Martin, T. B. Pardee, John Bell, Æ. Irving, C. F. Fraser, A. S. Hardy, John Hoskin, J. J. Foy, J. K. Kerr, Z. A. Lash, Dr. McMichael, J. H. Ferguson, Thomas Robertson, J. H. Morris, Dr. L. W. Smith, James Beaty, H. Cameron, H. W. M. Murray, T. H. Purdom.

Mr. Robertson moved, and Mr. Irving seconded, That Edward Blake be elected Treasurer for the ensuing year. Carried unanimously.

The Treasurer took the chair.

Ordered, That the Treasurer, and Messrs. MacLennan, Murray, Irving, Moss, Kerr, Robertson, and Mackelcan, be appointed a Committee to strike the Standing Committees to be selected by Convocation in accordance with Rule 100.

During this Term the following gentlemen were called to the Bar, namely:—Messrs. George Goldwin Smith Lindsey, Arthur Eugene O'Meara, Edward Albert Holman, Alson Alexander Fisher, Edmund James Bristol, Henry James Wright, Alexander McLean, Robert George Code, Robert Alexander Dickson, Donald Macfarlane Fraser, Peter Doy Cunningham, Robert Franklin Sutherland, John Mortimer Duggan, John Graham Forgie, Thomas Hobson, Thomas Evan Griffith, William Morris, Herbert Macdonald Mowat, Joseph Mackenzie Rogers, Hugh Thomas Kelly, William James Church,

Harry Hyndman Robertson, George Herbert Stephenson, Richard Armstrong, John Thacker, George Edgar Martin, William Davis Swayzie.

The following gentlemen received Certificates of Fitness, namely:—Mr. T. E. Griffiths, who passed in Michaelmas Term, 1885; and Messrs. R. Armstrong, E. J. Bristol, A. E. Kennedy, E. A. Holman, A. A. Fisher, G. Wall, D. A. Givens, W. T. McMullen, N. A. Bartlett, Thomas Hobson, F. C. Powell, H. F. Jell, J. C. Mewburn, W. G. Fisher, A. W. Ford, D. C. Hossack, W. G. McDonald, W. R. Smyth, G. H. Stephenson.

The following gentlemen passed the First Intermediate Examination, namely:—Messrs. Lake, Holmes, Williams, Hunter, Burns, Dumble, McNeill (J. H.), Walker, Osborne, Walmsley, Kelly, Kemp, Baird, Macdonald, McNeill (E. P.), Featherstonehaugh (as a Student-at-Law only), Gould, Hastings, Scott, Scatcherd, Church, Wigle, Coe, Bridgman, Bannerman, Simpson, Box, Mealey, Wallbridge, Carey, Cartwright, Edgar, Graham, Lyon, Thompson, Vickers.

The following gentlemen passed the Second Intermediate Examination, namely:—Messrs. Holmes (G. W.), Johnston, Scott, Page, McGovern, Weekes, Holmes (W. H. F.), Torrance, Fletcher, Langton, McCrimmon, Fitch, Mussen, Dods, Montgomery, Bruce, Code, Gibson, Doyle, Henderson, Lahey, Dixon, Greene.

The following gentlemen were admitted into the Society as Students-at-Law, namely:

*Graduates.*—John Howard Hunter, M.A., Archibald Bain McCollum, M.A., Arthur James Forward, B.A., William Henry Irving, B.A., George E. Kynaston Cross, B.A.

*Matriculants of Universities.*—William James Fleury.

*Junior Class.*—William Hardy Murray, D'Arcy Fenton, Norman MacKenzie, William John Glover, William Senkler Buell, Arthur Hervey Selwyn Marks, David Mackenzie, Thomas Joseph Murphy, Newton Wesley Rowell, James William McColl, Alexander Grant McLean, Her-

bert Lavallin Puxley, Percy Allan Malcolmson, Robert Burnham Revell, Robert Moore Noble, Robert Alexander Montgomery, James Albert McMullen, William Alexander Sutherland.

Mr. Irving, from the Select Committee appointed to strike Standing Committees, presented their report, which was adopted.

Ordered, That the following gentlemen do compose the several Standing Committees for 1886, namely :

*Finance.*—Messrs. S. H. Blake, J. J. Foy, Æ. Irving, E. Martin, Z. A. Lash, L. W. Smith, H. W. M. Murray, T. H. Purdom, W. G. Falconbridge.

*Reporting.*—Messrs. B. M. Britton, Hector Cameron, F. Mackelcan, E. Martin, D. McCarthy, H. W. M. Murray, B. B. Osler, James Maclennan, W. G. Falconbridge.

*Discipline.*—Messrs. C. Robinson, A. Hudspeth, J. K. Kerr, F. Mackelcan, James Maclennan, D. McMichael, Thos. Robertson, L. W. Smith, John Hoskin.

*Library.*—Messrs. James Beaty, C. Robinson, S. H. Blake, Hector Cameron, J. H. Ferguson, Dr. McMichael, J. H. Morris, Charles Moss, Æ. Irving.

*Legal Education.*—Messrs. Z. A. Lash, J. H. Ferguson, B. B. Osler, John Hoskin, F. Mackelcan, W. R. Meredith, J. H. Morris, Charles Moss, C. Robinson.

*Journals and Printing.*—Messrs. B. M. Britton, J. J. Foy, C. F. Fraser, John Hoskin, John Bell, D. McCarthy, Charles Moss, J. K. Kerr, T. B. Pardee.

*County Libraries Aid.*—Messrs. B. M. Britton, Hector Cameron, D. Guthrie, A. Hudspeth, A. S. Hardy, J. K. Kerr, W. R. Meredith, Thomas Robertson, E. Martin.

The Select Committee, appointed last term in reference to special legislation as to call and admission, presented their report, which was adopted.

Mr. Murray presented the report of the Finance Committee with reference to the maturing of certain debentures held by the Society, and as to the condition of the lattice walks in front of Osgoode Hall.

Ordered, That the Finance Committee do arrange for the re-investment of the maturing debentures on the best terms.

The report of the Select Committee on honors and scholarships in connection with the Intermediate Examinations was read and received.

Ordered, That Messrs. W. F. Johnston, G. H. Holmes and W. L. Scott, be de-

clared to have passed their Second Intermediate Examination with honors.

Ordered, That Mr. Johnston do receive a scholarship of one hundred dollars, Mr. Holmes a scholarship of sixty dollars, and Mr. Scott a scholarship of forty dollars.

The petition of Mr. Michael Sullivan was received and read. Ordered to be referred to the Finance Committee with power to act.

Mr. Moss, from the Committee on Legal Education in the case of W. R. Smythe referred to them, reported recommending that his term of service should be allowed.

Ordered, That Mr. Smythe receive his Certificate of Fitness.

The letter of C. P. Simpson was received and read.

Ordered, That the letter be referred to the Finance Committee for inquiry and report.

The letter of Mr. Poussette was read, and referred to the Finance Committee with power to act.

The letter of Andrew Clarke as to a solicitor was read.

Ordered, That it be referred to the Discipline Committee to enquire as to whether there is a *prima facie* case for action.

Mr. Grant's letter was brought up for consideration.

Ordered, That it be considered on May 18th.

Mr. Britton gave notice that on the last day of the sitting of Convocation in this term he would move a Rule to the effect that the Supreme Court reports be furnished as formerly, and that all orders or rules to the contrary be reconsidered.

Ordered, That the scrutineers appointed to act and count the votes at the late election of Benchers having found it advisable to ask Mr. Maclennan (who was appointed to act as and for the Treasurer) to act along with them in order to save time, and Mr. Maclennan having acted, that he be paid the same fee as the said scrutineers.

TUESDAY, MAY 18TH.

Convocation met.

Present—The Treasurer, and Messrs. S. H. Blake, Falconbridge, Foy, Hardy, Hudspeth, Irving, Maclennan, Martin, Meredith, Morris, Murray.

The letter of Mr. Grant, reporter of the Court of Appeal, of Feb. 6th, 1886, was read and considered, and it was resolved

that Mr. Grant be informed that his proposal cannot be accepted.

The petition of A. J. F. Sullivan was received, read and referred to the Legal Education Committee for enquiry and report.

The report of the Lecturers on the Law School was received and read.

The Secretary reported on the case of T. E. Griffiths, reserved from Michaelmas Term, that he had completed his papers and was entitled to receive his Certificate of Fitness.

Ordered, That Mr. Griffith receive his Certificate of Fitness.

SATURDAY, 22ND MAY.

Convocation met.

Present—Messrs. Cameron, Falconbridge, Irving, Kerr, Lash, Maclennan, McMichael, Meredith, Morris, Moss, Murray, Robinson, Smith.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

Mr. Maclennan presented the report of the Reporting Committee, accompanied by the Editor-in-Chief's report upon the state of the work, which was adopted.

The Chairman of the Library Committee presented the report of the Committee with reference to the salary of the Junior Assistant in the Library. The report was adopted.

Mr. Murray gave notice of a rule founded on the report to amend Rule 119, sub-section 2, by taking out the word "five," and inserting the word "six" in lieu thereof.

Mr. Murray, from the Finance Committee, presented the report of the Committee on the subject of Mr. C. P. Simpson's letter, *re* his fees and fines.

The report was ordered to be taken into consideration on Friday next, 28th inst.

The Secretary laid before Convocation the petition of L. U. C. Titus to the High Court of Justice, Chancery Division, praying for his reinstalment, and that his name be restored to the list of solicitors, he having been struck off the roll of that division.

Ordered, That the solicitor of the Society be instructed to appear upon the motion.

Mr. Moss, from the Legal Education Committee, reported on the case of Mr. Arthur G. Browning, which was adopted, and it was ordered, That Mr. Arthur G.

Browning be admitted as a Student-at-Law in the Graduate Class.

Mr. Grant's letter to the Secretary of May 20th was read.

Mr. Murray, pursuant to notice, moved to amend the Rule relating to the number of persons to be present at the Examinations in the Law School for the awarding of prizes, by striking out the "eight or more students have competed thereat."

Ordered, That leave be granted to introduce the Rule, and that the said Rule be read a first time.

Mr. Murray moved, pursuant to notice, that the Rule 128 be amended by striking out the words "last Friday."

Ordered, That the Rule be read a first time.

FRIDAY, 28TH MAY 1886.

Convocation met.

Present—Messrs. Falconbridge, Foy, Fraser, Guthrie, Hardy, Irving, Kerr, Lash, Mackelcan, Maclennan, Morris, Moss, Murray, Osler.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The petition of Mr. Ronald David Gunn was read and received praying for a re-examination of his answers, and stating that through omission or oversight in the examination of his papers by the examiners, he had not obtained his Certificate of Fitness.

Convocation having inspected the examination papers, directed the Secretary to inform Mr. Gunn that there had been no omission or oversight in the examination of his papers.

Ordered, That the consideration of Mr. C. P. Simpson's letter, *re* his fines, be postponed until Saturday, the last day of Term.

The Rule continuing the Law School was read a first time.

Ordered, That the Rule be read a second time on Saturday, June 5th.

Ordered, That a call of the Bench be made for the consideration of the same, and that meanwhile, the report of the Lecturers be printed and distributed.

Mr. Murray moved the second reading of the following rule.

Rule number 6, for the encouragement of Legal Studies, is hereby amended by striking out the words, "and that eight or more students have competed thereat."

Ordered, That the second reading be deferred until Saturday, 5th June, and

that notice be given as in the case of the Rule continuing the Law School.

On motion of Mr. Murray.

Rule 119, Sec. 2, was amended so as to read as follows :

“ The salary of one of the General Assistants shall be \$800 per annum, and of the other General Assistant \$600 per annum, payable monthly.”

On motion of Mr. Murray, the Rule amending Rule number 128, was read a second and third time.

Mr. Osler moved that the application of the County of York Law Association be referred to the County Libraries Committees, who are asked to report to Convocation at its next meeting, in order that it may be considered.

Ordered, That the application of the County of York Law Association be referred to the County Libraries Aid Committee, who are asked to report to Convocation at its next meeting, in order that it may then be considered.

SATURDAY, 5TH JUNE, 1886.

Convocation met.

Present—The Treasurer and Messrs. S. H. Blake, Britton, Falconbridge, Foy, Hardy, Irving, Kerr, Lash, Meredith, Morris, Moss, Murray, Osler, Robertson, Robinson, Smith.

Mr. Moss, from the Legal Education Committee, reported in the case of Eudo Saunders, recommending that he be admitted to the books of the Society as a Student-at-Law, as of Trinity Term 1880.

Ordered for immediate consideration and adopted.

Mr. Martin, from the County Libraries Aid Committee, presented the report of the Committee, which was ordered for immediate consideration. The report was adopted.

Ordered, That the sum of \$1,500 be paid to the County of York Law Association as an initiatory grant, and that the annual grant be at the rate of two

dollars a year for each member paying two dollars, and one dollar a year for each member paying one dollar.

The petition of John King, Barrister-at-Law, as to a Solicitor, was read, and ordered for immediate consideration.

Ordered, That the petition be referred to the Discipline Committee to report whether a *prima facie* case is made by the petitioner.

The letter of Mr. Kingsford as to the remuneration of the examiners on the Primary Examination, was received and read.

Ordered, That it be referred to the Committee on Legal Education, and to the Finance Committee so far as the question of remuneration is concerned, to report to Convocation.

The second reading of the Rule as to the Law School, was ordered to be postponed till the 29th June, notice to be given by the Secretary.

The second reading of the Rule as to examinations under the Rule for the encouragement of legal studies to be postponed to the same date, notice to be given by the Secretary.

Mr. Britton, pursuant to notice, moved the introduction of a Rule providing for the supply of the Supreme Court reports to the profession.

Leave was given to introduce the Rule. The Rule was read a first time.

Ordered for a second reading at next sitting of Convocation, notice to be given by the Secretary.

Mr. Martin gave notice that he would move on 29th June next to amend Rule 142, Section E, and to further amend the Rule by permitting the increase of grants to County Libraries in outer counties, and to permit advances to be made in special cases, repayable out of future annual grants.

Convocation adjourned.

(Sgd.) EDWARD BLAKE,  
Treasurer.

# TRINITY TERM, 1886.

THE following is the *résumé* of the proceedings of Convocation on the 29th June, and of Trinity Term, 1886.

TUESDAY, 29TH JUNE.

Convocation met.

Present—The Treasurer, and Messrs. Falconbridge, Foy, Fraser, Irving, McCarthy, Mackelcan, Maclennan, Martin, Morris, Moss, Murray, Osler, Purdom, Robinson, Smith.

The minutes of last meeting were read and approved.

Mr. Murray presented a joint report from the Committee on Finance and Legal Education on the subject of fees to examiners on primary examination, recommending that when one examiner conducts the whole examination the same rate of remuneration be allowed as when two act, and that this apply to the last primary examination.

The report was read and received.

Ordered for immediate consideration and adopted.

Mr. Murray introduced a rule to give effect to the report.

Ordered, that the rule be read a first time.

Ordered for a second reading on the second day of next Term.

Mr. Moss presented the report of the Legal Education Committee on the admission as Students-at-Law of graduates, pursuant to the rule of 29th May, 1885, showing the admission of the following candidates, viz.:

William Gregor Bain, Thomas Walter Ross MacRae, Donald Murdoch Robertson, Gordon James Smith, Francis Pedley, Charles Swabey, Samuel Hugo Bradford, Hume Blake Cronyn, Horace Harvey, Alexander McLean Macdonell, Dugald James MacMurchy, Francis James Roche, Thomas Alfred Rowan and Roland William Smith.

The report was received, considered and adopted.

Ordered, that the above named students

be entered on the books of the Society as Students-at-Law in the graduate class as of the first Monday of Easter Term, 1886.

Ordered, that the Legal Education Committee be requested to consider the draft of the consolidation of the statutes affecting the Law Society, with a view to suggesting the removal of any ambiguities in the law.

The report of the Committee on Legal Education on the petition of C. J. Patterson was received, considered and adopted.

The report of the Finance Committee on the subject of the fees payable by Articled Clerks and Students-at-Law was received and ordered for immediate consideration.

Ordered, that it be referred to the Committee on Legal Education to report their views to Convocation.

Mr. Owens was called to the Bar.

The letter of Mr. Read, the solicitor in the matter of L. U. C. Titus, was read.

The petition of L. U. C. Titus was read and received.

Ordered, that the petition be referred to the Discipline Committee.

The letter of Mr. Ryan, Secretary of the Hamilton Law Association, enclosing a resolution on the subject of the law library, was read and received.

The petition of Antoine Gilly was referred to the Finance Committee with power to act.

A letter from Mr. Joseph, with draft of revision of chapters 138, 139, 140, of Ontario Statutes, was received.

Ordered, that it be referred to the Committee on Legal Education with power to act.

The report of the Law School was brought up for consideration.

The rule for the continuance of the Law School was read a second time.

Mr. Moss moved, seconded by Mr. Irving, the third reading of the same rule.

Mr. Martin moved, in amendment, that the rule be amended by adding "that the

students attending lectures be required to pay an annual fee of five dollars for attendance."

The amendment was lost.

The rule was read a third time and passed.

Mr. Murray, seconded by Mr. Moss, moved the second reading of the rule to amend the rules for the encouragement of legal studies.

The rule was read a second and third time and passed.

The second reading of the rule to amend rule 155 was postponed until the second day of next Term.

Mr. Martin gave notice that on the second day of next Term he would introduce a rule for the amendment of rule 142, section E.

Mr. Martin moved, seconded by Mr. Moss, that the Reporting Committee be requested to lay before Convocation, at its next meeting, an estimate of the probable cost of a current quarterly index of the reports published by the Law Society, such index to be published in a form similar to the current index published in connection with English Law Reports.

Convocation adjourned.

During Trinity Term the following gentlemen were called to the Bar, viz., September 6th:—John Murray Clark (honors and gold medal), William Smith Ormiston, Edward Cornelius Stanbury Huycke, William Murray Douglas, William Chambers, William Nassau Irwin, Lawrence Heyden Baldwin, Lyman Lee, Robert Charles Donald, George Hutchison Esten, Joseph Coulson Judd, Walter Samuel Morphy, John Wesley White, Thomas Urquhart, Thomas Johnson, William Hugh Wardrope, Francis Edmund O'Flynn, George Henry Kilmer, Francis Cockburn Powell. September 7th:—Thomas Joseph Blain, William Lees, Charles True Glass, Alexander David Hardy, John Campbell, Richard John Dowdall, John Carson, Richard Vanstone, George Edward Evans, William Hope Dean, Charles Bagot Jackes. September 17th:—William Robert Smyth.

The following gentlemen were granted Certificates of Fitness, viz., September 6th:—J. M. Clark, G. H. Esten, W. S. Ormiston, W. Chambers, A. McLean, R. G. Code, W. J. McWhinney, C. T. Glass, R. C. Donald, F. E. O'Flynn, L. H. Bald-

win, R. D. Gunn, H. H. Dewart, J. White. September 7th:—J. C. Judd, L. Lee, W. M. Sinclair, H. H. Macrae, H. S. Osler, A. D. Hardy, A. Macrimmon, J. Geale, W. M. Douglas, H. M. Mowat, J. B. Dalzell. September 17th:—E. C. S. Huycke.

The following gentlemen passed the First Intermediate Examination, viz.:—H. J. Cosgrove (honors and first scholarship), J. A. V. Preston (honors and second scholarship), W. Mundell (honors and third scholarship), and Messrs. J. G. Kerr, H. E. Irwin, H. B. Witton, J. A. Chisholm, W. S. McBrayne, A. E. K. Grier, J. F. Woodworth, Ira Standish, E. H. Johnston, R. W. Thompson, J. Kyles, W. W. Dingman, H. Holman, D. A. Dunlop, H. Millar, T. A. Rowan, J. McKean, J. A. McLean (as Student-at-Law only).

The following gentlemen passed the Second Intermediate Examination, viz.:—R. J. McLaughlin (honors and first scholarship), J. M. Young (honors and second scholarship), and Messrs. M. Wright, R. J. Leslie, W. J. Millican, W. B. Lawson, A. McNish, J. M. McWhinney, F. M. Field, A. J. Boyd, J. M. Balderson, E. H. Ridley, J. H. Kew, T. C. Robinette, G. J. Cochrane, R. A. Grant, J. A. Davidson, T. M. Bowman, W. H. Campbell, Jr., H. O. E. Pratt, J. A. McLean, R. C. Levisconte, T. R. Ferguson, G. L. Lennox.

The following candidates were allowed their examinations as Students only, viz.:—W. A. F. Campbell, C. R. Boulton, J. Ross, T. Hornsby, W. E. Thompson, G. H. Douglas.

The following gentlemen were admitted into the Society as Students-at-Law:—

#### *Graduates.*

George Ross, John Simpson, George William Bruce, John Almon Ritchie, James Armour, John Miller, Frederick McBain Young, Malcolm Roblin Allison, Robert Baldwin, Charles Eddington Burkholder, Alexander David Crooks, Andrew Elliott, Robert Griffin McDonald, Thomas Joseph Mulvey, James Milton Palmer, James Ross, John Wesley Rosswell, Richard Shiell, Alfred Edmund Lussier, Charles Murphy, George Newton Beaumont.

#### *Matriculants.*

William Johnston, Samuel Edmund Lindsay, Nelson D. Mills.

*Junior Class.*

R. C. Gillett, A. J. Anderson, G. P. Deacon, L. A. Smith, A. R. Tufts, W. Wright, K. H. Cameron, H. B. Travers, J. A. Webster, T. J. McFarlen, W. E. Coryell, J. H. Glass, A. Northey, A. A. Roberts, C. B. Rae, G. S. Kerr, W. E. L. Hunter, J. A. Buttrey, F. T. D. Hector, R. A. Hunt, D. O'Brien, F. C. Cousins, T. A. Duff, W. G. Bee, S. T. Evans, W. Mott, S. A. Beament.

*Articled Clerk.*

J. A. Mather.

MONDAY, 6TH SEPTEMBER.

Convocation met.

Present—The Treasurer and Messrs. S. H. Blake, Foy, Fraser, Irving, Lash, MacLennan, Moss and Murray.

The letter of Mr. Delamere, resigning his office of Examiner of the Law Society and Chairman and Lecturer of the Law School, was received and read.

Ordered, that the usual advertisement be inserted for applicants for the office of Examiner in place of Mr. Delamere, resigned.

Ordered, that the Secretary notify the Benchers that a successor to Mr. Delamere will be appointed at the meeting of the Bench on Friday, September 17th.

The letter of Mr. D. R. Davis was received and read.

Ordered, that the papers of Mr. Davis be laid before Convocation to-morrow for such action as was taken in the like case of R. D. Gunn.

The petition of Mr. Mundell was received and read.

Ordered to be referred to the Legal Education Committee for report to-morrow.

The report of the Select Committee on the subject of Honors and Scholarships, in connection with the First Intermediate examination, was received and read.

Ordered for immediate consideration and adopted.

Ordered, that Messrs. Cosgrove and Preston be allowed the First Intermediate Examination with honors, and that Mr. Cosgrove do receive a scholarship of one hundred dollars, and Mr. Preston a scholarship of sixty dollars, and that the case of Mr. Mundell, as to honors and

third scholarship, be reserved till after the report on his petition.

The report of the Committee on Honors and Scholarships, in connection with the Second Intermediate Examination, was received and read.

Ordered for immediate consideration and adopted.

Ordered, that Messrs. McLaughlin and Young be allowed their Second Intermediate Examination, with honors, and that Mr. McLaughlin do receive a scholarship of one hundred dollars, and Mr. Young a scholarship of sixty dollars.

Ordered, that the Finance Committee be authorized to act from time to time, in their discretion, on any application of the County Court Judges for the use of Convocation Room for their conferences.

Mr. Murray moved, that Mr. Moss, Chairman of the Legal Education Committee, be appointed representative of the Law Society at the Senate of the University of Toronto.—Carried unanimously.

TUESDAY, 7TH SEPTEMBER.

Convocation met.

Present—The Treasurer, and Messrs. Beaty, S. H. Blake, Cameron, Fraser, Hoskin, Lash, McCarthy, Mackelcan, Moss and Murray.

The minutes of last meeting were read and approved.

The letter of H. R. Hardy was read, ordered to be referred to the Finance Committee to consider and report their opinion to Convocation.

Pursuant to the order of yesterday the papers of D. R. Davis were laid on the table and inspected by Convocation, and the values of the answers as allowed to him on the examination having been added up, and it having been found that the totals were correctly reported to Convocation, it was ordered that the Secretary do inform Mr. Davis that there had been no omission or oversight in the examination of his papers.

Ordered that the order for the second reading of Mr. Britton's proposed rule as to the Supreme Court Reports be postponed to Friday, 17th instant.

Mr. Murray's proposed rule for the amendment of rule respecting the remuneration of the examiner conducting the Primary Examinations was read a second and third time, and passed.

Mr. Irving presented the report of the Library Committee, as to the catalogue and thefts from the library.

The report was ordered for immediate consideration, and adopted.

SATURDAY, 11TH SEPTEMBER.

Convocation met.

Present—The Treasurer, and Messrs. Falconbridge, Foy, Hoskin, MacLennan, Martin, Moss, Murray, McMichael.

The minutes of last meeting were read and approved.

Mr. Moss, from the Committee on Legal Education, reported in the case of Mr. Mundell.

The report was received, ordered for immediate consideration, and adopted.

Ordered that Mr. Mundell be allowed his First Intermediate Examination with honors, and that he be awarded the third scholarship.

Mr. Murray presented the report of the Finance Committee, in the matter of H. R. Hardy's letter, recommending that the sum of \$100 be allowed to him toward getting out his chart, on the condition that one dozen copies of said chart be supplied to the Law Society by him free of charge.

Ordered for immediate consideration, and adopted, and the grant to Mr. Hardy ordered accordingly.

Mr. MacLennan presented the report of the Reporting Committee.

Ordered for immediate consideration, and adopted.

Ordered that the Secretary do forthwith communicate the second paragraph of the report, as adopted, to Mr. Grant, and that the Reporting Committee do report to Convocation at its sitting on Friday next on the action taken under the second paragraph.

Mr. Martin gave notice, for the second day of next term, of the following motion: To amend Rule 142, section E, and to further amend the rule by permitting the increase of grants to County Libraries in outer counties, and to permit advances to be made in special cases repayable out of future annual grants.

REPORT OF THE COUNTY LIBRARIES AID COMMITTEE.

Adopted by Convocation on 5th June, 1886.

OSGOODE HALL, 5TH JUNE, 1886.

*To the Benchers of the Law Society of Upper Canada:*

The County Libraries Aid Committee beg to report as follows:

1. The annexed statement shows the amounts paid to the County Libraries therein named in respect of initiatory and annual grant respectively, during the year ending 31st December, 1885, and also all payments made on annual grants up to 17th May, 1886. Nothing has been paid on initiatory during the current year.

No reports have been received for the year 1885 from the Ontario or Essex Associations. Reports were received from Bruce, Welland and Peterboro' which were incomplete in certain particulars, but these defects will, it is expected, be supplied shortly. The libraries had been established and received aid from the Law Society up to 31st December, 1885. In every case in which the annual grants have been paid, as shown by the statement referred to, the returns were sent in within the period required by the rules, and all requirements complied with.

2. Steps are being taken to form Library Associations at Guelph and Stratford, but no formal applications for aid have yet been received.

3. The value of county libraries is being more highly appreciated year by year, and applications for aid to new associations will no doubt continue to be made from time to time.

4. On the 18th May, 1886, an application for aid was received from the County of York Law Association, which was incorporated on the 31st December, 1885. The Association has furnished the proper proofs of its incorporation, and also copies of its by-laws, declaration, and a statement of its funds. This application has now to be dealt with by Convocation, but as the position of the Association is in some important points very different from that of a library association formed in an outer county, the committee have thought it desirable to report fully on the facts requiring consideration.

5. County libraries were established in 1871 upon the report of a special committee, a copy of the report will be found in the *Law Journal* for 1879, pages 179 and 181.

It appears from the report that the idea was to establish libraries in the county towns of outer counties for the convenience of the courts and profession who from necessity could not derive the same advantage from the Osgoode Hall Library at the Toronto Bar. Toronto and York, as having full use of the Osgoode Hall Library, were excluded from the calculation of those likely to avail themselves of the scheme; and Ottawa, as having the use of the Parliamentary Library, was for the reason also excluded.

It will be seen therefore, that the terms of clause six of Rule 142, regulating the aid to be granted to libraries in outer counties, ought not to be applied to this association without very considerable modifications.

6. No action towards the formation of a county library for York and Toronto was taken till quite recently, but the advantage of having a library suitable for reference at *Nisi Prius* in the Court House at Toronto having been felt, Mr. Osler, pursuant to notice, moved in Convocation on 17th November, 1885: "That it is expedient to form a branch library at the Court House in the City of Toronto, to consist of a complete set of the statutes, a complete set of the Upper Canada and Ontario Reports, and the English Reports, beginning with the Law Reports series, with a selection of text books in common use at *Nisi Prius*, and that the City Council be requested to provide accommodation in the new Court House for such library."

Upon which it was Ordered, that the matter be referred to the County Libraries Aid Committee for consideration and report, and that Mr. Osler be added to the said committee in respect of the matter of this notice.

A discussion took place on the consideration of Mr. Osler's motion, during which it was pointed out that there were objections to the establishment of a branch library at the expense of the Society for a purely local purpose; and that the City Council could not be compelled to furnish the accommodation asked for, but if a County Library Association were formed, the right to suitable accommodation in the Court House existed under the Amended Municipal Act of 48 Vict. c. 5, ss. 11 and 12; and the question as to the amount of aid would be considered when the Association made its application. This view apparently commended itself to those interested, as the matter was never brought before the special committee, and steps were immediately taken to incorporate the County of York Library Association.

7. Your Committee believe that a library containing such books as are in common use at *Nisi Prius* (including Chancery Sittings) is all that is required for the County of York as a county library, and although the establishment of a county library in York seems not to have been originally contemplated, yet your Committee think a sufficient reason has been established to warrant them in recommending that an initiatory grant should be made, based on this principle, because for all other than *Nisi Prius* purposes the profession have ready access to the general library at Osgoode Hall. And the close proximity of the site of the new court to Osgoode Hall renders the one place as convenient as the other for the profession, and for this reason many of the works required in other county libraries would not be needed.

8. It appears from the statement furnished by the York Association that \$1,623 has been contributed in cash, and \$260 in books. Your Committee think that in addition to this sum a grant from the Law Society of \$1,500 would be quite sufficient

to purchase a suitable library of the class above indicated, and recommend that in lieu of the grant ordinarily made under section 6 of Rule 142, a special grant of \$1,500 be made as the full initiatory grant to this Association.

As to the annual grant to be made it appears that there are now 196 members who pay an annual subscription of \$2.00, and half of this amount is payable by practitioners resident elsewhere in the county.

The subscription paid by the members of Law Associations in outer counties is, in most cases, \$5.00 per annum. Some pay \$10.00, but the great number of practitioners resident in Toronto makes the burden much lighter in this case.

The annual expenses of the Society for librarian's salary, insurance, and contingencies, would probably not exceed \$550.00.

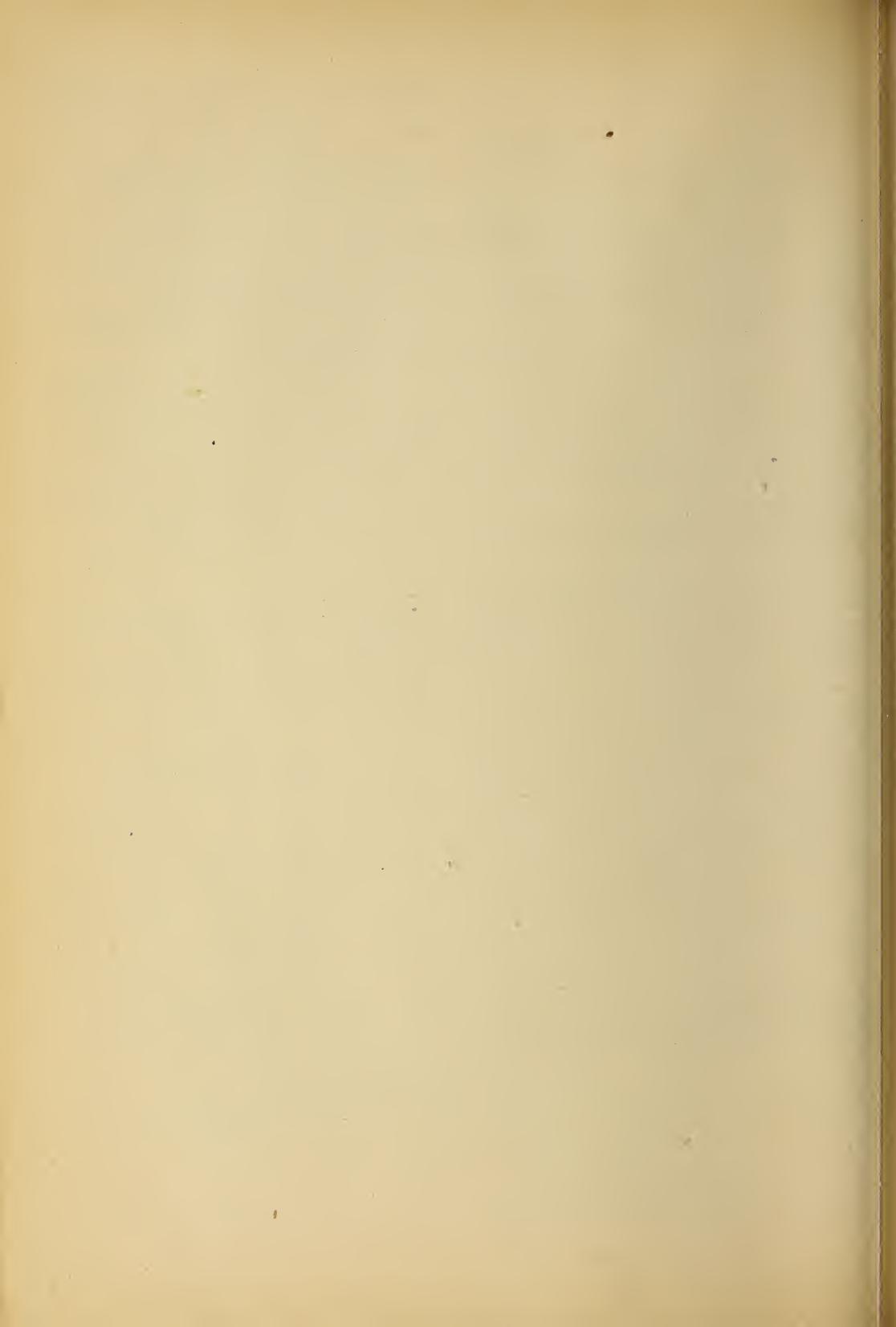
An annual grant, equal to \$2.00 for each member of the Association paying his annual subscription of \$2.00, and of \$2.00 for member paying his annual subscription of \$1.00, would provide a sum quite sufficient to keep up the library in a very satisfactory manner.

9. In accordance with the above recommendation, if approved of by Convocation, Rule 142 might have to be reconsidered to meet the special case of the grant to this Association.

EDWARD MARTIN,  
Chairman.

Statement of Money paid the County Libraries' Associations from 1st January, 1885, to 17th May, 1886.

| NAME.         | Date. | Initiatory. |       | Annual.   |       | Total.    |
|---------------|-------|-------------|-------|-----------|-------|-----------|
|               |       | \$          | c.    | \$        | c.    | \$ c.     |
| Hamilton..    | 1885  | 576         | 00    | 297       | 50    | .....     |
|               | 1886  | .....       | ..... | 379       | 92    | 1253 42   |
| Middlesex.    | 1885  | 480         | 00    | 180       | 00    | .....     |
|               | 1886  | .....       | ..... | 187       | 50    | 847 50    |
| Peterboro'... | 1885  | 184         | 00    | 85        | 00    | 269 00    |
| Frontenac.    | 1885  | .....       | ..... | 36        | 00    | .....     |
|               | 1886  | .....       | ..... | 42        | 50    | 78 50     |
| Bruce.....    | 1885  | .....       | ..... | 29        | 10    | 29 10     |
| Brant.....    | 1885  | .....       | ..... | 82        | 00    | .....     |
|               | 1886  | .....       | ..... | 71        | 00    | 153 00    |
| Welland.....  | 1885  | 200         | 00    | .....     | ..... | 200 00    |
| Lindsay...    | 1885  | 340         | 00    | .....     | ..... | .....     |
|               | 1886  | .....       | ..... | 85        | 00    | 425 00    |
| Essex.....    | ..... | 147         | 00    | .....     | ..... | 147 00    |
|               |       | \$1927 00   |       | \$1475 52 |       | \$3402 52 |



# TRINITY TERM, 1886.

---

The following is a *résumé* of the proceedings of Convocation on the 17th September, and of Michaelmas Term, 1886:

Convocation met.

Present—The Treasurer and Messrs. Britton, Falconbridge, Hoskin, Irving, Lash, Maclennan, Mackelcan, Morris, Moss, Murray and Smith.

The minutes of last meeting were read and approved.

Mr. Maclennan, from the Reporting Committee, presented their report to the effect:

1. Respecting the probable expense of a quarterly current index of the reports, similar to that lately commenced by the Council of Law Reporting in England.

2. That Mr. Grant has made an arrangement with Mr. B. Edward Brown to assist him in his work on the terms stated, and the Committee recommend that this arrangement be approved of by Convocation.

The report was ordered for consideration.

The first paragraph was read.

Ordered, That it be referred back to the Committee for reconsideration as to the estimate of cost, and to report their opinion as to a scheme for the proposed digest.

The second paragraph was read and adopted.

Mr. Irving, from the Library Committee, reported, That Mr. G. Mercer Adam had made application to them to recommend a grant being made to him upon the completion by him of the New Catalogue.

That Mr. Adam has been paid his contract price of \$250, and the Committee have already certified to Convocation their satisfaction with the work.

That Mr. Adam grounds his application upon the labour expended by him being much in excess of his expectations.

That, upon enquiry, the Committee have ascertained that Mr. Adam, at the suggestion of the Librarian, added very much to the value of the catalogue, by adopting certain references which had not been given in the former catalogue, and which may be said to have been the specification on which Mr. Adam's contract was based.

That under these circumstances, and recognizing the value of the improvements suggested by the Librarian and incorporated in the work, the Committee recommend that Mr. Adam be paid a bonus of \$100.

The report was ordered for immediate consideration and adopted.

Ordered, That a bonus of \$100 be given to Mr. Adam.

The Committee on Legal Education reported the applications for the position of Examiner and Lecturer in place of Mr. Delamere. Nominations were then made, and Mr. Kingsford was elected, his appointment to take effect from 1st October.

The second reading of Mr. Britton's rule as to Supreme Court Reports was moved, and was declared lost.

Convocation adjourned.

J. K. KERR,

*Chairman Committee on Journals.*

---

# MICHAELMAS TERM, 1886.

The following gentlemen were called to the Bar, viz. :—

*November 15th.*—Robert Stanly Hays, Wellington Bartley Willoughby, Frederick Stone, Trevussa Herbert Dyre, Franklin Montgomery Gray, Edward Arthur Lancaster, Lorenzo Clarke Raymond, Delos Rogest Davis, John Michael Macnamara, Henry Clay, Eudo Saunders, Archibald McAlpine Taylor, Alexander Fraser.

*November 16th.*—William James Tremear, John Robertson Millar, David Alexander Givens, George Francis Burton, Henry Smith Osler, Walter Stephens Herrington, Duncan Ontario Cameron, Osric Leander Lewis, Francis McPhillips, Frederick George McIntosh, Archibald McKechnie, Edward Ellis Wade.

*November 20th.*—Donald Calvin Hosack.

*December 4th.*—Herbert Henry Bolton. The following gentlemen were granted Certificates of Fitness, viz. :—

*November 15th.*—A. M. Denovan, A. M. Taylor, O. L. Lewis, W. B. Willoughby, F. Stone, W. S. Herrington, R. Vanstone, R. F. Sutherland, A. Fraser, S. McKeown, C. B. Jackson, D. H. Cole, R. H. Pringle, A. B. Cameron, E. W. Boyd, F. E. Titus.

*November 16th.*—A. W. Wilkin, F. M. Gray, G. F. Burton, W. J. Tremear, D. B. S. Crothers, H. G. Tucker, J. J. Smith.

*November 20th.*—H. Morrison, H. W. Bucke, F. G. McIntosh, N. J. Clarke, J. R. Shaw.

*December 4th.*—H. J. Dawson.

The following gentlemen passed the First Intermediate Examination, viz. :—

M. H. Ludwig, with honors and first scholarship, J. M. Palmer, with honors and second scholarship, E. H. Britton, with honors and third scholarship, S. A. Henderson, with honors; and Messrs. J. H. Hunter, S. D. Lazier, R. G. Smyth, H. H. Johnston, J. T. McCullough, A.

Collins, E. E. A. Du Vernet, H. Harvey, J. Irving Poole, G. C. Gunn, W. A. Keans, R. L. Elliott, R. M. Macdonald, W. Pinkerton, G. D. Heyd, O. Ritchie, W. L. B. Lister, M. C. Bigger, R. L. Gosnell, H. E. McKee, R. O. McCulloch, F. J. Travers, H. F. Errett, M. F. Muir.

The following gentlemen passed the Second Intermediate Examination, viz. :—

F. A. Anglin, with honors and first scholarship, W. S. Hall, with honors and second scholarship, J. T. Kirkland, with honors and third scholarship, N. F. Davidson and A. Morphy with honors; and Messrs. T. Scullard, H. S. W. Livingston, F. P. Henry, R. R. Hall, A. Saunders, F. A. Drake, H. R. Welton, J. M. Quinn, J. Y. Murdoch, A. F. May, W. L. M. Lindsay, D. R. Anderson, T. Browne, R. J. Maclellan, H. B. Smith, W. S. Turnbull, R. K. Orr, T. A. Wardell, H. N. Roberts, A. E. Trow, A. C. Camp, H. M. Cleland, W. W. Jones.

The following gentlemen were admitted into the Society as Students-at-Law:—

## *Graduates.*

Bidwell Nicholls Davis, Robert Elliott Fair, Lennox Irving, Ralph Johnston Duff, Donald Roderick McLean, James Wilson Morrice.

## *Matriculants.*

Frederick Billings, George Davidson Grant, William Alexander Baird, Henry John Deacon Cooke, Christopher Lucy, Louis Vincent McBrady, John Fleming-ton Tannahill, Robert Talbot Harding, Alexander Robertson Walker, William Henry Williams.

## *Junior Class.*

C. P. Blair, C. F. Maxwell, W. F. Langworthy, J. A. Harvey, G. B. Wilkin-son, J. McBride, H. C. McLean, F. R. Blewett, J. B. Pattullo.

*Articled Clerks.*

T. H. Lloyd, J. Lennon, H. W. Maw.

MONDAY, 15TH NOVEMBER, 1886.

Convocation met.

Present—The Treasurer, and Messrs. Cameron, Falconbridge, Ferguson, Foy, Fraser, Hoskin, Kerr, Morris, Moss, Parlee and Robertson.

The minutes of last meeting were read and approved.

Mr. Moss, from the Committee on Legal Education, reported on the cases of Messrs. A. B. Cameron, E. W. Boyd, F. E. Titus, that their papers are now regular, and recommending that they receive Certificates of Fitness.

Ordered, That Messrs. Cameron, Boyd and Titus do receive their Certificates of Fitness.

The representation of the Examiners on the subject of their remuneration was received and read.

Ordered to be considered to-morrow.

The letter of the Assistant Secretary of the Hamilton Law Association was received and read.

Ordered to be considered to-morrow.

The letter of Mr. Walter Read, enclosing that of the Hon. Wm. McDougall, was read.

Ordered to be referred to the Finance Committee for full report.

TUESDAY, 16TH NOVEMBER, 1886.

Convocation met.

Present—The Treasurer, and Messrs. Bell, Cameron, Ferguson, Foy, Fraser, Hardy, Hoskin, Hudspeth, Kerr, Lash, Martin, Mackelcan, McMichael, Morris, Moss, Murray, Osler, Robertson and Smith.

Mr. Moss, from the Committee on Legal Education, reported on the petition of H. J. Dawson, that his examination for call be allowed, and that he be permitted to present himself for call to the Bar during Easter Term next.

Ordered for immediate consideration and adopted.

Mr. Moss, from the same committee, reported on the case of Mr. McLean, recommending that he be allowed to present himself for the Second Intermediate Examination in Easter Term next, and in

case he then passes that examination he be allowed to present himself for Final Examination at the expiration of nine months from that time.

Ordered for immediate consideration and adopted.

Mr. Moss, from the same committee reported on the case of Mr. W. H. Sibley, recommending that his application be not granted, pending the disposal of the charges against him now before the Discipline Committee.

Ordered for immediate consideration and adopted.

The petition of the Law Students as to the Lending Library was received and read.

Ordered to be referred to the Library Committee for report to Convocation.

Mr. Robertson, from the Discipline Committee, reported on the petition of L. U. C. Titus, recommending that the prayer of the petition be refused.

Ordered for immediate consideration and adopted.

The representation of the Examiners was received and read.

Resolved, That there does not appear to Convocation to be any ground for increasing the remuneration of the Examiners and Lecturers.

Mr. Hoskin, from the Discipline Committee, reported on the case of Mr. W. H. Sibley, finding that the charges made have been substantiated, and recommending that his name be erased from the Books of the Society.

On motion, the report was received, and Ordered to be considered at the last meeting of Convocation this Term.

Mr. Hoskin, from the same committee, reported on the case of Mr. King's complaint against Mr. Ryerson, that in their opinion a *prima facie* case has been shown for investigation, and recommended accordingly.

The report was received.

Ordered to be considered on the last day of Convocation for this Term.

Mr. Hoskin, from the Discipline Committee, in the matter of the complaint against A. D. Kean, presented their report that they are of opinion that a *prima facie* case has been made for enquiry, and recommending an investigation.

Ordered for immediate consideration and adopted.

Ordered, That the petition be referred to the Committee for investigation in the usual way.

The letter of the Assistant Secretary of the Hamilton Law Association, ordered to be considered to-day, was read and considered.

Mr. Mackelcan gave notice that he would, at the next meeting of Convocation, move for leave to introduce a rule amending the rule as to the distribution of the law reports.

SATURDAY, 20TH NOVEMBER, 1886.

Convocation met.

Present—Messrs. S. H. Blake, Cameron, Falconbridge, Ferguson, Foy, Irving, Kerr, Lash, Mackelcan, Maclellan, Morris, Moss and Murray.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, reported :

1. On the case of Thomas Urquhart, that they cannot recommend the allowance of the service in Manitoba of four months and twenty-two days, but recommend that after he has been re-articled and has served the four months and twenty-two days in Ontario, the matter be again brought up with the view that the allowance to him of the examination which he has passed should be favourably considered.

Mr. Mackelcan asked for leave in pursuance of notice given at the last meeting of Convocation, to introduce the following rule, viz. :—

That Rule No. 156, relating to the distribution of the Ontario Reports, be amended by adding to sub-section 9 of said Rule, the words following :—“ And an additional copy to each of such County Libraries, where the County Law Association has fifty or more members who have paid their subscriptions, such additional copy to be supplied from and inclusive of the first volume of the present series of Appeal and Ontario Reports respectively.”

Ordered, That the rule be read a first time.

The rule was read a first time, second reading ordered for 26th November inst.

Mr. Murray, from the Finance Committee, reported on the subject of the cor-

respondence between the Solicitor and the Hon. Wm. McDougall, relating to his fees, and recommended that the ordinary fees be collected.

The Report was received, and ordered to be taken into consideration immediately.

The Report was adopted.

The Chairman read a letter from Mr. Richard Willcocks, addressed to the Secretary, dated 17th November, 1886.

The Secretary was directed to reply that the matters contained in the complaint of Mr. Richard Willcocks do not make out a case for action by the Law Society, The applicant's right to redress, if any, being by application or suit in the ordinary way to the courts.

Convocation adjourned.

FRIDAY, 26TH NOVEMBER, 1886.

Convocation met.

Present—Messrs. Britton, Cameron, Falconbridge, Hudspeth, Irving, Kerr, Mackelcan, McCarthy, Maclellan, Martin, Morris and Murray.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of last meeting were read and approved.

Mr. McCarthy gave notice that, at the next meeting of Convocation, he would move for the reconsideration of Mr Urquhart's case.

Mr. Maclellan presented the Report of the Reporting Committee :

1. They have great pleasure in stating that the work of reporting is well up, and it can hardly be said that there are any arrears which could be avoided by the reporters, and the Digests of completed volumes are all out.

2. Mr. Grant has brought up all arrears, and there are no Appeal Cases unreported but those which were delivered in the present month, with the exception of one delivered in September.

3. During vacation the committee was applied to by the County of York Library Association for another set of the Reports, it being found that one set was insufficient to meet the demands of the profession, and your committee took the steps of ordering the supply of another copy, including back numbers of current volumes, the Association taking the risk of the committee's action being approved and adopted by Convocation.

4. Your committee has made inquiry concerning the probable cost of preparing and supplying the profession with a quarterly index similar to that lately issued by the Council of Law Reporting in England, and your committee have ascertained that the probable cost, including printing and distribution, would be between \$400 and \$500 per annum.

5. A number of the Election Reports will be issued next month, and another in January.

The report was received and ordered for consideration.

The first paragraph was adopted.

Ordered, That the paragraph referring to the action taken by the committee in the matter of a second copy of the Ontario Reports for the County of York Law Association be considered, when Mr. Mackelcan's rule on a cognate subject comes up for a second reading.

Paragraph referring to the preparation of the Quarterly Index at a cost of \$400 or \$500 per annum was considered.

Mr. Martin gave notice that, on the last day of Hilary Term, 1887, he would move in the matter of publishing such an index as is described in the report.

Ordered, That Messrs. E. B. Brown and H. H. Macrae be paid the sum of \$10 each for the trouble they have taken in supplying the Reporting Committee with information upon the subject of the proposed index to the Reports. Carried.

A statement, signed by A. F. Miller, as Secretary of the Trustees of the Toronto General Hospital, relating to the conduct of a solicitor respecting the will of the late Mr. R. B. Butland was read.

Mr. Cameron moved, seconded by Mr. Britton,

That as the whole of the facts and statements on which the Trustees base their suspicion of misconduct on the part of the solicitor have not been laid by the Trustees before Convocation, and as it is proper that Convocation should be satisfied whether the facts in evidence constitute merely professional misconduct cognizable by Convocation, or a more serious charge within the jurisdiction of the criminal courts, the Trustees be informed that Convocation deems it inadvisable to take action in the matter without a fuller statement of the facts. Carried.

Mr. Mackelcan moved the second reading of the following rule:

That Rule No. 156, relating to the distribution of the Ontario Reports, be amended by adding to sub-section 9 of said rule the following words:

"And an additional copy to each of such county libraries where the County Law Association has fifty or more members who have paid their subscriptions, such additional copy to be supplied from, and inclusive of, the first volume of the present series of Appeal, Ontario and Practice Reports respectively." Carried.

Mr. Mackelcan moved the third reading of above rule, which was carried.

The rule was read a third time and passed.

Mr. Martin moved, pursuant to notice, as follows:

That Rule 142 be hereby amended as follows: (a) "Clause 3, Sub-section E, is hereby amended by adding thereto immediately after the word 'library,' 'and in payment of the salary of a librarian or caretaker to such an amount as may be approved of by the County Libraries' Aid Committee.'"

(b) "Sub-section 9 is hereby amended by striking out all the words after the word 'thereafter,' and substituting the following: 'And provided that the Association shall have taken due and proper care of the books, and shall have maintained and kept the library in the Court House, or other place approved of by Convocation, in a proper state of efficiency, and have in all other respects complied with the requirements of the rules adopted from time to time by Convocation in relation to county libraries, and in case of default the annual grant shall be suspended either in whole or in part during such default at the pleasure of Convocation; provided that, if the default shall consist merely of delay in supplying the requisite reports and information, the annual grant may be paid within three months after the receipt thereof, if so ordered by the County Libraries and Finance Committees.'"

(c) The following clauses shall be added immediately after Clause 10:

11. Whenever any library association, which has been established for two years and has regularly made the required return, and complied with the require-

ments of the rules, shall make it appear to the satisfaction of Convocation that such association is unable to purchase such reports or text books as are necessary to make the library thoroughly efficient and useful, having regard to the locality in which the library is established and the number of practitioners who are members thereof, Convocation may, on the report of the County Libraries Aid Committee, make a special grant either of books or money to such association, or may advance, by way of a loan without interest, to such association any sum not exceeding the estimated amount of the next three years' annual grants, and such loan shall be repaid out of future annual grants in such manner as Convocation shall direct; provided that security shall be given to the satisfaction of Convocation for the due expenditure of any money grant or advance. \*

12. An Inspector of County Libraries shall be appointed by Convocation. The duty of the Inspector shall be to report to Convocation annually on the condition of the books in each library, the custody thereof, the fitness of the rooms used for the libraries, and the manner in which the library is maintained, and such other matters as he shall be required by the County Libraries Aid Committee or by Convocation.

The Inspector shall be paid \$— for each annual report on each library, and Convocation may authorize the payment of such proportion, not more than one-half of the salary of the librarian of any library association, which may be reported on satisfactorily by the Inspector.

13. Convocation may furnish to each library such number of books for the use of students as may be required, the books so furnished to be kept by the librarian of each association, and students allowed to use the same on similar conditions to those in force from time to time in regard to similar books at Osgoode Hall.

The rule was read a first time, and ordered for a second reading on Saturday, 4th December next.

Convocation adjourned.

SATURDAY, DECEMBER 4TH, 1886.

Convocation met.

Present — Messrs. Cameron, Falconbridge, Foy, Hoskin, Irving, Lash, Mac-

lennan, Martin, McCarthy, Morris, Moss, Murray and Osler.

In the absence of the treasurer, Mr. Irving was appointed chairman.

The minutes of last meeting were read, approved and signed by the chairman.

In the matter of W. H. S., Mr. Hoskin presented the report of the Discipline Committee, ordered to be considered today, and moved its adoption.

A letter from W. H. S. was read.

Ordered, That the consideration of the report be deferred until the first day of Hilary Term next, and that the Secretary do transmit to Mr. S. a copy of the charge and complaint, and the report of the committee thereon, in order to enable him to give an explanation, as he requests by his letter received this morning.

Mr. Moss, from the Legal Education Committee, reported on the case of Mr. F. A. Munson, recommending that he be required to enter into new articles for two months, and that upon his service under these articles being completed and duly proved, the matter be again brought before Convocation with a view to the favourable consideration of his case, the fact of his having passed his examination satisfactorily having been considered.

The report was received and adopted.

Mr. Moss, from the same committee, presented the following report :

The Committee on Legal Education beg to report that they have had under consideration the report of the Finance Committee with reference to the fees for Primary Examinations payable by Students-at-Law and Articled Clerks, which was referred by Convocation to this Committee to report their views.

The Committee understand that the recommendation of the Finance Committee is that any one who has passed the Primary Examination for Articled Clerks should be permitted at any time within five years thereafter to present himself for the Primary Examination for Student-at-Law, upon payment of a fee of \$10; and in the event of his passing such examination, it is to be allowed to him without requiring to forego the time heretofore served by him under articles.

The Committee are of opinion that it would be reasonable to adopt the above view.

The report was received and, together

with the report of the Finance Committee on the same subject presented to Convocation on 29th June last, was ordered for consideration forthwith and adopted.

Mr. Hoskin, in the absence of Mr. McCarthy, seconded by Mr. Murray, moved for the reconsideration of Mr. Urquhart's case, pursuant to notice duly given, and that Mr. Urquhart be granted a Certificate of Fitness.

The motion was lost.

The letter of the Secretary of the Hospital Trustees of 2nd December, 1886, addressed to the Secretary of the Law Society, acknowledging the letter of the 30th ult., enclosing a copy of the resolution of Convocation of the 26th ult. relating to the conduct of a solicitor in the matter of the will of the late R. B. Butland.

Ordered, That the letter of complaint of 24th November, 1886, and the letter of the Secretary of the Trustees of the 2nd inst., be referred to the Discipline Committee to report whether a *prima facie* case had been made out. Carried.

Mr. Martin, seconded by Mr. Moss, moved the second reading of the rule to amend Rule 142. Carried.

The rule was read a second time.

Mr. Martin, seconded by Mr. Moss, moved the third reading of said rule.

The rule was read a third time and passed.

Mr. Martin read a report from the County Libraries Aid Committee, relating to the Guelph Library Association, which was received, ordered for immediate consideration, and adopted.

Ordered, That the sum of eight hundred dollars (\$800) be paid to the Wellington Law Association as an initiatory grant on compliance with the conditions contained in the report.

Mr. Kerr, from the Committee on Journals and Printing, reported the printed draft of the consolidated Rules of the Society.

The draft was received, read, and ordered to be reprinted for consideration at the next meeting of Convocation.

Mr. Moss, from the Committee on Legal Education, reported with reference to the new revision of the Statutes of Ontario, that it is advisable to suggest to the Commission of Revisers of the Statutes that a system of nomination papers of candidates at the regular general election of Benchers should be approved in accordance with the system pursued for the election of members to the Senate of Toronto University.

The recommendation in the report was approved.

Convocation adjourned.

J. K. KERR,

Chairman of Committee on Journals.

See 4 pages further on  
for Resumed March 1856

# HILARY TERM, 1887.

The following gentlemen were called to the Bar during Hilary Term, 1887, viz:—

*February 7.*—Allan Macnab Denovan, John Samuel Campbell, Richard Henry John Pennefather, Alexander William Marquis, Patrick Macindoe Bankier, William Thomas McMullen, William Highfield Robinson, Edward Wilson Boyd, John Ross.

*February 8.*—Alexander Lillie Smith, Thomas Francis Lyall, George Cooper Campbell, Stephen Alfred Jones, Robert Urquhart McPherson, James Moir Duncan, George Wheelock Burbidge (special case).

*February 12.*—John James Smith, James Hampden Burnham.

*February 18.*—Oscar Ernest Fleming (special case), Frank Norman Raines.

The following gentlemen were granted certificates of fitness, viz:—

*February 7.*—D. O. Cameron, W. K. Cameron, J. M. Rogers, R. H. J. Pennefather, L. G. Drew, A. C. F. Boulton, A. D. Creasor, J. E. O'Meara, T. Hislop, F. McPhillips, O. L. Spencer, P. M. Bankier, G. H. Kilmer.

*February 8.*—F. A. Munson, A. L. Smith, G. C. Campbell.

*February 12.*—J. S. Campbell, M. J. McCarron, S. A. Jones, J. H. Burnham, R. G. Fisher, J. S. Skinner, G. S. Wilgress.

*February 18.*—R. S. Hayes.

The following gentlemen passed the First Intermediate Examination, viz:—

E. O. Swartz, honors and first scholarship, and Messrs. G. W. Bruce, D. H. Chisholm, F. B. Geddes, J. T. Hewitt, F. S. Mearns, A. E. Cole, G. W. Littlejohn, V. C. McGirr (as student only), H. B. Cronyn, W. C. Mikel, S. H. Bradford, M. S. Mercer, R. E. Lazier, P. K. Halpin, A. S. Ellis, W. J. L. McKay, W. A. Thrasher, N. Mills, A. G. Farrell, F. Rohleder, J. W. S. Corley, A. E. Baker, W. A. Smith, E. L. Elwood, A. A. Adams.

The following gentlemen passed the Second Intermediate Examination, viz:—  
H. L. Dunn, honors and second scholarship, and Messrs. T. Reid, W. H. Wallbridge, F. Smoke, A. Stevenson, W. Green, C. A. E. Blanchet, W. E. Fitzgerald, W. C. Fitzgerald, E. C. Emery, R. Ruddy, R. M. Dennistoun, A. R. Bartlet, W. D. Gregory, C. R. Hanning, E. H. Jackes, G. F. Bradfield, J. Coutts, A. D. Dickson, J. E. Hansford, F. C. Jarvis.

The following gentlemen were admitted into the society as Students-at-Law:—

*Graduates.*—E. Elliott, D. Hooey, S. S. Reveler, G. A. Cameron, A. Constantineau, A. W. Anglin.

*Matriculants.*—W. R. Garrett, W. C. McCarthy, N. W. Ford, J. H. H. Hoffman, J. J. Warren.

*Juniors.*—W. M. Campbell, R. Parker, J. S. Denison, W. G. Owens, F. R. Martin, J. B. McLeod, J. G. Farmer, J. E. Cook, F. W. Wilson, A. B. Armstrong, O. Watson, S. A. C. Greene, H. R. McConnell, J. Anderson, F. Elliott, J. W. Winnett, A. S. Burnham, J. H. D. Hulme.

*Articled Clerks.*—W. H. P. Walker, G. S. Macdonald.

MONDAY, 7TH FEBRUARY, 1887.

Convocation met.

Present—Messrs. Falconbridge, Hoskin, Irving, Kerr, Mackelcan, McMichael, Martin, Moss, Purdom and Robinson.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of last meeting were read, approved and signed by the Chairman.

The report of the Finance Committee in the matter of the Hon. W. McDougall was received and adopted.

Mr. Murray presented the second report on Finances from the same committee, which was read as follows:—

*To the Benchers of the Law Society in Convocation:—*

The Finance Committee beg leave to report as follows:—

They have caused a balance sheet of the receipts and expenditure for the year 1886 to be prepared and audited by the Society's Auditor.

They have also prepared a sheet shewing the estimates for the year 1887 and submit same herewith.

The report was adopted.

#### ABSTRACT OF BALANCE SHEET FOR 1886.

##### RECEIPTS.

|  |            |            |
|--|------------|------------|
| Certificate and Term Fees ...          | \$20185 50 |            |
| Less Fees returned.....                | 60 50      |            |
|  |            | \$20125 00 |
| Notice Fees.....                       | \$659 00   |            |
| Less Fees returned.....                | 2 00       |            |
|  |            | 657 00     |
| Attorneys' Examination Fees.           | \$7368 00  |            |
| Less Fees returned.....                | 906 00     |            |
|  |            | 6462 00    |
| Students' Admission Fees....           | \$8440 00  |            |
| Less Fees returned.....                | 960 00     |            |
|  |            | 7480 00    |
| Call Fees.....                         | \$13390 00 |            |
| Less Fees returned.....                | 2425 00    |            |
|  |            | 10965 00   |
| Interest and Dividends .....           | 3335 35    |            |
| <i>Sundries</i> —                      |            |            |
| Fees on Petitions, Diplomas, etc. .... | 116 00     |            |
| Reports sold .....                     | 1480 04    |            |
|  |            | \$50620 39 |

##### EXPENDITURE.

|   |           |            |
|---|-----------|------------|
| <i>Reporting</i> —  |           |            |
| Salaries.....   | \$8933 34 |            |
| Printing .....  | 11618 21  |            |
| Notes of cases.....   | 205 87    |            |
|   |           | \$20757 42 |
| <i>Examinations</i> —   |           |            |
| Salaries .....  | \$3200 00 |            |
| Scholarships .....  | 1400 00   |            |
| Printing and Stationery....   | 281 50    |            |
| Examiners for Matriculation   | 236 50    |            |
|   |           | 5118 00    |
| <i>Library</i> —  |           |            |
| Books, Binding and Repairs.   | \$2879 39 |            |
| New Catalogue .....   | 1311 10   |            |
| County Libraries Aid .....  | 2305 92   |            |
|   |           | 6496 41    |
| <i>General Expenses</i> —   |           |            |
| <i>Salaries</i> —   |           |            |
| Secretary, Sub-treasurer<br>and Librarian.....                          | \$2000 00 |            |
| Assistants.....   | 1358 30   |            |
| Housekeeper .....   | 360 00    |            |
|   |           | 3718 30    |
| Lighting, Heating, Water & Insurance—                                   |           |            |
| Gas.....  | \$184 41  |            |
| Water .....   | 96 02     |            |
| Insurance.....  | 140 00    |            |
| Fuel, including payment<br>to Government for two<br>years, \$1700 ..... | 2037 70   |            |
| Repairs to apparatus ....   | 86 99     |            |
| Carting coal and cutting<br>wood .....                                  | 2 25      |            |
|   |           | 2547 37    |

##### Grounds—

|                          |          |
|--------------------------|----------|
| Gardener and Assistant.. | \$675 32 |
| Tools .....              | 64 40    |
| Cartage .....            | 6 00     |
| Labour.....              | 14 25    |
| Snow clearing.....       | 28 43    |

788 40

##### *Sundries*—

|  |         |
|--|---------|
| Postages .....   | \$84 17 |
| Advertising, including <i>Law<br/>Journal</i> account.....                   | 168 50  |
| Stationery, Printing, etc...   | 307 17  |
| Law costs .....  | 603 43  |
| Furniture.....   | 112 40  |
| Repairs .....  | 335 22  |
| Term lunches .....   | 652 55  |
| Telephone office.....  | 394 57  |
| Auditor .....  | 100 04  |
| Sanitary Engineers, Mc-<br>Dougall & Gray, \$100;<br>Scrutineers, \$400..... | 500 00  |
| Carpenter, \$111.36; Ré-<br>sumé, \$60.02.....                               | 171 38  |
| Repairs to clocks, \$10; Law<br>Charts, \$7.50 .....                         | 17 50   |
| Caretaker, \$10; Ex. Coll.<br>Huron and Erie Deb.<br>\$10,000, \$9.25.....   | 19 25   |
| Woodenware, \$10.05; Map,<br>\$8 .....                                       | 18 05   |
| Distributing Catalogues....  | 11 75   |
| Estimating value of books<br>in Library .....                                | 50 00   |
| Attendance on Painters....   | 14 75   |
| Guarantee Co., \$20; Oiling<br>floor, \$18.25.....                           | 38 25   |
| Cleaning windows, \$34;<br>Dusting books, \$22 .....                         | 56 00   |
| Gratuities, Messrs. Brown &<br>Macrae.....                                   | 20 00   |
| Petty expenses .....   | 37 75   |

3712 73

Balance .....

7481 76

\$50620 39

Audited and found correct.

(Signed) HENRY WM. EDDIS,  
*Auditor.*

TORONTO, 27th Jan., 1887.

Mr. Moss presented the report of the Committee on Legal Education, on the case of Thomas Urquhart, which was adopted.

The petition of Mr. G. W. Burbidge was presented and read.

Ordered, That it be referred to a special committee, composed of Messrs. Mac-lennan, Mackelcan and Moss, to ascertain whether Mr. Burbidge has complied with the Rules of the Society, and also to report upon his examination before them, upon the subjects which are now prescribed for call in accordance with Rules 94 and 95.

Mr. Moss, pursuant to notice, introduced a Rule to give effect to the joint report of the Legal Education and Finance Committees, on the subject of the admission of Articled Clerks and Students-at-Law.

The Rule was read a first and second time, and is as follows :

That Rule 2 of Section V. be amended by adding thereto the following :

2. (a) Any person who has passed the preliminary examination for Articled Clerk, on subsequently presenting himself within five years thereafter for examination for Student-at-Law, shall pay instead of \$50, the sum of \$10.

And that Rule 3 of Section XV. be amended by adding after the figures \$50, "unless he shall have within the preceding five years passed the preliminary examination for Articled Clerks, in which case he shall pay, instead of \$50, the sum of \$10."

The Rule was ordered to be read a third time to-morrow.

The letter and petition from W. H. Sibley were received and read.

Ordered, That the report of the Committee in the matter of W. H. Sibley be adopted.

Ordered, That Mr. J. Winchester be appointed Inspector of County Libraries, and that he be paid the sum of \$100 for his inspection of the Libraries for the year 1887.

The Special Committee on Honors and Scholarships presented their report, which was received, read and adopted.

Ordered, That Mr. E. O. Swartz be declared to have passed the First Intermediate Examination with honors, and be paid the sum of \$100, the amount of the first scholarship.

Ordered, That Mr. H. L. Dunn be declared to have passed the Second Intermediate Examination with honors, and be paid the sum of \$100, the amount of the first scholarship attached to this Examination.

Convocation adjourned.

TUESDAY, 8TH FEBRUARY, 1887.

Convocation met.

Present—Messrs. Falconbridge, Ferguson, Hoskin, Irving, Lash, Mackelcan, Moss and Murray.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of the last meeting were read, approved and signed by the Chairman.

Ordered, That the Rule relating to the fees to be paid by Students-at-Law and Articled Clerks, which had been read a first and second time on the 7th inst., be now read a third time.

The Rule was read a third time and passed.

Mr. Hoskin presented the report of the Discipline Committee, with reference to the complaint of the Trustees of the General Hospital, reporting that a *prima facie* case had been made out.

The report was received.

Ordered, That it be considered on the first Tuesday of Easter Term next.

Ordered, That the Secretary be instructed to erase the name of W. H. Sibley from the Roll of Students-at-Law and Articled Clerks, and from such books or rolls as his name appears in of record as Student-at-Law or Articled Clerk.

Ordered, That Messrs. Ferguson, Hoskin and Lash be added to the Special Committee to examine into the papers and qualifications of Mr. G. W. Burbidge, a candidate for call to the Bar under the Rules in special cases.

The Special Committee, to whom was referred the special case of Mr. G. W. Burbidge, presented their report stating that the said G. W. Burbidge had complied with all the Rules of the Society in that behalf, and was entitled to be called to the Bar.

The report was received, read, considered and adopted.

Convocation adjourned.

SATURDAY, 12TH FEBRUARY, 1887.

Convocation met.

Present—Messrs. Hoskin, Irving, Lash, Mackelcan, MacLennan, McMichael, Meredith, Moss, Murray, Osler and Robinson.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of the last meeting were read, approved and signed by the Chairman.

Mr. MacLennan presented the report of the Reporting Committee which was read, considered and adopted.

A petition from the members of the Bar of Ontario, in reference to the 50th anni-

versary of Her Majesty's accession to the Throne was received.

Ordered, That a special call of the Bench be made for the first Tuesday of Easter Term, to take the petition into consideration.

The petition of Mr. John MacGregor was read and considered.

Ordered, That the petition be referred to the Reporting Committee for consideration and report.

The Secretary laid before Convocation the List of Solicitors who had taken out their Annual Certificates.

Ordered, That the same be submitted at the next meeting of Convocation.

Convocation adjourned.

FRIDAY, 18TH FEBRUARY, 1887.

(Subject to confirmation at next meeting of Convocation.)

Convocation met.

Present—Messrs. Foy, Irving, Lash, Maclennan, Moss, Murray and Osler.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of the last meeting were read, approved and signed by the Chairman.

The report of the Reporting Committee, on the petition of John MacGregor, was read, approved and adopted.

The Secretary laid on the table a statement of Insurance Policies current.

It was referred to the Finance Committee to consider his observations thereon.

The letter of E. E. Kittson, Secretary of the Hamilton Law Association, was read.

Ordered, That Mr. Kittson's letter, in so far as it refers to students' books, be referred to a special committee, consisting of the Finance Committee and Messrs. Moss, Meredith, Britton and McMichael to report to Convocation upon the subject together with the system to be adopted to carry out the Rules of Convocation, relating to students' books for County Libraries and further, to report to Convocation upon rules to be observed by students on the occasions of obtaining and borrowing students' books.

Ordered, That the letter from Mr. J. R. Cartwright on the subject of his Digest of Constitutional Cases, be referred to the Reporting Committee with power to act if necessary, to act before next Term.

The Secretary, in pursuance of the order of Convocation of 12th inst., submitted the List of Solicitors who had taken out their Certificates for the period ending on the first day of Michaelmas Term, 1887.

Convocation adjourned.

*See for 3 pages  
of 11 Jan 1887*

# MICHAELMAS TERM, 1886.

The following is a résumé of the proceedings of Convocation on the 28th and 30th December, 1886, and of Hilary Term, 1887.

TUESDAY, 28TH DECEMBER, 1886.

Convocation met.

Present—Messrs. Irving, Maclennan and Murray.

There being no quorum at eleven o'clock in the forenoon of the said day, being thirty minutes after the hour of meeting, the senior barrister present adjourned the meeting of Convocation to half-past ten o'clock in the forenoon of Thursday next, the 30th December instant.

THURSDAY, 30TH DECEMBER, 1886.

Convocation met.

Present—The Treasurer, and Messrs. Cameron, Falconbridge, Ferguson, Foy, Guthrie, Irving, Kerr, Lash, Maclennan, McMichael, Martin, Morris, Moss, Murray and Smith.

The minutes of last meeting were read and approved.

Mr. Murray, from the Committee on Finance, laid on the table the agreement between the Society and the caretaker, A. Gilly, proposed by the Finance Committee.

Ordered, That the Committee be authorized to complete the agreement.

Mr. Irving, from the Library Committee on the reference of the petition of students as to the increase of books for students'

use, moved that they be authorized to purchase certain additional copies, viz.:

- 4 copies Best on Evidence.
- 4 " Byles on Bills.
- 3 " Benjamin on Sales.
- 2 " Dart on Vendors and Purchasers.
- 2 " Harris on Criminal Law.
- 2 " Leith's Williams' on Real Property.
- 2 " O'Sullivan's Government in Canada.
- 2 " Pollock on Contract.
- 4 " Smith's Common Law.
- 2 " Smith's Equity Jurisprudence.
- 4 " Smith's Mercantile Law.
- 2 " Taylor's Equity.—Carried.

The petition of T. Hislop was read.

Ordered, That the prayer be not granted.

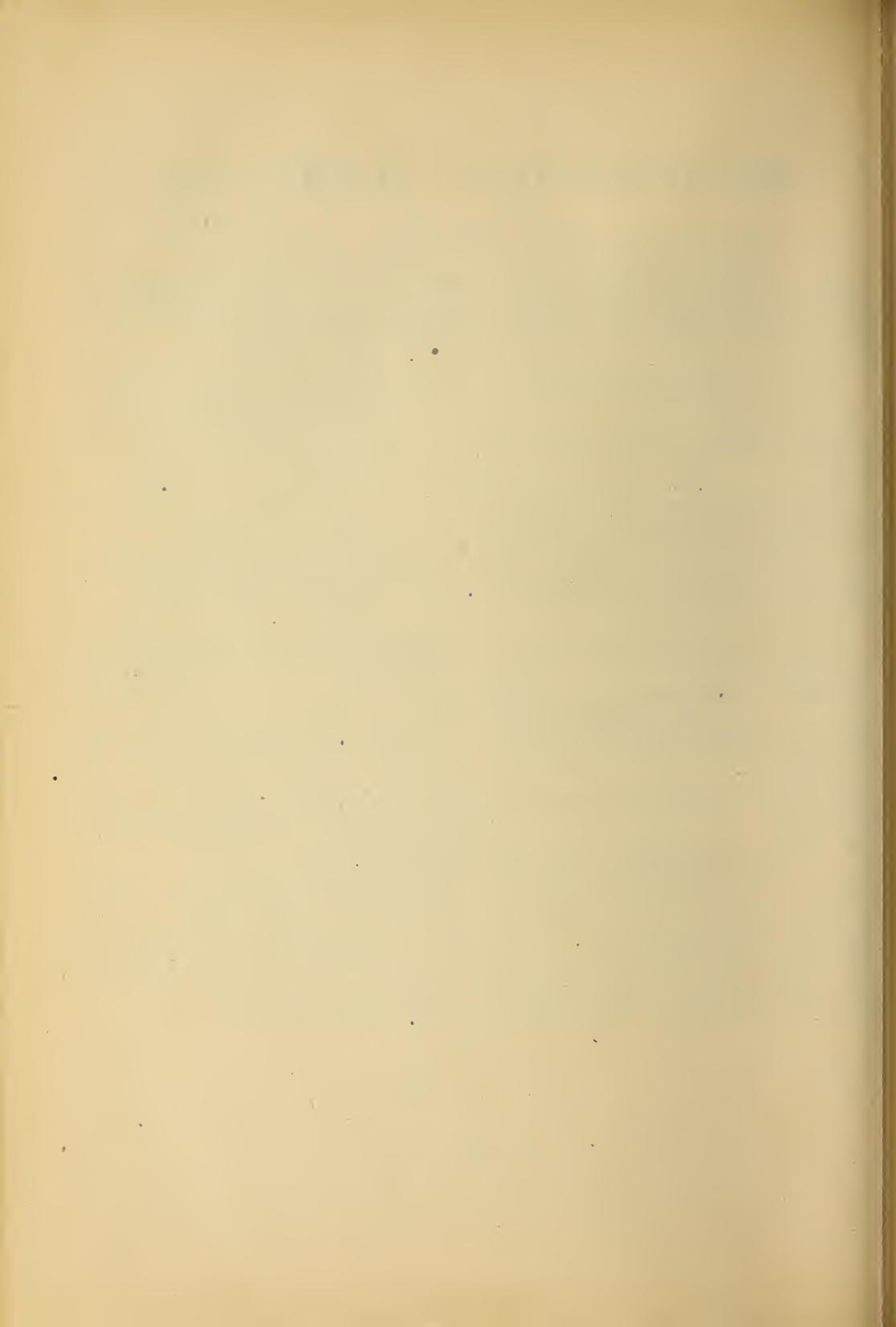
The petition of A. A. McTavish was read.

Ordered, That the prayer be not granted.

Mr. Moss gave notice that on the first day of next Term he will introduce a rule to regulate the fees to be paid by Articled Clerks who, having passed the Primary examination therefor, afterwards desire to pass the primary examination for, and be entered as Students-at-Law.

Ordered, That the draft of the Consolidated Rules as settled at the last meeting of Convocation, be submitted by the chairman of the Committee on Journals and Printing, to the visitors for their approval in so far as required by law.

Convocation adjourned.



# RESUME OF PROCEEDINGS.

Special meeting of Convocation, called upon requisition to consider the action to be taken in view of the contemplated alteration in practice and procedure in the High Court of Justice.

WEDNESDAY, 23RD MARCH, 1887.

Present—Messrs. Beaty, Bell, Falconbridge, Ferguson, Foy, Hoskin, Irving, Kerr, Maclellan, Martin, McMichael, Murray, Osler, Purdom, Robinson, and Smith.

In the absence of the Treasurer, Mr. Irving was elected chairman.

A letter was read from Mr. Walter Barwick, Secretary of the York Law Association, enclosing the resolution of a joint committee, composed of members of the Wentworth and York Law Associations, which letter was as follows :

THE COUNTY OF YORK LAW ASSOCIATION,  
TORONTO, 21st March, 1887.

*The Secretary of the Law Society, Toronto :*

DEAR SIR,—The Commissioners engaged in the revision of the Statutes furnished several of the County Law Associations with copies of the proposed Rules of Procedure, with a request for suggestions thereon.

The Associations of Elgin, Middlesex, Wentworth and York, have given a good deal of consideration to these rules, and on the 15th March a deputation from the Committee on Legislation of the Wentworth Law Association met with a deputation from a similar Committee of the York Law Association in Joint Committee for the purpose of considering these rules.

The Commissioners were waited upon, and it was represented to them how impossible it was to give any proper consideration to the draft rules within the limited time afforded to the Committee, and the Commissioners agreed to postpone the consideration of the rules if the Joint Committee would undertake to frame suggestions with regard to the rules after proper consideration.

This undertaking was given.

The Joint Committee are agreed in the general principles to be adopted in framing the new rules, and at the meeting mentioned adopted the suggestions, a copy of which is enclosed.

The Committee are of the opinion that the suggestions to be made to the Commissioners should take the form of a proposed code to supersede and be substituted for all existing rules relating to practice and procedure; and that a competent member of the

profession should be employed by the Committee to frame and put into proper form and shape the general suggestions agreed upon by the Committee of the Associations.

The employment of such assistance will necessarily entail expense, and the Joint Committee desire to procure from the Law Society a grant to be expended under the direction of the Committee in the preparation of such a code.

I am, sir, yours, etc.,

(Sgd.) WALTER BARWICK,  
*Sec. Joint-Com.*

COPY OF RESOLUTION.

At a meeting of the Joint Committee on Legislation of the Law Associations of the Counties of Wentworth and York held in Toronto on the 15th day of March, 1887,

It was resolved,

That it is advisable to bring about a complete fusion of the three divisions of the High Court of Justice.

That one judge should sit in each week for the disposal of all business of the High Court required to be done in court and in chambers, without regard to the division in which the actions are pending.

That a uniform practice should be adopted in all the divisions of the High Court, including therein the practice at the sittings of the various Divisional Courts.

That there should be not less than four sittings held at permanent and fixed dates in each county for the trial of jury and non-jury cases, at two of which jury cases shall be tried as may be determined by general rules of the court.

That the tariff of costs be amended so as to allow the deputy clerks of the Crown, local masters and local registrars, as local taxing officers, to tax increased counsel fees with briefs at trials, or on assessments, to a sum not exceeding \$40 to senior counsel and \$20 to junior counsel, in actions of a special and important nature, provided that J. H. Thom, Esq., Taxing Officer, shall have power to tax increased fees; provided that if the application be made in the first instance to the

said local officials for fiats, no application shall thereafter be made to the said taxing officer.

That the foregoing suggestions be enacted and adopted as rules forthwith; but the consideration and re-enactment of the proposed consolidation of the rules of practice and procedure as set forth in the printed draft thereof now under consideration by the judges, be postponed so as to enable proper consideration to be given to them, the Committee being of opinion that such rules should wholly supersede and be substituted for all existing rules relating to practice and procedure; and that in view of the great importance of these rules, application should be made to the Law Society to call a special meeting at an early day to consider what action should be taken to enable this Committee to procure a carefully prepared and efficient code of rules of practice and procedure in all the courts.

And it was further resolved that the Law Society should be requested to take into consideration the subject of the increase of judicial salaries, and make such representations as they may deem advis-

able to the proper authorities with a view of having suitable increases made.

On these documents being read, Mr. Walter Barwick, Secretary of the York Association, who was in attendance, was invited to attend before Convocation.

After discussion it was ordered,

That the sum of two thousand dollars (\$2,000) be placed at the disposal of such members of the Joint Committee on Legislation of the Counties of York, Wentworth and Middlesex, as may be members of Convocation, for the purpose of obtaining such assistance as they may deem necessary, in order to assist them in making such suggestions as they deem advisable in drafting and perfecting the proposed code.

*Resolved,* That in the opinion of Convocation the salaries of the judges of the Supreme Court of this Province should be substantially increased, and that the Joint Committee on Legislation of the Counties of York, Wentworth and Middlesex, be requested to take steps forthwith to confer with the Governments of the Dominion and Ontario with the object of obtaining such suitable increase.

Convocation adjourned.

# EASTER TERM, 1887.

The following is a *résumé* of the proceedings of Convocation during Easter Term and of the 28th June, 1887.

The following gentlemen were called to the Bar during Easter Term, 1887, viz.:

May 16.—William Field Kerr, Richard Henry Collins, Alexander Cecil Gibson, Clarendon Ivan Theodore Gould, Alonzo Edward Swartout, James Archibald Macdonald, Hugh Hornby Langton, Stanly Clark Warner, Angus William Fraser, William Henry Frederick Holmes, John Shaw Skinner, John Frederick Cryer, John Lyons Peters, William Kenneth Cameron, Alexander A Mactavish, Edward Malcolm Young, Ernest William Morphy, George Albert Loney.

May 17.—Herbert James Dawson, John Henry Bobier, Alfred Buel Cameron, John Elliott.

The following gentlemen were granted Certificates of Fitness as solicitors, viz.:

May 16.—R. A. Dickson, W. F. Kerr, S. C. Warner, F. M. Field, J. H. Bobier, H. B. Smith, G. F. Bell, J. Campbell, A. Dods, C. I. T. Gould, E. Heaton, J. Elliott, G. W. Field, W. H. F. Holmes.

May 17.—T. Urquhart, A. W. Marquis, J. Vance, J. A. Davidson, R. U. McPherson, E. M. Young, A. C. Gibson, J. F. Cryer, E. W. Morphy, J. A. Macdonald, H. H. Langton, J. Clark.

May 21.—A. A. Mactavish.

June 4.—R. H. Collins, A. E. Taylor.

June 28.—F. N. Raines.

The following gentlemen passed the First Intermediate Examination, viz.:

W. J. Hatton, honors and first scholarship; and Messrs. J. H. Denton, C. Styles, T. J. Mulvey, M. Murdoch, G. H. Cowan, W. G. Bain, R. V. Clement, A. J. Forward, C. Swabey, W. G. Richards, A. G. Browning, F. C. Hastings, D. M. Robertson, D. T. K. McEwan, R. E. Fair, I. Newlands, R. W. Smith, G. N. Beaumont, J. W. Evans, J. H. McArthur, W. J. Williams, G. S. McCarter, A. M. Macdonell, R. Baldwin, W. L. Beales, E. S.

Brown, M. K. Cowan, A. J. McDonald, R. Segsworth.

The following gentlemen passed the Second Intermediate Examination, viz.:

J. A. McLean, C. Horgan, D. L. Sinclair, E. M. Lake, F. H. Kilbourne, W. W. Osborne, J. A. Macdonald, J. G. Holmes, W. W. Vickers, G. Hunter, J. F. Dumble, T. Walmsley, W. E. Hastings, E. H. Britton, W. C. Chisholm, J. B. Lucas, W. Lawson, J. H. Macnee, S. W. Burns, E. D. Cameron, J. F. Wills, H. V. Lyon, E. S. Wigle, J. G. Gauld, W. H. Stafford, G. F. Cane, A. D. Cartwright, H. W. Church, J. W. Coe, J. Fraser, S. R. Wright.

The following gentlemen were admitted into the Society as Students-at-Law:

*Graduates*—A. Nugent.

*Matriculants*—V. M. Hare, G. D. Minty,

*Juniors*.—E. N. Livingston, A. W. Balantyne, Z. H. Gallagher, W. S. Middlebrough, W. J. Clark, H. B. McGiverin, W. M. Shaw, T. L. W. Porte, U. A. Buchner, W. H. P. Walker, F. C. Jones, B. E. Swayzie, J. Steele, W. A. Boys.

The following gentlemen were admitted as Students-at-Law in the Graduate Class on the 28th June, their admission to date as of the first day of Easter Term, 1887. (See Rule 29th May, 1885.)

W. J. Kidd, W. A. Logie, C. W. Kerr, J. R. L. Starr, F. L. Webb, A. Crozier, W. H. Hunter, W. McBrady, A. H. O'Brien.

MONDAY, 16TH MAY.

Convocation met.

Present—The Treasurer, and Messrs. Beaty, Falconbridge, Foy, Hoskin, Lash, MacLennan, McCarthy, Morris, Moss, Murray, Osler, Purdom, Robinson.

The minutes of the last two meetings were read, approved and signed by the treasurer.

Mr. Moss, from the Committee on Legal Education, reported on the petition of Thomas Reid, asking for an award of a scholarship for the Second Intermediate

Examination of last Term, recommending that under the rule in that behalf he be allowed his Second Intermediate Examination with honors, and receive the second scholarship of last Term.

Ordered for immediate consideration, and adopted and ordered accordingly.

Mr. Hoskin, from the Committee on Discipline, reported on the case of Mr. A. D. Kean, referred to them.

The report was received, read and ordered to be taken into consideration to-morrow.

Mr. Murray, from the Select Committee on the subject of students' text-books, presented their report, which was read and received.

Ordered to be considered on Saturday, the 21st instant.

The annual Report of the Examiners of the Law School was read.

The petition of Richard Reynolds, complaining of a solicitor, was read and received.

Ordered, that the petition be referred to the Committee on Discipline to report whether there is a *prima facie* case for enquiry.

The letter of Mr. J. H. Greenwood as to jubilee call, was read.

Ordered, that Convocation does not think fit to take any action on the said letter.

The letter of Mr. Walter Barwick, from the Committee on Legislation of the Law Associations, was received and read.

Ordered to be considered to-morrow.

The letter of Mr. L. H. Baldwin was received and read.

Ordered, that it be brought up on Saturday with the report on students' text-books.

Mr. Beaty, from the Select Committee on Honors and Scholarships, presented their report, which was received, read, ordered for immediate consideration and adopted.

Ordered, that W. J. Hatton be allowed his First Intermediate Examination with honors, and do receive a scholarship of one hundred dollars.

Convocation adjourned.

TUESDAY, 17TH MAY.

Convocation met.

Present — Messrs. Britton, Cameron, Falconbridge, Foy, Guthrie, Hardy, Hos-

kin, Irving, Lash, Mackelcan, MacLennan, Martin, McCarthy, Morris, Murray, Osler, Purdom, Robinson, Smith.

In the absence of the Treasurer, Mr. Irving was elected chairman.

The minutes of the last meeting were read, approved and signed by the chairman.

Mr. Irving being called away, Mr. Osler was appointed to the chair *pro tem*.

Mr. Hoskin brought up the report of the Committee on Discipline, in the case of a solicitor on the complaint of the Trustees of the Toronto General Hospital, that a *prima facie* case had been made out.

The report was adopted, and the matter was referred to the Discipline Committee under the statute and rules for investigation and report.

Ordered, that a call of the Bench be made for the last Saturday of the present Term (the 4th June next), for the purpose of electing a Benchman to fill the vacancy occasioned by the elevation of Thomas Robertson, Q.C.

There being present not less than fifteen members of the Bench,

Mr. Hoskin read the report in the case of Mr. A. D. Kean, and after consideration, on motion that the report be adopted, it was

Ordered, that Convocation having at its last meeting received the report of the Discipline Committee, respecting the charges made against Mr. A. D. Kean, and having ordered that the same be considered to-day, it is ordered that the consideration thereof be postponed until Saturday, the 4th day of June, and that a call be made of the members of the Bench for that day; that notice of this order be given to Mr. Kean, and that a copy of the report be forwarded to him to the intent that he may shew to Convocation any cause that he may have why the conclusion arrived at by the Discipline Committee should not be adopted by Convocation.

Mr. Osler being called away, Mr. MacLennan was called to the chair.

Ordered, that in case Mr. Kean should desire it, the evidence in his case be printed at the expense of the Society, and a copy sent to each Benchman and to the complainant and the accused, in due time before the day appointed for the consideration of the report.

Ordered, that all unfinished business of

the day do stand adjourned till Saturday next.

Convocation adjourned.

SATURDAY 21ST MAY.

Convocation met.

Present—The Treasurer, and Messrs. Falconbridge, Foy, Irving, Moss, Murray, Osler, Robinson.

The minutes of last meeting were read and approved.

Mr. Blake was elected treasurer for the current year.

On motion of Mr. Irving, ordered, that the following be the list of the Standing Committees for the ensuing year, viz.:

FINANCE.

Messrs. S. H. Blake, W. G. Falconbridge, J. J. Foy, Æ. Irving, Z. A. Lash, E. Martin, T. H. Purdom, L. W. Smith, H. W. M. Murray, chairman.

LIBRARY.

Messrs. J. Beaty, S. H. Blake, H. Cameron, J. H. Ferguson, D. McMichael, J. H. Morris, Charles Moss, C. Robinson, Æ. Irving, chairman.

REPORTING.

Messrs. B. M. Britton, H. Cameron, W. G. Falconbridge, F. Mackelcan, E. Martin, D. McCarthy, H. W. M. Murray, B. B. Osler, James Maclennan, chairman.

LEGAL EDUCATION.

Messrs. J. H. Ferguson, J. Hoskin, Z. A. Lash, F. Mackelcan, W. R. Meredith, J. H. Morris, B. B. Osler, C. Robinson, Charles Moss, chairman.

DISCIPLINE.

Messrs. A. Hudspeth, J. K. Kerr, F. Mackelcan, J. Maclennan, D. McMichael, Z. A. Lash, C. Robinson, L. W. Smith, J. Hoskin, chairman.

JOURNALS AND PRINTING.

Messrs. John Bell, B. M. Britton, J. J. Foy, C. F. Fraser, J. Hoskin, D. McCarthy, Chas. Moss, T. B. Pardee, J. K. Kerr, chairman.

COUNTY LIBRARIES AID.

Messrs. B. M. Britton, H. Cameron, D. Guthrie, A. S. Hardy, A. Hudspeth,

J. K. Kerr, W. R. Meredith, Z. A. Lash, E. Martin, chairman.

Mr. Moss presented the report of the Legal Education Committee on the case of R. U. McPherson, that his papers are now complete, and that he has duly served his time and is entitled to his Certificate of Fitness.

Ordered for immediate consideration, and adopted and ordered accordingly.

Ordered, that it be referred to the Discipline Committee to frame and submit to Convocation on the first day of next Term the draft of legislation thought advisable to perfect the machinery for enquiring into complaints against persons under the jurisdiction of Convocation, and also to persons untruly holding themselves out as solicitors or barristers, or evading the regulations as to practice.

On the order of the day for the petition on the subject of the jubilee, it was

Ordered, that the consideration of the petition do stand adjourned till Friday next.

The report of the Select Committee on the subject of students' books was taken into consideration.

The report was considered paragraph by paragraph, amended, adopted, and is as follows:

REPORT.

*To the Benchers of the Law Society in Convocation:*

The Special Committee to whom was referred the subject of text books for students in connection with the County Law Library Associations and of students' books generally, beg leave to report as follows:

They have had under consideration the above subject, having regard to the following rule and resolution of Convocation:

(Rule 142, paragraph 13, Dec. 4, 1886.) Convocation may furnish to each library such number of books for the use of students as may be required; the books so furnished to be kept by the librarian of each association, and students allowed to use the same on similar conditions to those in force from time to time in regard to similar books at Osgoode Hall.

Ordered, that Mr. Kittson's letter, in so far as it refers to students' books, be referred to a special committee, consisting

of the Finance Committee and Messrs. Moss, Meredith, Britton and McMichael, to report to Convocation upon the subject, together with the system to be adopted to carry out the rules of Convocation, relating to students' books for county libraries; and further, to report to Convocation upon rules to be observed by students on the occasions of obtaining and borrowing students' books. (18th February, 1887.)

The Committee find that there are two county libraries having fifty members, viz.: Wentworth and Middlesex; that the number of students using books in Wentworth is about thirty, and in Middlesex between forty and fifty; and that the price of one complete set of books is about \$190.

1. That subject to the hereinafter mentioned rules, the Committee recommend that one complete set of students' books be supplied to each library association having at least fifty members, but that the renewal of such set or making good losses in the books be assumed by the library associations.

2. That each application be dealt with according to the circumstances thereof, and as the same is presented, that no settled rule be laid down.

3. That in places where there is no library association, or where there is an association but the number of members is less than fifty, students be allowed to apply to the secretary of the Law Society and receive books from him, subject to the same rules as students are who reside in the city of Toronto.

4. That the Wentworth and Middlesex Library Associations be at once supplied with one complete set of students' books.

5. That the rules as to lending books, whether from Osgoode Hall or from a county library, be as follows:

#### RULES.

The text books prescribed for the various law examinations will be loaned to students and articulated clerks on the following conditions:

1. Every student or clerk, at the time of his first application, must file with the librarian of the library in question, a certificate (on prescribed form) signed by the solicitor in whose office he is, to the effect that he is a fit and proper person to be entrusted with the books, and must also deposit with the treasurer of the library in question the sum of ten dollars as security for the due return in good order of the book borrowed.

2. No book shall be retained by a student or clerk longer than one month. If retained longer than this period a fine of ten cents a day shall be exacted for each subsequent day.

3. No book shall be reserved for any student or articulated clerk.

4. No student or clerk shall be entitled to more than one volume at a time.

5. No book shall be borrowed by the same person more than twice within six months.

6. Any student or clerk who shall injure, destroy, or lose any of the books of the Society shall forthwith make good the damage.

7. Books defaced with marks or writing shall be considered as injured, and assessed for accordingly.

8. No book shall be considered as returned by any student or clerk, unless it is handed to the librarian or to an assistant in the library, and its return duly entered in the proper book.

9. Students or clerks are prohibited from lending the books, or exchanging them with others.

10. Every student or clerk must give a receipt for every book loaned to him.

11. The librarian shall report to Convocation any student or clerk who removes any books from Osgoode Hall, or from any county library, except in accordance with these rules.

12. When a student or clerk notifies the librarian that he does not intend to apply for more books, the amount of his deposit shall be repaid to him, less fines and damages under these rules.

The letter of Mr. L. H. Baldwin, as to lending of books on the University curricula to members of the Society, was considered, and it was ordered that the existing order as to loaning books to students in connection with the courses of the Universities be extended to the members of the Bar.

It was further ordered that the regulations for lending of students books this day adopted be applicable to the cases of students and members of the Society borrowing books in connection with the University courses.

Ordered, that the secretary do cause to be published the usual advertisements for four gentlemen to fill the positions of examiners and lecturers, the applications to be in the secretary's hands not later than the 2nd day of June.

Ordered, that a call of the Bench be made for Saturday, the 4th day of June, for the appointment of four examiners and lecturers.

Convocation adjourned.

FRIDAY, 27TH MAY.

Convocation met.

Present—Messrs. Ferguson, Foy, Irving, Lash, Mackelcan, MacLennan, Meredith, Morris, Moss, Murray, Osler, Robinson.

In the absence of the Treasurer, Mr. Irving was elected chairman.

The minutes of the last meeting were read, approved, and signed by the chairman.

Mr. Murray, from the Reporting Committee, presented the report of that Committee, which was received, read and ordered for immediate consideration.

Ordered, that the editor-in-chief be informed that Convocation is of the opinion that the digest number of each volume should be published within six weeks after the issue of the reports of that volume, and that the Committee be requested to inform Convocation of the reasons, if any, for the delays in the reports of the Appeal and Chancery Divisions; and that so much of the report as relates to the recommendation of the Committee to increase the salary of the Practice Court reporter from \$600 to \$900 per annum, be increased to take effect from 1st July next, be adopted.

Mr. Osler gave notice of a motion for Saturday, 4th June, to introduce a rule to alter the rule as to reporters' salaries, so as to give effect to the recommendation in the report.

A letter was read from the Canadian Pacific Telegraph Company, applying for permission to introduce the wires of their company into Osgoode Hall.

The letter was referred to the Finance Committee with power to act.

A letter from Mr. S. S. Macdonell was read, asking that his certificate to practice for 1887, which had never been sent to him, might be cancelled, as owing to his official position he had abandoned all intention of resuming practice.

Ordered, that his certificate be cancelled and his money returned to him, less any Term fees that might be due from him to the Society.

A letter was read from Mr. Macdonald of the Guelph Law Association.

Ordered, that the publishers be directed to send to the Guelph Law Association the back numbers of the volumes of the reports current at the time of the formation of that Association.

The petition from the members of the Bar of Ontario in reference to the fiftieth anniversary of Her Majesty's accession to the throne, presented to Convocation on 12th February last, and which stood over

from previous meetings of Convocation, was considered, and it was deemed expedient that no action be taken thereon.

Mr. Morris gave notice that he would, at the next meeting of Convocation, move that an humble address be presented by Convocation to Her Majesty the Queen, congratulating Her Majesty on having reached the semi-centennial period of her reign.

Convocation adjourned.

SATURDAY, 4TH JUNE.

Convocation met.

Present—Messrs. Beaty, Britton, Falconbridge, Foy, Fraser, Hoskin, Irving, Kerr, Lash, Mackelcan, McCarthy, Morris, Moss, Murray, Osler, Pardee, Robinson, Smith, MacLennan.

In the absence of the Treasurer, Mr. Irving was elected chairman.

The minutes of the last meeting were read and confirmed.

Mr. MacLennan, from the Reporting Committee, read the following report.

The Committee on Reporting beg leave to report as follows:

1. The delay in the Chancery Division rests with Mr. Lefroy, who acknowledges that it is due to press of other work. He has, however, exerted himself to the utmost, and now states that eleven of the seventeen unreported cases are now ready to issue, and that with one exception this will clear off all cases to the 1st March. The Committee have an assurance from Mr. Lefroy of increased diligence hereafter.

2. The delay in the issue of the digest to volume 12, Ontario Reports, was caused in great part by the accidental omission of the matter of one of the numbers in preparing the index in the first instance, and also partly by the delay of the printer. Your Committee believe that the indexes will be issued more promptly in the future.

3. The serious arrears in the Court of Appeal appear to be without any excuse, and your Committee recommend that the reporter ought at once to avail himself of the arrangement with Mr. Brown, made some time since to bring up the arrears, but which it is understood has never been acted on up to the present time.

4. Your Committee recommend that

1000 copies of Mr. Cartwright's Digest of Constitutional Cases be ordered in sheets at the price of \$150, provided reference is made in such Digest to the cases as reported in the regular reports as well as in Mr. Cartwright's own volume.

All of which is respectfully submitted.

The report was taken into consideration and adopted.

Ordered, that the Reporting Committee be authorized to take such immediate steps as they may deem necessary to have the arrears of the Appeal reports brought up, and to prevent arrears in the future; and for that purpose, if necessary, to direct the suspension of the reporter's salary, and to require the employment of assistance by the reporter or themselves to employ such assistance or other means at the reporter's expense as they may deem necessary.

A letter from Alfred Baker, Registrar of Toronto University, was read as follows:—

REGISTRAR'S OFFICE, June 4th, 1887.

SIR.—At a meeting of the Senate of the University of Toronto, held May 27th, it was resolved that the Senate should invite the Law Society of Upper Canada to co operate with it in considering the question of the establishment of a Teaching Faculty in Law in the University, and I am directed to ask you to lay this communication before the Law Society at its next meeting. Your obedient servant,

ALFRED BAKER, Registrar.

Ordered, that the following members of Convocation be a Committee to confer with the Senate of the University of Toronto on the subject of the establishment of a Teaching Faculty in Law in the University and report to Convocation, viz.:—Messrs. Falconbridge, Foy, Guthrie, Hardy, Irving, Kerr, Lash, Mackelcan, Martin, McCarthy, McMichael, Morris, Moss, Osler, Purdom and Robinson.

A letter from Messrs. Shilton, Allan and Baird was read, and referred to the Discipline Committee.

A letter from Philip Holt was read, on the subject of the election of a Bench.

In the matter of the complaint against A. D. Kean, a barrister, on the report of the Committee on Discipline being brought up for further consideration,

Ordered, that charge four be considered as not sustained.

Mr. Kean was called upon to show cause to the report, and attended accom-

panied by his counsel, Mr. Lount, Q.C., and Mr. E. Douglas Armour. On hearing Mr. Lount, counsel for Mr. Kean, at length,

Ordered, that Convocation having considered the evidence reported upon the charges made against Mr. A. D. Kean, and having heard counsel for the said A. D. Kean, it is resolved that the evidence so reported fully justified the presentation of the charges preferred against Mr. Kean. But Convocation is of opinion that the circumstances do not warrant the conclusion that Mr. Kean should be disbarred. In the opinion however of Convocation, the admissions made by Mr. Kean establish that his conduct is censurable, and that he ought to be censured by Convocation, and that he ought to be ordered to attend Convocation forthwith to be censured by the chairman.

Mr. A. D. Kean thereupon attended, and was censured by the chairman. Mr. Kean's counsel were present.

Mr. Moss, from the Committee on Legal Education, presented the report of the Committee on Applications for the appointment of examiners and lecturers.

The report was received and read.

All the candidates having received nominations,

Mr. P. H. Drayton was elected Examiner and Lecturer in Equity Jurisprudence.

Mr. R. E. Kingsford was elected Examiner and Lecturer in Commercial and Common Law.

Mr. E. D. Armour was elected Examiner and Lecturer in Real Property.

Mr. W. A. Reeve was elected Examiner and Lecturer in Criminal Law and Torts.

The order of the day for the election of a Bench in the place of Thomas Robertson, Esq., Q.C., elevated to the Bench, was taken up. Mr. Alex. Bruce, Q.C., of Hamilton, was elected.

Mr. Bruce was placed on the Discipline and County Libraries Aid Committees in the place of Mr. Lash.

On motion of Mr. Morris, pursuant to notice, seconded by Mr. Murray,

Ordered, that an humble address be presented by Convocation to Her Majesty the Queen, congratulating Her Majesty on having reached the semi-centennial period of her reign; that such an address be transmitted through the regular chan-

nel, and that the treasurer, the chairmen of the respective Standing Committees and the mover, be a Special Committee to draft, engross and transmit such address.

A Rule to amend the last clause of Rule number 113, with reference to the salary of the Practice reporter was read a first and second time, and ordered for third reading 28th June instant.

Convocation adjourned.

TUESDAY, 28TH JUNE.

(Subject to confirmation at next meeting of Convocation.)

Convocation met.

Present—Messrs. Cameron, Foy, Hudspeth, Irving, Lash, Mackelcan, MacLennan, McMichael, Martin, Meredith, Morris, Moss, Murray, Osler, Robinson.

In the absence of the Treasurer, Mr. Irving was elected chairman.

Mr. Morris, from the Special Committee appointed to draft and forward an address to Her Majesty on the occasion of the completion of the fiftieth year of her reign, presented the report of the Committee—that the address had been prepared, and sent to the Secretary of State at Ottawa to be forwarded to Her Majesty.

The report was read and adopted.

The petitions of Messrs. J. D. Montgomery and T. C. Robinette were received and read, and the prayer granted.

The letter of Mr. Walter Barwick of this date was read as follows :

TORONTO, 28th June, 1887.

*F. H. Esten, Esq., Secretary of the Law Society :*

SIR—At a meeting of the Bar held yesterday, presided over by the Attorney-General, a Committee was appointed to draft an appropriate resolution upon the subject of the death of the Honorable Sir M. C. Cameron.

The following motion was also passed at the meeting, "That Convocation be requested to have the resolution to be prepared by the Committee engrossed in the minutes of the Law Society, and that a copy of such resolution be forwarded to the family of the late Chief Justice."

I am, sir, yours, etc.,

WALTER BARWICK,

*Sec. of the Meeting.*

And the resolution of the Bar therein as follows :

RESOLUTION.

The profession have assembled in consequence of the death of the Honorable Sir Matthew Crooks Cameron, which took place on the 25th inst.

After practising at the Bar for thirty years he was, in the year 1878, made a Judge of the Court of Queen's Bench, and afterwards in the year 1884 was appointed Chief Justice of the Common Pleas Division, which distinguished position was held by him until his death.

He sat in the Legislature of the late Province of Canada and of this Province, and for a period of four years was a member of the Executive Council of Ontario as Provincial Secretary and Commissioner of Crown Lands.

He was distinguished as an advocate, a judge and a representative of the people, by singular individuality and independence of character, and by fearlessness in giving expression to his convictions when he believed himself in the right, he compelled the respect alike of his friends and opponents.

As an advocate he was forcible and courageous, as a judge impartial and patient, as a politician it is believed the rectitude of his motives were never questioned even by those opposed to him. His private virtues and his public life may well be taken as examples for all.

The imperial honor so recently bestowed upon him has rarely fallen on one who more truly embodied the best characteristics of the chivalry of old.

The Bar feel that as their body has been honoured by his life, so they and his native Province have lost by his death one who was the very type of those best qualities which mark the high-minded man, the honest politician and the successful advocate.

Ordered, that the resolution of the meeting of the Bar be entered on the proceedings of Convocation; and further, that an engrossed copy thereof be transmitted to the family of the late Sir Matthew Crooks Cameron.

A letter from A. Clark, of Orillia, dated 9th June, in *re* A. D. Kean, was read, and also the charge of W. H. Barker against A. D. Kean.

The secretary reported that he had written to Mr. Clark in reply to his letter.

Ordered, that the charge of Mr. W. H. Barker is too vague and indefinite for Convocation to take any notice of.

The letter of Mr. Goodwillie was read in reply to the enquiry as to what he had to say to the complaint that he was advertising himself as a barrister when he was a solicitor only.

The secretary was directed to write to him calling upon him to give an explanation of his calling himself a barrister, and repeating the cause of complaint in his letter, and to inform him that his communication is unsatisfactory.

A letter was read from Mr. Fowler, Secretary of the Lawn Tennis Club, in reference to a supply of water for their dressing-room.

The letter was referred to the Finance Committee with power to deal with it.

A letter was read from Mr. French in reference to the establishment of a mutual benefit association by the members of the profession.

Ordered, that Mr. French be informed that the subject of his letter was not new to Convocation, but that Convocation had hitherto not deemed it advisable to act.

The secretary reported that Mr. L. H. Dickson, of Exeter, who is a solicitor only, advertises himself as a barrister, and produced the advertisement.

Ordered, that it be referred to the Discipline Committee.

Mr. Moss, from the Committee on Legal Education, presented the report of that

Committee with reference to the admission of graduates. (For names of candidates admitted see list at beginning of résumé.)

The report was received, considered and adopted.

Mr. Martin presented the report of Mr. Winchester, Inspector of County Libraries.

The Rule relating to the salary of the Practice Court reporter was read a third time and passed, and is as follows:—

The salary of the reporter for decisions in matters of practice shall be nine hundred dollars per annum (\$900).

Convocation adjourned.

# TRINITY TERM, 1887.

The following is a *résumé* of the proceedings of Convocation during Trinity Term, 1887:—

The following gentlemen were called to the Bar during Trinity Term, 1887, viz.:

*September 5th.*—John Healy Reeves, William Louis Scott, James Alfred Mills, Edward James Barrow Duncan, Alfred William Lane, George Somerville Wilgress, John Mercer McWhinney, James McGregor Young, Wesley Byron Lawson, Ernest Heaton, Frank Meade Field, Edward Augustus Wismer, John Alexander Davidson, James Morris Balderson, Henry Edward Ridley, Joseph Hetherington Bowes, John Ross Shaw, John McKay, Alexander Claude Forster Boulton.

*September 10th.*—Norman McDonald, Neil McCrimmon.

*September 16th.*—Thomas Cowper Robinette, John Dawson Montgomery, Theodore Augustus McGillivray.

The following gentlemen were granted Certificates of Fitness as solicitors, viz.:

*September 5th.*—W. F. Johnston, J. H. Reeves, J. M. Balderson, A. W. Fraser, T. C. Robinette, J. H. Bowes, D. G. Marshall, W. L. Scott, J. D. Montgomery, J. M. Young, C. R. Boulton, T. A. McGillivray, N. McCrimmon, A. J. Arnold, J. A. Page, J. W. Bennett, C. H. Brydges, D. D. Grierson, F. F. Lemieux, H. O. E. Pratt, J. D. O'Neill, J. P. Eastwood, A. W. Lane, E. H. Ambrose.

*September 6th.*—J. R. Haney, G. W. Green, G. F. Henderson, J. A. Mills, M. A. Evertts, J. McKay, H. E. Ridley, W. B. Lawson, J. H. Jacks.

*September 10th.*—N. McDonald, W. H. Hearst, J. E. Halliwell.

*September 16th.*—O. M. Jones, J. M. McWhinney.

The following gentleman passed the First Intermediate Examination, viz.:

D. A. McKillop, with honors and first scholarship, R. M. Grahame, with honors and second scholarship, A. E. Lussier,

with honors and third scholarship, A. Weir with honors; and Messrs. H. Armstrong, S. H. Brooke, H. W. Lawlor, W. H. Irving, P. H. Bartlett, G. A. Jordan, G. Ross, J. P. Dunlop, B. N. Davis, J. F. Keith, J. H. Cooper, J. Greenizen, G. E. K. Cross, W. J. Hanna, E. N. R. Burns, A. C. Patterson, F. M. Young, S. B. Arnold, W. G. Green, C. Murphy, A. W. Macdougald, G. C. Hart, A. Henderson, J. Knowles, G. J. Smith, H. P. Thomas, J. W. Blair, T. W. R. McRae, E. G. P. Pickup, A. Purdom, J. W. Roswell.

The following gentlemen passed the Second Intermediate Examination, viz.:

S. A. Henderson, with honors and first scholarship, C. Kemp, with honors and second scholarship, W. H. Williams, with honors and third scholarship, H. H. Johnston, F. Reid with honors; and Messrs. W. Mundell, A. B. Thompson, H. B. Witton, E. H. Johnston, J. B. Davidson, F. H. Sangster, S. W. Perry, A. E. K. Greer, I. B. McColl, A. L. Baird, W. F. Bannerman, A. W. Burk, C. D. MacCaulay, H. Holman, W. A. Chisholm, F. B. Fetherstonhaugh, A. F. Lobb, M. F. Muir, T. Graham, J. S. Walker.

The following candidates were admitted as Students-at-Law, viz.:

## *Graduates.*

A. G. Mackay, T. G. A. Wright, W. A. Cameron, A. Abbott, H. A. Aikins, A. J. Armstrong, E. Bayley, H. Carpenter, J. A. Ferguson, C. Fraser, J. J. Hughes, A. J. Keeler, W. H. Nesbitt, E. B. Ryckman, A. G. Smith, H. E. Stone, J. A. Taylor, R. B. Matheson, C. W. Williams.

## *Matriculants.*

D. Ferguson, W. E. Gundy, A. T. Hunter, W. J. Harvey, L. G. McCarthy, M. H. McLaughlin, J. Kerr.

## *Juniors.*

T. C. Thomson, J. O. Dromgole, B. S. Lefroy, C. S. Leitch, A. B. Fry, A. Bicknell, J. B. Quinton, P. Sherwood, J. Is-

bister, W. J. Elliott, G. G. Duncan, N. Jeffrey, F. T. Costello, G. M. Vance, G. S. Macdonald, H. E. C. Stoney, G. A. Sayer, A. S. Macdonell, J. B. Ferguson, G. E. Watterworth, W. H. Grant, W. D. Card, F. G. Evans, H. F. MacLeod.

MONDAY, 5TH SEPTEMBER.

Convocation met.

Present—Messrs S. H. Blake, Falconbridge, Ferguson, Foy, Hoskin, Irving, Lash, Mackelcan, MacLennan, Morris, Moss, Osler.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Moss, from the Committee on Legal Education, presented a report on the case of Mr. W. E. Kelly, which was adopted.

A letter was read from Miss Ann Dolan, of Ohio, complaining of the conduct of a barrister and solicitor.

The letter was referred to the Committee on Discipline to report whether there was a *prima facie* case.

Ordered, That the Secretary be instructed to telegraph to Lord Herschell as follows:—

“The Benchers of the Law Society, on behalf of the Bar of Ontario, request the pleasure of Lord Herschell’s company at dinner at Toronto on such day as he may name.”

And that Messrs. Falconbridge, Irving, Kerr, Lash, McCarthy, Mackelcan, MacLennan and Murray be a committee to confer with the members of the Bar on the subject and to make all necessary arrangements—the committee to have power to add to their number.

The Secretary reported a verbal message from Mr. Tully, the Government architect, in reference to painting the east wing. Referred to the Finance Committee with power to act.

TUESDAY, 6TH SEPTEMBER.

Convocation met.

Present—Messrs. Beaty, Bruce, Falconbridge, Ferguson, Hoskin, Irving, Lash, MacLennan, Martin, Moss.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Hoskin, from the Committee on Discipline, reported in the matter of the complaint of Mr. Reynolds, that a *prima facie* case had not been shown.

The report was received, considered and adopted.

Mr. Moss, from the Committee on Legal Education, reported in the matter of J. R. Haney, recommending that the Certificate of Fitness, which had been signed in 1881 by the Treasurer, should be delivered to Mr. Haney.

The report was adopted, and it was ordered accordingly.

The petition of S. A. Henderson, J. Kyles, T. Walmsley and H. E. Irwin, respecting their admission to the Law Society as B. A.’s of Toronto University, was read and referred to the Legal Education Committee for report.

Mr. Lash, from the Select Committee on Honors and Scholarships, presented their report which was read, and is as follows:—

The committee, to whom was referred the question of honors and scholarships in connection with the First and Second Intermediate Examinations, beg leave to report as follows:—

1. The committee find that Messrs. D. A. McKillop, R. M. Grahame and A. E. Lussier passed the First Intermediate Examination with honors, and that Mr. McKillop is entitled to a scholarship of one hundred dollars; that Mr. Grahame is entitled to a scholarship of sixty dollars, and that Mr. Lussier is entitled to a scholarship of forty dollars.

The committee further find that Messrs S. A. Henderson, C. Kemp, W. H. Williams, H. H. Johnston, and F. Reid passed the Second Intermediate Examination with honors, and that Mr. Henderson is entitled to a scholarship of one hundred dollars, Mr. Kemp to a scholarship of sixty dollars, and Mr. Williams to a scholarship of forty dollars.

That Mr. Mundell obtained the necessary number of marks in the Second Intermediate Examination to entitle him to pass with honors and to be awarded the first scholarship had he been in due course, but owing to the length of time since he entered the Society (*viz.*, Michaelmas Term, 1876), he is not under the rules entitled to be passed with honors, or to be awarded the scholarship.

That Mr. A. Weir obtained in the aggregate of marks for pass and honor examination in the First Intermediate more than three-fourths, but he failed by two marks in obtaining the necessary one-half of the aggregate of the marks in one subject. And under the rule Mr. Weir is not entitled to be passed with honors or to receive the third scholarship to which he would have otherwise been entitled. The committee, however, recommend that he be passed with honors, and receive a diploma in that behalf.

The report was received and adopted, and it was ordered accordingly.

Ordered, That under the circumstances mentioned in the report of the Select Committee, Mr. A. Weir be passed with honours in the First Intermediate Examination, and that he receive the proper diploma in his behalf.

## SATURDAY, 10TH SEPTEMBER.

Convocation met.

Present — Messrs. Cameron, Falconbridge, Irving, Mackelcan, Maclennan, McCarthy, McMichael, Morris, Moss, Murray.

In the absence of the Treasurer Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The Secretary reported that N. McDonald had completed his papers, and was entitled to be called to the Bar and receive Certificate of Fitness.

The report was adopted, and ordered accordingly.

The Secretary reported that W. H. Hearst and J. E. Halliwell had completed their papers, and were entitled to Certificates of Fitness.

Ordered, That they receive certificates.

## FRIDAY, 16TH SEPTEMBER.

[Subject to confirmation at next meeting of Convocation.]

Convocation met.

Present—The Treasurer and Messrs. By, Guthrie, Hardy, Hoskin, Irving, Kerr, Mackelcan, Maclennan, McMichael, Morris, Moss, Murray, Robinson.

The minutes of last meeting were read and approved.

Mr. Moss, from the Committee on Legal Education, reported on the case of O. M. Jones, dealt with by Convocation on the 14th November, 1884, that he had complied with the order, that his papers are regular, and having passed the examination he is entitled to his Certificate of Fitness.

The report was adopted, and it was ordered accordingly.

Mr. Moss, from the same committee, reported on the petition of Messrs. Henderson, Kyles, Walmsley and Irwin, recommending that the prayer be not granted.

The report was ordered for immediate consideration and adopted.

Mr. Maclennan, from the Committee on Reporting, presented their report as follows:—

Your committee have great pleasure in reporting that Mr. Grant's work is in a more satisfactory state than for a long time past. There are now only nineteen un-reported cases of which none are of an older date than May last. All the cases are in print and in the hands of the editor, and seven have been revised.

The work in the other divisions is well up, and it may be said there are no arrears.

There are also no arrears in the Practice Reports.

The Triennial Digest is expected to be in the hands of the profession in about ten days. It will include Volume XII., Ontario Reports, Volume XIII., Appeal Reports, and Volume XI., Practice Reports.

The report was ordered for immediate consideration and adopted.

The petition of W. Mundell was read and received.

Ordered, That it be referred to the Committee on Legal Education to report next Term.

The letter of Lord Herschell was read in reply to the invitation to dinner telegraphed to him on the 5th instant.

The letter of Mr. Justice Patterson on the subject of the rules was read, and ordered to be acknowledged.

The letter of the Secretary was read, and it was ordered that he have a fortnight's leave of absence.

Mr. Kerr reported that the visitors had approved of the new rules in so far as any of them is or are subject to approval or disapproval by the visitors, and laid before Convocation the certificate of approval which is as follows:—

“ Approved, so far as any of the foregoing rules is or are subject to approval or disapproval by the visitors.

(Sgd.) “ John H. Hagarty, C.J.O.

“ “ J. A. Boyd, C.

“ “ Thomas Galt, J.

“ “ John O'Connor, J.

“ “ Thomas Ferguson, J.

“ “ F. Osler, J.A.

“ “ John E. Rose, J.”

Ordered, That the certificate be preserved of record.

Mr. Kerr moved that the rules as approved by the visitors be read the first time. Carried unanimously.

Mr. Kerr moved that the new rules be read a second and third time and passed. Carried unanimously.

Mr. Kerr reported that pursuant to in-

structions he had caused an index to be prepared, and the question of remuneration was ordered to be referred to the Finance Committee.

Ordered, That an edition of 1,000 copies with the index be printed.

Convocation adjourned.

---

# MICHAELMAS TERM, 1887.

---

THE following is a *resumé* of the proceedings of Convocation during Michaelmas Term, 1887 :—

The following gentlemen were called to the Bar during the above Term, *viz.*:—

*November 21st*—George Watson Holmes, Herbert Langell Dunn, Roderick James Maclennan, James Albert Page, Francis Foley Lemieux, Edward Holton Britton, Alexander Robert Bartlet, Robert James Leslie, Herbert Hartley Dewart, Robert Cleugh Le Véscote, D'Arcy de Lessert Grierson, William John Millican, George Filmore Cane, Horace Osmond Ernest Pratt, Richard Alexander Bayley.

*November 22nd*—Abner James Arnold, William Percy Torrance.

*November 26th*—William Arthur John Bell.

The following gentlemen were granted Certificates of Fitness as Solicitors, *viz.*:—

*November 21st*—E. H. Britton, R. C. Le Véscote, R. J. Maclennan, G. F. Cane, R. A. Bayly, G. R. O'Rielly, E. S. Wigle, E. A. Crease, A. F. May, G. J. Leggatt, R. H. Dignan, J. H. A. Beattie, E. Considine, A. D. McLaren, H. N. Roberts, H. Macbeth.

*November 22nd*—A. Stevenson.

*November 26th*—J. C. Grant, A. R. Bartlet, R. J. Leslie, G. W. Holmes, W. D. Gregory, W. A. J. Bell, G. A. Payne, J. P. Lawless, J. Y. Murdoch.

*December 2nd*—W. P. Torrance, J. M. Quinn.

*December 10th*—C. E. Weeks.

The following gentlemen passed the First Intermediate Examination, *viz.*:—

J. F. Orde, with honours and first scholarship ; C. E. Burkholder, with honours and second scholarship ; W. H. Hunter, with honours and third scholarship ; A. Constantineau, with honours ; and Messrs. J. Ross, D. Hooey, R. A. Widdowson, E. S. B. Cronyn, J. Webster, A. C. Sutton, M. Routhier, W. L. Morton, T. W. Horn, A. J. J. Thibodo, H. A. Simpson, A. H. Wallbridge, W. A. Smith, A. B. McCallum, J. F. O'Brien, C. Elliott, J. H. Hegler, J. Miller, H. W. Maccomb, W. P. McMahon, J. A. Ritchie, M. Scandrett, W. C. Smith.

The following gentlemen passed the Second Intermediate Examination, *viz.* :—

J. A. V. Preston, with honours and first scholarship; A. Collins, with honours and second scholarship; C. D. Scott, with honours and third scholarship; and Messrs. F. W. Carey, G. C. Gunn, W. E. Tisdale, R. G. Smyth, H. Harvey, R. L. Elliott, J. H. Hunter, R. M. Macdonald, C. McIntosh, J. F. Edgar, R. M. Thompson, J. F. Woodworth, C. A. Ghent, S. D. Lazier, W. G. Burns, H. Miller.

The following candidates were admitted as Students-at-law, *viz.* :—

*Graduates*—F. J. Fulton, J. J. Maclellan, T. B. Gash, J. McEwen, T. D. Law, J. F. Carmichael, C. B. Dupuis, W. Davis.

*Matriculants*—A. E. Scanlon, H. T. Berry, J. E. Bird, W. J. Boland, W. I. Dick, W. Farnham, J. F. Jeffery, M. P. McDonagh, J. A. Oliver, R. S. Robertson, W. F. Scott, J. G. Shaw.

*Juniors*—H. G. Hamilton, D. E. Stuart, G. A. Kingston, H. F. Gault, A. L. Malone, H. M. McConnell, J. F. McMaster, H. E. A. Robertson, T. H. Lloyd, T. W. McGarry, E. Harley, L. B. C. Livingstone, T. B. Martin.

*Articled Clerk*—W. J. McCamon.

*Monday, 21st November.*

Convocation met.

Present—Messrs. S. H. Blake, Britton, Bruce, Cameron, Fraser, Hudspeth, Irving, Kerr, Lash, Maclellan, McCarthy, Morris, Moss, Murray, Osler and Smith.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The minutes of last meeting were read and approved.

The case of C. R. Fitch was considered, and the case of Hon. G. W. Ross, who had not given a term's notice, was considered.

Ordered that the names of the above-named gentlemen appear in the list of those who have passed the examination this Term, and that their names appear in the list of gentlemen applying to be called to the Bar next Term.

Mr. Moss presented the report of the Committee on Legal Education, on the case of William Mundell, which was received and read.

Ordered for immediate consideration and adopted.

Mr. Moss, from the same Committee, presented the report on the case of A. W. Burk, recommending that he be allowed to present himself for examination and call in Easter Term.

The report was received and read.

Ordered for immediate consideration and adopted.

Mr. Moss, from the same Committee, reported on the case of W. E. Kelly, who passed his Oral Examination this Term, recommending that he be allowed his Second Intermediate Examination, as of Easter Term, last.

The report was adopted and ordered accordingly.

Mr. Moss presented the report of the Special Committee on Honours and Scholarships which was received and read, as follows:—

1. The Committee find that Messrs. J. F. Orde, C. E. Burkholder, W. H. Hunter and A. Constantineau passed the First Intermediate Examination with honours, and that Mr. Orde is entitled to a scholarship of one hundred dollars, Mr. Burkholder to a scholarship of sixty dollars, and Mr. Hunter to a scholarship of forty dollars.

2. The Committee further find that Messrs. J. A. V. Preston, A. Collins and C. D. Scott passed the Second Intermediate Examination with honours, and that Mr. Preston is entitled to a scholarship of one hundred dollars, Mr. Collins to a scholarship of sixty dollars, and Mr. Scott to a scholarship of forty dollars.

3. That Mr. F. W. Carey obtained the necessary number of marks on the Second Intermediate Examination to entitle him to pass with honours, and to be awarded the third scholarship had he been in due course, but it appearing from the Secretary that Mr. Carey was entered on the books of the Society as a Student-at-law in Easter Term, 1883, and was articled on the 10th July, 1883, and passed his First Intermediate in Easter Term, 1886, he is not under the rules entitled, as of course, to be passed with honours or to be awarded a scholarship.

The report was received and adopted, and it was ordered accordingly.

Mr. Hoskin presented the report of the Discipline Committee on the case of Mr. E. Meek, which was received and ordered for consideration on Saturday, 26th inst.

Mr. Hoskin, from the same Committee, laid upon the table the draft Bill to empower Convocation to examine witnesses on oath, and to suspend practitioners for a limited period, pursuant to the recommendation of the Discipline Committee.

Ordered that it be considered by Convocation on the 26th inst.

*Tuesday, 22nd November.*

Convocation met.

Present—Messrs. Ferguson, Foy, Irving, Mackelcan, Meredith, Morris, Moss, Murray and Osler.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The Secretary read the report upon the subject of the Buffalo Libraries, and his suggestions based thereupon.

The report was referred to the Library Committee, to act with Messrs. Mackelcan, Osler and Murray.

*Saturday, 26th November.*

Convocation met.

Present—Attorney-General Mowat, and Messrs. Cameron, Ferguson, Hardy, Hoskin, Irving, McMichael, Morris, Moss, Murray, Osler and Robinson.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, reported on the case of C. J. Atkinson—

That he had now completed his papers and that his time had now expired, but that he had made an affidavit on the 3rd October that he had served his time in full up to November 19th following.

The report was received, read and considered.

Ordered that Mr. C. J. Atkinson be not called to the Bar and do not receive a certificate of fitness until Hilary Term, 1888, and that on the first day of said Term his certificate be granted, and that he be at liberty to present himself to Convocation for call to the Bar.

Mr. Hoskin, from the Special Committee on Legislation, read the report made by this committee and the proposed amendments of the rules under the Judicature Act to be submitted to the judges, which report was received by Convocation.

Mr. Hoskin presented the report of the Discipline Committee on the case of Mr. E. Meek, which was adopted.

Ordered that the Finance Committee be authorized to purchase the painting of the five judges.

The application of the Elgin Law Association was read and referred to the County Libraries' Aid Committee, with a request that they report at next meeting.

The Secretary presented the letter of Mr. Justice Falconbridge resigning his seat as a Bencher.

The Secretary was directed to call a meeting of the Benchers for the first Tuesday of next Term to elect a Bencher in the place of Mr. Falconbridge.

A letter from the Electric Light Co. was referred to the Finance Committee, with power to act.

*Friday, 2nd December.*

Convocation met.

Present—Messrs. Beaty, Bruce, Foy, Hudspeth, Irving, Kerr, Lash, MacKelcan, Maclennan, Meredith, Morris, Moss, Murray and Smith.

The minutes of last meeting were read and approved.

In the absence of the Treasurer, Mr. L. W. Smith was appointed Chairman.

On motion made, the book showing the attendance of Benchers was laid on the table.

Ordered that Messrs. Bruce, Foy and Hudspeth be a committee to examine the attendance-book to ascertain whether any Bencher has lost his seat by non-attendance for three consecutive Terms, under 34 Vict. c. 15, s. 23.

A letter from Mr. H. R. Hardy, dated November 23rd, was read, asking for the usual grant of \$100 to enable him to issue his Annual Legal Chart for 1888, he agreeing to deliver twelve copies of his chart to the Secretary.

Ordered that the application of Mr. Hardy be granted, and that the copies of the chart supplied be distributed through the building.

Ordered that the Finance Committee be authorized to continue the renovation and furnishing of the old lecture and luncheon room, now the Benchers' luncheon room, as they may deem proper.

Mr. Bruce read the report of the Committee appointed to examine and report whether any Bencher had lost his seat by non-attendance.

The report was received and adopted.

The Secretary reported that the difficulty in the case of Ira Standish had been removed, and that he was entitled to be allowed his Second Intermediate Examination as of Trinity Term last.

Ordered that his examination be allowed as of Trinity Term last.

The Secretary reported on the case of R. J. Leslie that, after passing his final examinations this Term, he had died after a very short illness before he had received his certificate of fitness.

Ordered that under the circumstances the fees paid by the late Mr. Leslie, amounting to one hundred and sixty dollars, be refunded to his father.

A letter was read from Messrs. McColl Bros. & Co., dated 29th November, making complaint against a solicitor.

Ordered, that the Secretary reply to the letter, stating that it is not a case for Convocation to deal with.

Some discussion having taken place in regard to the increased lighting of the Library, it was ordered that the Secretary place himself in communication with the Gas Company, to ascertain what arrangement can be made for the introduction of gas as an illuminator in lieu of the arc light, the Electric Light Company being unable to introduce the incandescent light, and the arc not meeting the approval of Convocation.

The petition of the Examiners and Lecturers of the Law Society for an increase of salaries was read, and, by order of Convocation, referred to the Legal Education Committee for consideration and report.

*Saturday, 10th December.*

Convocation met.

Present—Sir Alexander Campbell and Messrs. Bruce, Foy, Irving, Kerr, Lash, McCarthy, McMichael, Moss, Murray, Osler, Robinson, and Smith.

In the absence of the Treasurer, Mr. Irving was elected Chairman.

The Minutes of last meeting were read and approved.

Mr. Murray, from the Reporting Committee, presented the report of that committee, which was received, read and adopted.

Mr. Bruce, from the County Libraries' Aid Committee presented the report of that committee, which was received, read, considered and adopted.

Ordered that the Finance Committee be authorized to pay the grant to the County of Elgin Law Association mentioned in the above report.

The letter of Mr. Langmuir respecting the portrait of the five judges was read and considered, and further authority was given to the Finance Committee.

The Secretary having reported that Mr. Meek had applied to him for the finding of the Discipline Committee on the complaint laid before them against him.

It was ordered that the Secretary be directed to communicate the same to Mr. Meek.

Ordered that the Secretary do report to Convocation on the first day of each Term, and at each meeting of Convocation held between Terms, the names of such elected Benchers, if any, who have failed to attend the meetings of the Benchers for three consecutive Terms.

That such report be then referred to the Committee on Journals and Printing for report to Convocation thereon.

That if such Committee report the seat of any Bencher vacant for the cause mentioned, a day be appointed for taking such report into consideration, and that the Bencher interested be notified of the report and of the time at which it is to be taken into consideration.

Ordered that the question of the retainer and fees to be paid by the Society to the Solicitor, or other system of payment of the Solicitor for his services, be referred to the Finance Committee, to report at the next regular meeting of Convocation

Convocation adjourned.

J. K. KERR, *Chairman Committee on Journals.*

# HILARY TERM, 1888.

---

THE following is a *resumé* of the proceedings of Convocation during Hilary Term, 1888:—

The following gentlemen were called to the Bar during the above Term, *viz.*:—

*February 6th.*—Francis Alexander Anglin, with honours and awarded a silver medal; Francis Patrick Henry, William Howard Hearst, William Edward Sheridan Knowles, John Hood, George Ira Cochran, Edward Corrigan Emery, James Adam McLean, William Lyon Mackenzie Lindsey, John Williams Bennet, Jeffrey Ellery Hansford, Albert Edward Trow, John Henry Alfred Beattie, Thomas Hislop, Albert Edward Dixon, George William Ross, Clarence Russell Fitch, Colin Judson Atkinson.

*February 7th.*—Nicholas Ferrar Davidson, Arthur Edward Watts.

*February 11th.*—Hugh Guthrie, Charles Edgar Weeks, George Smith.

*February 17th.*—George Nelson Weekes, Francis Ambridge Drake.

The following gentlemen were granted Certificates of Fitness as Solicitors, *viz.*:—

*November 22nd, 1887.*—G. L. Lennox.

*February 6th, 1888.*—N. F. Davidson, F. A. Anglin, J. A. McLean, J. M. Mussen, A. Grant, A. E. Trow, W. W. Jones, W. L. M. Lindsey, F. A. Drake, H. Guthrie, H. A. Percival, C. R. Fitch, C. J. Atkinson, A. E. Dixon.

*February 7th.*—J. Hood, E. J. B. Duncan, W. J. Millican.

*February 11th.*—F. P. Henry, J. Carson, E. C. Emery, W. H. Wallbridge.

*February 17th.*—A. E. Watts, G. N. Weekes.

The following gentlemen passed the Second Intermediate Examination, *viz.*:—

M. H. Ludwig, with honours and first scholarship; G. W. Littlejohn, with honours and second scholarship; W. S. McBrayne, with honours and third scholarship; and Messrs. S. H. Bradford and J. F. Gregory, with honours; E. O. Swartz, W. C. Mikel, E. E. A. Du Vernet, D. H. Chisholm, W. Pinkerton, H. B. Cronyn, O. Ritchie, E. P. McNeil, M. S. Mercer, F. B. Denton, A. E. Cole, F. Rohleder, G. D. Heyd, J. W. S. Corley, A. D. Scatcherd, A. E. Baker, A. S. Ellis, F. B. Geddes, D. A. Dunlap, C. D. Fripp, R. O. McCulloch, W. J. L. McKay.

The following gentlemen passed the First Intermediate Examination, *viz.*:—

A. W. Anglin, with honours and first scholarship; J. B. Holden, with honours and second scholarship; R. E. Gemmill, with honours and third scholarship; and Messrs. J. Agnew, A. J. Armstrong, W. L. E. Marsh, D. W. Baxter, D. R. McLean, C. E. Lyons, A. F. Wilson, G. A. Cameron, W. Carnew, H. Macdonald, A. H. O'Brien, J. J. O'Meara, F. Harding, J. R. Layton, F. L. Webb, J. A.

McIntosh, J. Porter, A. Crowe, F. W. Maclean, A. D. Crooks, A. Elliot, R. Barrie, W. H. Cawthra, W. Mackay, W. Yorke, J. F. Hare, D. Holmes, H. Jamieson, W. Kennedy.

The following candidates were admitted as Students-at-law, *viz.*:—

*Graduates*—M. Monaghan, E. G. Fitzgerald, C. J. Loewen.

*Matriculants*—W. D. Earngey, J. E. O'Connor, J. C. Quinn.

*Juniors*—J. Ballantyne, J. E. Varley, G. S. Morgan, J. R. Milne, D. B. Mulligan, L. Lafferty, A. J. Pepin, C. C. Fulford, P. F. Carscallen, W. H. Cairns.

*Monday, 6th February.*

Convocation met.

Present—Sir Adam Wilson, Kt., and Messrs. Ferguson, Foy, Hoskin, Irving, Kerr, Lash, Maclennan, McMichael, Morris, Murray and Osler.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read, approved and signed by the Chairman.

The Secretary read a letter from Mr. Audet, Registrar of the Court of Exchequer, requesting that Mr. Justice Burbidge be supplied with the Ontario Reports, Ontario Appeal, and Ontario Practice Reports, in the same manner as the Judges of the Supreme Court.

Ordered that the Reports be sent to Mr. Justice Burbidge.

Mr. Foy gave notice that he would to-morrow introduce a rule to amend rule 30, of section 12, by adding to the end of the first enumeration at the end thereof, the words, "and the Judge of the Court of Exchequer."

Mr. Moss, from the Committee on Legal Education, reported in the case of Thomas Browne, recommending that the filing in November last of the articles of February, 1883, be allowed *nunc pro tunc*, and in the case of R. M. Dennistoun, recommending that he be not allowed to take his solicitor examination in Easter Term next.

The report was adopted.

The letter of General Oliver, of the Military College at Kingston, was read, and the consideration of it deferred.

A letter from Professor Jones, of Trinity College, dated 3rd February, 1888, was read.

The Secretary was directed to acknowledge its receipt.

A letter from Mr. Elliot Traver was read, complaining that Mr. M. untruly held himself out to be a barrister.

The Secretary was directed to answer the letter, stating whether or not Mr. M. had been called to the Bar.

Letters from Mr. Walter Read, of the 23rd January, 1888, referring to unlicensed practitioners, were read.

Mr. Maclennan, from the Select Committee on Honours and Scholarships, presented their report, recommending that Mr. F. A. Anglin be called to the Bar with honours, and be awarded a silver medal; that Mr. A. W. Anglin be granted the First Scholarship of the First Intermediate Examination of one hundred dollars; Mr. J. B. Holden, the Second Scholarship of sixty dollars, and

Mr. R. E. Gemmill, the Third Scholarship of forty dollars; also, that Mr. M. H. Ludwig be granted the First Scholarship of the Second Intermediate Examination of one hundred dollars; Mr. G. W. Littlejohn, the Second Scholarship of sixty dollars, and Mr. W. S. McBrayne, the Third Scholarship of forty dollars; and that Mr. S. H. Bradford, and Mr. J. F. Gregory, be passed with honours.

The report was received, adopted, and it was ordered accordingly.

Mr. Kerr, from the Journals' Committee, reported that the seat of Mr. John Bell, Q.C., as a Bencher, is vacant.

Ordered, that the report be taken into consideration on Saturday next, and that the Secretary do give notice to Mr. Bell of the report, and of the time at which it is to be taken into consideration.

The Secretary reported that no other of the Members of Convocation has vacated his seat by absence.

*Tuesday, 7th February.*

Convocation met.

Present—Sir Adam Wilson, Kt., and Messrs. Blake (S. H.), Britton, Bruce, Ferguson, Foy, Guthrie, Hoskin, Irving, Kerr, Lash, Mackelcan, Maclennan, McCarthy, McMichael, Martin, Morris, Moss, Murray and Purdom.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The Secretary read the minutes of the last meeting of Convocation, which were approved.

Two letters from Mr. Walter Read, the Solicitor of the Society, were read upon the subject of the complaint of Mr. Miller against certain unlicensed practitioners, which was referred to him for report by order of Convocation of 27th December, 1887, and it appearing that it was a matter over which the Law Society has no control,

It is ordered that the Solicitor's letters be referred to the Committee on Discipline, with the view of determining whether it is desirable to apply to the Provincial Legislature on the subject.

The Secretary reported that the Parchment Roll of the Society, containing the names of the Students, Barristers, Benchers and Treasurers, was in process of completion.

Ordered, that Standing Orders 3 to 9, at page 62, of the new Consolidated Rules, be referred to the Committee on Journals and Printing, to report their opinion as to continuing the said Standing Orders in their present form, and as to what modification, if any, would be desirable.

Mr. Maclennan, from the Committee on Reporting, presented a report on the subject of the application of Mr. Vankoughnet, Reporter of the Queen's Bench, for leave of absence on account of illness.

The report was received, read, considered, adopted, and ordered accordingly. Pursuant to notice given by Mr. Foy, it was moved, and—

Ordered, that section 12, paragraph 30, enumeration 1, be amended by adding at the end thereof "and the Judge of the Court of Exchequer."

By leave of Convocation it was then moved, and—

Ordered, that enumeration 4 of the same rule be amended by inserting the words, "and any retired Judge" after the word Judges.

The above amendments to 1 and 4 of rule 30, section 12, were then read a second and third time and passed; rule 8, section 1, being suspended by unanimous consent.

In pursuance of notice given by Mr. McCarthy, it was moved, and—

Ordered, that the resolution of Convocation passed on 1st September, 1884, relating to the portraits of Chief Justices, be rescinded.

Mr. G. F. Shepley was unanimously elected a Bencher, to fill the vacancy in Convocation caused by the resignation of Mr. Justice Falconbridge.

Ordered, that the portraits of the Chief Justices of the Queen's Bench and Common Pleas Divisions be painted and placed in Osgoode Hall, and that it be referred to a Committee consisting of Messrs. Blake, Bruce, Irving, McCarthy, and Maclennan, to report upon the artist to be selected as well as the size of the painting.

Mr. Martin presented the report from the County Libraries' Aid Committee, which was read.

Ordered, for immediate consideration and adopted.

Ordered, that Mr. Winchester be appointed Inspector of County Libraries for the current year, and that he be paid one hundred dollars upon the completion of his inspection and presentation of his report.

Ordered, that the sum of two hundred dollars be paid forthwith to the Norfolk Law Association in accordance with the recommendation in the report of the County Libraries' Aid Committee.

Mr. Maclennan gave notice that he would at the next meeting of Convocation move to amend rule 31, section 12, page 49, by inserting the words, "any Barrister at Law not in arrears in the payment of his Bar fees, and not entitled under rule 30," after the word "year" in the second line of the said rule 31.

Ordered, that the telegraph operator be granted two months' leave of absence on account of illness, and that an allowance of seventy-two dollars be made to defray necessary expenses, she undertaking to find a substitute during her absence from duty.

*Saturday, 11th February.*

Convocation met.

Present—Sir Alexander Campbell, K.C.M.G., and Messrs. Blake (S. H.), Ferguson, Foy, Irving, Kerr, Lash, McCarthy, Mackelcan, Maclennan, Morris, Moss, Murray, Robinson, Shepley, Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of the last meeting were read and approved.

Mr. Moss presented the Report of the Committee to establish a Teaching Faculty in Law, which was read and ordered to be printed, and a copy sent to each Member of Convocation; and the report was ordered to be taken into consideration at the next meeting of Convocation, on Friday, 17th instant.

Mr. Murray presented the Report of the Finance Committee, accompanied by the Balance Sheet for 1887 and the Estimates for 1888:—

## ABSTRACT OF BALANCE SHEET FOR 1887.

## RECEIPTS.

|                                       |                   |                   |
|---------------------------------------|-------------------|-------------------|
| Certificate and Term Fees .....       | \$19231 90        |                   |
| Less Fees returned .....              | 36 60             |                   |
|                                       | <u>          </u> | \$19195 30        |
| Notice Fees .....                     |                   | 642 00            |
| Attorneys' Examination Fees .....     | 7939 60           |                   |
| Less Fees returned .....              | 970 00            |                   |
|                                       | <u>          </u> | 6969 60           |
| Students' Admission Fees .....        | 7450 00           |                   |
| Less Fees returned ..                 | 470 00            |                   |
|                                       | <u>          </u> | 6980 00           |
| Call Fees .....                       | 10923 25          |                   |
| Less Fees returned .....              | 2105 25           |                   |
|                                       | <u>          </u> | 8818 00           |
| Interest and Dividends.....           |                   | 3304 20           |
| SUNDRIES:—                            |                   |                   |
| Fees on Petitions, Diplomas, etc..... |                   | 105 00            |
| Fines—Lending Library account.....    |                   | 4 80              |
|                                       |                   | <u>          </u> |
|                                       |                   | \$46018 90        |

## EXPENDITURE.

|  |                   |            |
|--|-------------------|------------|
| REPORTING:—                              |                   |            |
| Salaries .....                           | \$8725 00         |            |
| Printing .....                           | 8496 97           |            |
| Notes for Law Journal .....              | 266 44            |            |
| Digests .....                            | 1165 00           |            |
|  | <u>          </u> | 18653 41   |
| Less Reports sold .....                  | 997 02            |            |
|  | <u>          </u> | \$17656 39 |
| EXAMINATIONS:—                           |                   |            |
| Salaries.....                            | 3200 00           |            |
| Scholarships .....                       | 1160 00           |            |
| Printing, Stationery and Medals .....    | 396 22            |            |
| Examiners for Matriculation .....        | 302 00            |            |
|  | <u>          </u> | 5058 22    |
| LIBRARY:—                                |                   |            |
| Books, Binding, and Repairs .....        |                   | 5659 09    |
| County Libraries' Aid .....              |                   | 2647 00    |
| GENERAL EXPENSES:—                       |                   |            |
| Salaries—                                |                   |            |
| Secretary and Librarian .....            | 2000 00           |            |
| Assistants .....                         | 1400 00           |            |
| Housekeeper .....                        | 511 25            |            |
|  | <u>          </u> | 3911 25    |
| Lighting, Heating, Water, and Insurance— |                   |            |
| Gas .....                                | 208 52            |            |
| Water .....                              | 106 54            |            |
| Insurance.....                           | 90 00             |            |
| Ontario Government—Steam Heating .....   | 850 00            |            |
| Fuel .....                               | 260 43            |            |
| Repairs to Apparatus .....               | 32 67             |            |
|  | <u>          </u> | 1548 16    |

|  |            |
|--|------------|
| Grounds—   |            |
| Gardener and Assistant .....   | \$350 00   |
| Tools .....  | 2 90       |
| Cartage .....  | 3 00       |
| Labour—P. O'Brien .....  | 360 00     |
| Snow Clearing .....  | 61 72      |
|  | \$777 62   |
| SUNDRIES:—   |            |
| Postage .....  | 64 85      |
| Advertising .....  | 109 85     |
| Stationery, Printing, etc. ....  | 276 82     |
| Law Costs .....  | 92 40      |
| Furniture .....  | 442 18     |
| Repairs (including O'Connor, \$459.56 — Tenant,<br>\$321.95) .....   | 850 14     |
| Grant to Legislative Committee—Expenses attend-<br>ant upon drafting a consolidation of the pro-<br>cedure and practice in accordance with the<br>views of the Profession, for submission to the<br>Judges ..... | 2000 00    |
| Reception to Governor-General .....  | 139 40     |
| Draper Estate, for Judges' Picture .....   | 300 00     |
| Term and Committee Lunches (Meetings, 77)....  | 1179 09    |
| Telephone Office .....   | 554 32     |
| Auditor .....  | 100 00     |
| Hardy (Chart), \$100; Clarkson (Soap), \$15.60 ....  | 115 60     |
| Ellis (Clocks), \$12; Resumé, \$42 .....   | 54 00      |
| O'Connor, \$46.48; Tenant, \$110.51 .....  | 156 99     |
| Telegrams, \$14.55; Ice, \$48.00 .....   | 62 55      |
| Stenographers, \$85.90; Plan of Grounds, \$21.50   | 107 40     |
| W. A. Reeve, \$50; Miss Shaw, \$57.50 .....  | 107 50     |
| Dusting Books, \$22.35; Mat, \$11.55 .....   | 33 90      |
| Guarantee Co., \$20; G. M. Adam, \$10 .....  | 30 00      |
| Inspector .....  | 100 00     |
| Secretary's Expenses to Buffalo, <i>re</i> Library .....   | 8 05       |
| Postman, \$5; Petty charges, \$56.98 .....   | 61 98      |
|  | 6947 02    |
|  | \$44204 75 |
| Balance .....  | 1814 15    |
|  | \$46018 90 |

Audited and found correct.

(Signed) HENRY WM. EDDIS, *Auditor*.

Toronto, 27th January, 1888.

Mr. S. H. Blake's letter on the subject of Mr. F. A. Drake's inability to attend an oral examination for call after passing his written examination, in consequence of illness, was read, upon which it was ordered that under the special circumstances the oral examination should be waived, and he be at liberty to present himself for call.

Mr. Kerr moved that the report of the Journals and Printing Committee be taken into consideration, pursuant to notice.

The Secretary reported that he had written to Mr. Bell, informing him that the Committee had reported that he had vacated his seat in Convocation by non-attendance for three consecutive terms, whereupon it was ordered that the Secretary do address Mr. Bell, and inform him that the Records show that he had not attended Convocation at any meeting held during the past three terms of Easter, Trinity, and Michaelmas, 1887; and that he be informed that Convocation will take the report of the Committee on Journals in his case into consideration, on Friday, 17th inst.; and further that the Secretary do ask Mr. Bell to specify the days of the Term on which he was present in Convocation on or since the first day of Easter Term, 1887.

Ordered, that Sir Adam Wilson, Kt., be placed on the Finance Committee in lieu of Mr. Justice Falconbridge, resigned; and that Mr. Shepley be placed on the Reporting Committee in place of Mr. Justice Falconbridge.

In pursuance of notice given by Mr. Maclellan, on the last day of Convocation,

Ordered, that rule 31, section 12, be amended by inserting the words, "any Barrister at Law not in arrears in the payment of his Bar fees and not entitled under rule 30" after the word "year," in the second line of the said rule 31; and a rule to that effect was read a first and second time, and by unanimous consent a third time, and was passed.

Ordered, that the four sets of the Law Reports Digest, from 1866 to 1880, be sold to any of the County Libraries which may apply for the same at ten dollars per set.

Ordered, in connection with the leave of absence recently granted to Mr. Vankoughnet, that an appropriation be made of \$250 towards payment for the performance of his duty during his absence.

*Friday, 17th February.*

(Subject to confirmation at next meeting of Convocation.)

Convocation met.

Present—Messrs. Blake (S. H.), Bruce, Foy, Hoskin, Irving, Kerr, McCarthy, Mackelcan, McMichael, Martin, Meredith, Morris, Moss, Murray, Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Ordered, that the County Libraries be supplied with one copy of the Triennial Digests of the Ontario Law Reports, free of charge.

The Secretary read the letter addressed by him to Mr. John Bell, in accordance with the directions of Convocation, and Mr. Bell's letter in reply thereto.

Ordered, that the report of the Committee as to Mr. Bell's attendance be referred back with instructions to reconsider the said matter, and to hear any evidence that Mr. Bell may desire to offer to show that his seat has not been vacated.

Ordered, that the consideration of the report of the Committee on a scheme for the establishment and maintenance of a Law Faculty be deferred until 14th

April next, at 11 a.m., and that the Committee to which was referred the said subject be re-appointed, and that Messrs. James Maclennan, Q.C., and H. W. M. Murray, be added as members thereof; and that such Committee be requested to consider further the matters before referred to it, and that the Committee request the authorities of the Universities in the Province of Ontario to make suggestions in writing upon the questions submitted to the Committee, and upon the report already submitted to Convocation, and to request the presence of representatives of such bodies at its meetings, and to report to Convocation the said matters on or before the 24th March next, by transmitting the same to the Secretary of the Society; and to have printed and sent to each member of Convocation a copy of such report, with any further suggestions and memoranda it may think proper; and that special call of the Bench be had for 11 o'clock on the 14th April next, to consider such report; and it is further ordered, that the Secretary transmit to every County Law Association a copy of the report of the Joint Committee appointed by the Law Society of Upper Canada and the Senate of the University of Toronto, dated 5th February, 1888, and also a copy of the above resolution, and request that the same be brought to the notice of the members of the Association.

Mr. Martin, from the County Libraries' Aid Committee, presented the report of the Committee, which was received, read and adopted.

Ordered, that the following payments be made, namely:—

|                                   |   |   |   |         |
|-----------------------------------|---|---|---|---------|
| To the Middlesex Law Association, | . | . | . | \$55 00 |
| " Hamilton                        | " | " | . | 90 00   |
| " Carleton                        | " | " | . | 660 00  |
| " Bruce                           | " | " | . | 50 00   |

Mr. McCarthy, from the Special Committee appointed respecting the painting of the portraits of the Chief Justices, presented the report of the Committee, which was received, amended, and adopted.

Ordered, that Mr. Berthon be engaged to paint the said pictures.

Ordered, that it be referred to the said Special Committee to carry out the directions of Convocation in regard thereto.

Mr. Maclennan, from the Committee on Reporting, reported as follows:—

The Committee on Reporting beg leave to report that the work of reporting in all the divisions of the High Court, and in the Court of Appeal, and also the reporting of practice cases, is well up, and there are virtually no arrears.

The editor has applied for the appropriation of a small sum to enable him to pay some expenses in connection with the procurement of materials for reporting election cases, and particularly to obtain copies of important parts of testimony taken at election trials by the shorthand reporters.

The editor thinks that the expenses may, perhaps, amount to fifty dollars, and your Committee recommend that an appropriation be made for that purpose, of a sum not exceeding one hundred dollars.

The report was adopted, and it was ordered accordingly.

# Proceedings of Law Societies.

## THE LAW SOCIETY OF UPPER CANADA.

### RESUME OF PROCEEDINGS.

SPECIAL meeting of Convocation called to consider the report of the Committee on the Law Faculty.

*Saturday, 14th April, 1888.*

Present—Sir Adam Wilson, and Messrs. S. H. Blake, Bruce, Ferguson, Foy, Hoskin, Irving, Lash, McCarthy, Mackelcan, MacLennan, Martin, Meredith, Morris, Moss, Murray, Osler, Purdom, Robinson, Shepley and Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

Mr. Moss, on behalf of the Committee appointed by Convocation, to consider and report on the question of the establishment and maintenance of a Law Faculty, presented a report, dated 29th March last.

The said report was then laid before Convocation.

A letter was also read from the Hamilton Law Association, enclosing a resolution passed on 10th April, 1888.

Mr. Moss moved the adoption of the report, seconded by Mr. Lash.

The report is in the following words:—

### REPORT OF THE LAW FACULTY.

*To the Benchers of the Law Society:*

The Committee on the Establishment and Maintenance of a Law Faculty, appointed by resolution of Convocation on the seventeenth of February last, beg to report as follows:—

1. The Committee have considered further the matters before, and by the resolution of the seventeenth of February last, referred to them, and, as directed by Convocation, they caused to be forwarded to the authorities of each of the Universities in the Province of Ontario, a copy of the report of the Joint Committee of the Law Society and the University of Toronto, and requested from the Universities suggestions in writing upon the matters before the Committee.

2. In response to such request, the Committee received suggestions from the authorities of the following Universities, viz.: Queen's College, Kingston; Trinity College, Toronto; College of Ottawa, Ottawa; and their communications are appended hereto.

3. The Committee also, as directed by Convocation, requested the presence of representatives of the Universities at a meeting held on the seventeenth instant, and in response to such invitation, the following representatives of Universities were present, viz.: Dr. Watson, representing Queen's College; Provost Body, representing Trinity College; Wm. Kerr, Q.C., representing Victoria College; W. M. Clarke, Esq., representing University of Toronto.

A prolonged discussion upon the subject of the scheme reported by the Joint Committee, and the objections thereto suggested by the appended communications, took place, in the course of which the representatives of Queen's and Trinity, in response to an inquiry as to whether, in the event of Convocation seeing fit

to modify the scheme of the Joint Committee so as to include the suggested changes, their respective Universities would come in under the arrangement, stated their inability to pledge their Universities to such a course.

4. The Committee further report that they are informed by the Secretary that he did as directed by Convocation, transmit to every County Law Association a copy of the report of the Joint Committee, and of the resolution of Convocation of the seventeenth of February last, with a request that the same be brought to the notice of the members of the Association, and that in response he has received the appended communication from the Law Association of Frontenac, but no other.

5. The Committee do not deem it necessary to make any further suggestions. All of which is respectfully submitted.

(Signed) CHARLES MOSS, *Chairman.*

March 29, 1888.

APPENDIX.

COMMUNICATION FROM QUEEN'S COLLEGE.

Queen's University, Kingston, Canada, March 10th, 1888.

J. H. Esten, Esq., *Secretary, Law Society of Upper Canada:*

SIR,—I received yours of the 22nd ult., enclosing report on the establishment of a Law Faculty under the joint management of the Law Society and the University of Toronto, and requesting me as Principal of Queen's College and University to make suggestions on the report.

Permit me to observe: First, that having looked over the scheme proposed, I find that nothing is said regarding the object to be gained by the innovation, and that nothing is said regarding the nature or extent of the examinations which candidates must pass. For example, the Preliminary Examination may mean the present Junior Matriculation, or Senior Matriculation, or it may mean something less than the Junior or more than the Senior. It is, therefore, difficult to offer criticisms. I would respectfully ask for more light. Secondly, as the terms of the proposal are to form the basis of an alliance between the Law Society and any University in Ontario, I submit, that if such alliance be thought desirable, the basis be considered by a joint committee, representing the Law Society and the Universities. To such joint committee Queen's would doubtless send a representative. The action of the Society in sending me the report for suggestions indicates that this is its view.

So much *in limine*. Coming to the merits of the question, I would simply ask: (1) Is it wise to shorten the time now required from candidates for the profession of law? The great mass of candidates will always prefer a short course, no matter how bad it may be. If a man can get a University Degree and the Degree of Barrister-at-Law, and admission as a Solicitor in four years, how many will take the present course of seven years? Can a man be as well prepared for any profession in four years as in seven? (2) Why should the Law Society and any University aim at a concurrent Academic and Professional course? The Law Society can best assist a University by requiring university standing from candidates, or by giving the present or even more encouragement to take the Degree of B.A. A University can best assist the Law Society by giving the most complete culture to those who intend to be candidates for the legal profession. Let each do its utmost to make improvements in its own department.

I have the honor to be, Sir,

Your obedient servant,

(Signed) GEORGE M. GRANT, *Principal.*

## COMMUNICATION FROM TRINITY COLLEGE.

*Memorandum on the proposed scheme for the establishment and maintenance of a Law Faculty.*

The Corporation of Trinity University have given careful consideration to the scheme for the establishment of a Law Faculty, submitted to them by the Law Society, and are of opinion that the scheme in its present form, is likely to seriously injure the Arts departments of the various Universities, and also to lower the general standard of education of members of the legal profession.

The reasons which have led them to this conclusion, are the following, viz. :

1. Whilst experience has shown that the shortening of the time of legal study for Graduates in Arts from five years to three, has always induced a considerable number of candidates to acquire the liberal education requisite for a B.A. degree, whether in Pass or Honors, before beginning their professional studies, the proposed plan of admitting to the degree of LL.B. and Barrister-at-Law, after four years passed in professional studies only, will largely remove the inducements hitherto held out to candidates to obtain this more liberal education, and will seriously diminish the number of such candidates. It is to be feared that the advantages of a B.A. degree over that of LL.B., will not be sufficiently appreciated by the mass of students, to induce them to spend two additional years in obtaining it, and thus damage will be done to the Arts departments of the Universities, and to the interests of Higher Education.

2. A further disadvantage under which Graduates in Arts will be placed by the new scheme is that they will be deprived of the present complete course of law lectures extending over their three years of legal study, and will receive only a partial course of two years on subjects not treated of in the lectures of the University of Toronto, although it seems doubtful whether, under the scheme, even the partial course will be open to such graduates or to any students not proceeding under the scheme.

3. Further, this proposed scheme will, in the opinion of the Corporation, seriously affect the work of the Law Faculty of this University, which is intended to encourage among Students-at-Law and Barristers, a course of reading of a wider, and less purely professional character, than that required for the Degree of Barrister-at-Law. A consideration of the Curriculum for B.C.L., in this University, will show that in addition to subjects of a purely professional character, candidates are required to study such subjects as Civil Law, its history and development; International Law, Political Economy, Parliamentary Government, and Constitutional History and Law. According to our present regulations candidates cannot be admitted to the Degree of B.C.L. under the age of twenty-three years, unless they are Graduates in Arts. In our opinion a great mistake would be made in discouraging this course of study of three years, and substituting in its place a course of lectures on some of these subjects extending over two years only, to be given for the most part to boys just fresh from school, of undeveloped powers of mind, and incapable of properly appreciating such subjects or assimilating such instruction. Whilst the corporation entertains these strong objections to the whole scheme as proposed, should it be approved of in principle by the Law Society, they are of opinion that it might be greatly amended by the following changes :

1. That the term of two years of legal study at Osgoode Hall should be extended to three years, thus placing it more nearly on a par with that required from Graduates in Arts.

2. That provision should be made for supplying Students-at-Law who are Graduates in Arts, as well as other Students-at-Law, with a complete course of legal lectures, such as is now furnished by the Law Society.

3. That it should be clearly provided that the two years spent at a University under the proposed scheme, should be spent in the Faculty of Law alone.

4. That the provision of the new scheme should be made applicable to any University in Ontario, without necessitating any further legislation on the part of the Law Society.

The Corporation beg to submit herewith a list of amendments to the wording of the scheme sent to them, which will have the effect of introducing into it the suggested changes :

*Proposed amendments to Report, suggested by Trinity College, according to numbered paragraphs.*

1. After "Upper Canada," omit "and the University of Toronto," and add "and such Universities of Ontario as shall be willing to enter into this scheme."

2. For "the Senate of the University," substitute "the Governing Bodies of the several Universities."

3. For "four," read "five."

4. For "the University," read "each University ;" after the "third," omit "and," and after "fourth," read "and fifth."

5. For "this University," read "the Universities."

6. For "four," read "five."

7. Before the word "University," substitute "their" for "the," and add after "University," "in the Faculty of the Law."

8. For "the University," read "his University."

9. After the word "third," omit "and," and after "fourth," add "and fifth."

10. For "four," read "five," for "the University," read "his University ;" after "LL.B." add "or B.C.L.," for "to the University," read "to that University," for "as the University," read "as the said University."

12. After "LL.B.," add "or B.C.L.," instead of "two," read "three."

13. Before "University," substitute "each" for "the."

14. For "the University Senate," substitute "the Governing Body of each University."

15. Omit all the words from "Composed of," to "annually," and read instead "Members, one to be chosen by each University, and the remainder by the Law Society, so that the number appointed by the Law Society shall always be one greater than the number appointed by the Universities."

17. After "Fitness," add "or with the present provision for lectures open to all Students of Osgoode Hall."

18. Omit 18.

#### COMMUNICATION FROM COLLEGE OF OTTAWA.

College of Ottawa, Ottawa, March 13th, 1888.

*To the Secretary of the Law Society of Upper Canada :*

SIR,—Your letter of February 22nd, and the enclosed scheme, have been duly communicated to the Senate of the University College of Ottawa, at its meeting of March 12th, and I have been instructed to send you in answer the following copy of a Resolution adopted by said Senate at the above-mentioned meeting :

*Resolved*, that the Senate of the University College of Ottawa, after having considered and examined a scheme for the establishment and maintenance of a Law Faculty, submitted by the Joint Committee of the Law Society of Upper Canada and the Senate of the University of Toronto, is of opinion that the said scheme as exposed is conducive to the advancement of the study of Law in

our Province, and that it contains nothing objectionable to the rights and privileges of other Universities. Provided that the same advantages now granted to the University of Toronto be virtually secured to any other University wishing for the same.

*Resolved*, also, that the said Senate of the University of Ottawa hereby claim the right of entering into a similar scheme with the Law Society of Upper Canada as soon as said University shall have organized its Law course.

Thanking you for your communication, and hoping that you will kindly inform us of any proceedings in this matter,

I am, Sir, yours respectfully,  
 (Signed) C. F. MARSON, O.M.J.,  
*Secretary of the Senate of U. C. of Ottawa.*

---

COMMUNICATION FROM LAW ASSOCIATION OF FRONTENAC.

Kingston, March 15th, 1888.

At a meeting of the Bar Association, held in the office of Dr. Henderson, Q.C., the following resolutions were passed:—

Moved by James Agnew, seconded by R. V. Rogers, and

*Resolved*, "That the Bar Association of the county of Frontenac, having carefully considered the scheme of Legal Education, submitted by the Law Society, hold that it is wrong in principle, and not calculated to benefit the profession." Carried.

Moved by E. H. Smythe, LL.D., seconded by G. M. Macdonnell, Q.C., and

*Resolved*, "That while we object to any union of the Law Society with any other teaching faculty, we consider that if such a scheme is entered into, common justice demands that the same privileges shall be granted to all the Universities in Ontario." Carried.

Moved by R. W. Shannon, seconded by J. M. Machar, and

*Resolved*, "That no shortening of the time required to be spent by students or articled clerks before being called to the Bar or admitted to practise should be allowed, except where the Degree of Bachelor of Arts has been taken previously to entry into the Law Society." Carried.

(Signed) R. W. SHANNON, *Secretary.*

---

Ordered, that the whole question of Legal Education be referred to a Special Committee to report to Convocation at as early a day as practicable, and that the further consideration of the report of the Committee on a scheme for the establishment and maintenance of a Law Faculty, be deferred until after the Committee appointed by this resolution shall have made its report; the Committee to be asked to consider the present scheme and any other which may be presented, as well as the following:—

1. Whether or not, it is desirable to enter into any arrangement with any University for the joint education of students.

2. Whether or not, it is desirable in any such scheme to shorten in any way the period of study or service of students.

3. And whether or not, it is desirable that the Law Society should aid in establishing branches of the Law School in other centres than Toronto, by lectures to be delivered, either under the direction of Local Bar Associations, or of any University domiciled in such centre, the attendance on such lectures where established to be compulsory.

The Committee to be instructed to request the presence of a representative of each County Law Association at its meetings, to confer with the Committee on the matters referred to them.

Ordered, that the following gentlemen be a Special Committee in accordance with the previous resolution, namely: The Hon. Sir Adam Wilson, Messrs. Moss, S. H. Blake, Irving, Mackelcan, Robinson, McCarthy, Osler, Bruce, Meredith, Maclennan, Murray, Hardy, Foy, Lash, Martin, Shepley, Purdom, Britton, Hudspeth and Fraser; of whom five shall form a quorum.

Convocation adjourned.

### EASTER TERM, 1888.

THE following is a *résumé* of the proceedings of Convocation during Easter Term, 1888:—

The following gentlemen were called to the Bar during the above Term, *viz.*:—

*May 21st.*—John Gumaer Holmes, Arthur Stevenson, Robert Alexander Grant, Edward Albert Crease, Charles Horgan, James Richard Code, Archie Foster May, William Holloway Wallbridge, Gordon Hunter, Robert Richard Hall, William Carson Pettigrew McGovern, Ernest Solomon Wigle, Robert Maxwell Dennistoun, William Wallace Jones, Joseph Missett Musson, John Franklin Wills, Charles Howard Widdifield.

*May 26th.*—Robert Kimball Orr.

The following gentlemen were granted Certificates of Fitness as Solicitors, *viz.*:—

*May 21st.*—C. Horgan, J. R. Code, W. N. Irwin, J. F. Wills, W. S. B. Hall, C. R. Hanning, W. E. Hastings, J. E. Hansford (who passed his examination in Hilary Term last).

*May 26th.*—A. M. C. Steel, R. A. Grant, D. L. Sinclair, G. Hunter, R. R. Bruce.

*June 1st.*—T. J. Blain, E. D. Cameron.

The following gentlemen passed the Second Intermediate Examination, *viz.*:—

T. J. Mulvey, A. G. Browning, G. W. Bruce, J. G. Kerr, W. A. Skeans, A. G. Farrell, F. J. Travers, T. A. Rowan, J. H. Sinclair, F. C. Hastings, R. L. Gosnell, G. S. McCarter, W. A. Smith, A. Henderson, R. Baldwin, D. T. K. McEwan, J. T. Hewitt, W. H. Irving, D. M. Robertson, C. Swabey, D. S. Wallbridge, M. O. Johnston, A. I. McDonell.

The following gentlemen passed the First Intermediate Examination, *viz.*:—

N. W. Rowell, with honours and first scholarship; E. B. Ryckman, with honours and second scholarship; W. H. Murray, with honours and third scholarship; W. A. Logie and T. D. Law, with honours; and W. J. Fleury, A. J. Keeler, C. W. Kerr, J. W. McColl, J. Reeve, N. McKenzie, T. J. Murphy, R. A. Montgomery, E. Bayley, C. J. Notter, A. G. Smith, H. W. Stewart, F. J. Roche, D. Grant, H. Chatelain, G. T. Falkiner, F. F. Pardee, A. Abbott, H. L. Drayton, W. S. Buell, J. W. Morrice, E. H. Harper, J. D. Lamont, R. G. Pegley, J. J. Maclennan, W. W. Scane, J. R. L. Starr, J. F. Macdonald, D. Fenton, A. J. F. Sullivan, J. H.

McGhie, D. J. Macmurchy, H. J. Minhinnick, J. A. McMullen, M. R. Allison, F. W. Hill, J. J. Hughes, L. Irving, J. F. Lennox, W. Mills, E. W. McIntyre, C. E. Oles.

The following gentlemen were admitted as Students-at-Law, *viz.*:—

*Graduates.*—*May 3rd.*—Christopher Lewis Crassweller, Robert Benjamin Henderson, James Hales, Harry Darling Leaske and Edwin Pirie.

*June 23rd.*—Thomas O'Hagan, Lindley H. Bowerman, Angus Urquhart Bain, Edward Francis Blake, Horatio Clarence Boulton, Norman Phelps Buckingham, Thomas Alexander Gibson, Thomas Milne Harrison, Thomas Milton Higgins, William Frederick Hull, James Edmund Jones, Samuel King, Henry Langford, Robert McKay, Edward Mortimer, Gordon Waldron and George Wilkie.

*Matriculants.*—John Henry Coburn, Herbert Lennox, Robert Lincoln Reid.

*Juniors.*—George Frederick Blair, Charles Lester Mills, William Carney, Henry Jasper Martin, John Bacon Irwin, Merritt Alphæus Brown, Thomas Cranston Gordon, William Thomas Joseph Lee, Edward Donald, James William Lewis, Charles Tyrell Sutherland, Hugh Alexander Stewart, Adam Francis Hirst Mills, Frederick William Gladman, William Bledon Bentley.

*Monday, 21st May.*

Convocation met.

Present—Sir Adam Wilson and Messrs. Beaty, Foy, Hoskin, Irving, Kerr, McMichael, Martin, Meredith, Moss, Murray, Osler and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

Mr. Moss presented the report of the Legal Education Committee on the case of Charles Elliott, recommending that he be allowed his First Intermediate Examination as an articulated clerk as of this Term, the allowance not to be taken as any recognition of his service under articles to Mr. O'Connor.

On the case of F. H. Keefer, recommending that he should either comply with or get rid of the order of Convocation of 6th September, 1884.

On the case of F. B. Fetherstonhaugh, reporting that as Mr. Fetherstonhaugh is not yet a barrister, it is premature to deal with his application.

On the case of J. I. Poole, recommending that he be allowed to present himself next Term, for an oral examination at the same time as the candidates for the Second Intermediate Examination.

The report was received, considered, adopted, and it was ordered accordingly.

Mr. Shepley gave notice that, at the next regular meeting of Convocation, he would move a resolution with reference to the insufficiency of the provision made in the Provincial Court Rooms at Osgoode Hall for Members of the Outer Bar, in the matter of desk or table accommodation.

Ordered that the notice stand for the 26th instant.

The petitions of Messrs. Bain, Bowerman and O'Hagan were read.

Ordered that the above-named gentlemen, all being graduates, be permitted to give four weeks' notice prior to the 26th June, when their cases will be dealt with by the Legal Education Committee.

The complaint of Miss Jemetta Craine against a solicitor was read.

Ordered that it be referred to the Committee on Discipline.

Ordered that the letter of Mr. A. Clark, of Harwick, be returned to him.

The complaint of Mr. J. A. Macdonell, of 1st March, 1888, the writ of summons, of 10th May, against the Law Society and Mr. S. H. Blake, and the letter of Mr. S. H. Blake to the chairman, dated 12th May, were read.

Mr. Murray, from the Finance Committee, read a report on the subject of the suit of Macdonell against the Law Society and Mr. S. H. Blake, which was adopted.

The Secretary read a complaint from Mr. J. A. Macdonell in reference to the noise in the Library, which was referred to the Library Committee.

A letter from R. J. Wicksteed, of Ottawa, dated 6th March, 1888, was read.

A letter from D. F. McArdle, of Listowell, dated 17th March, 1888, was read.

Ordered that a certificate be issued that he was duly called to the Bar on all arrears of fees being paid.

The Secretary read the report on the Law School for the season of 1887-1888.

Consideration of the report was deferred until the 26th instant.

*Tuesday, 22nd May.*

Convocation met.

Present—Messrs. S. H. Blake, Bruce, Ferguson, Guthrie, Irving, McCarthy Martin, Moss, Osler and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

The petition of George Wilkie was read.

Ordered that he be permitted to give four weeks' notice prior to the 26th June next, when his case will be dealt with by the Legal Education Committee.

Convocation adjourned until 12.30 p.m. to-day.

Convocation assembled at said hour.

Mr. Martin, from the Committee on Aid to County Libraries, presented a report, which was read, received, considered and adopted.

Ordered that the several sums of money recommended by the report adopted this day, be paid to the various Law Associations, viz. :—

|  |          |
|--|----------|
| To the County of York Association..... | \$145 00 |
| “ “ Carleton “ .....                   | 400 00   |
| “ “ Hamilton “ .....                   | 1000 00  |

The petition of F. H. Keefer, of 21st May, was received, read, and referred to the Legal Education Committee for report.

The Secretary drew the attention of Convocation to an inaccuracy contained in the report of the Examiners relating to the examination of R. R. Bruce, for Certificate of Fitness.

The Secretary was directed to call on the Examiners for a supplementary report forthwith.

*Saturday, 26th May.*

Convocation met.

Present—Messrs. Britton, Hardy, Hoskin, Irving, Kerr, McCarthy, Martin, Morris, Moss, Murray, Osler and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

Moved by Mr. Martin, seconded by Mr. Hoskin,

That Mr. Edward Blake, Q.C., M.P., be re-elected Treasurer of the Law Society of Upper Canada. Carried.

Mr. Moss, from the Legal Education Committee, presented a report,

In the case of A. M. C. Steele, that his service be allowed, and recommending that his Certificate of Fitness be granted; and in the case of R. A. Grant, recommending that the filing of his articles be allowed, and that his Certificate of Fitness be granted.

The report was received and adopted, and it was ordered accordingly.

The Committee further reported in the case of F. H. Keefer, that the Committee do not see any ground for changing the order made on the 6th September, 1884.

The report was adopted.

The petition of H. I. Lyon was read.

Ordered that under rules now in force Convocation is unable to grant the petition.

The Secretary presented the report of the Examiners in the case of R. R. Bruce.

Ordered that Mr. Bruce be granted a Certificate of Fitness.

On motion of Mr. Martin, seconded by Mr. Moss, it was

Ordered that the Standing Committees for the current year be as follows, viz. :—

#### STANDING COMMITTEES FOR 1888.

*Finance.*—Messrs. S. H. Blake, Sir Adam Wilson, J. J. Foy, Æ. Irving, Z. A. Lash, E. Martin, T. H. Purdom, L. W. Smith; H. W. M. Murray, *Chairman*.

*Library.*—Messrs. G. F. Shepley, S. H. Blake, H. Cameron, J. H. Ferguson, D. McMichael, J. H. Morris, Charles Moss, C. Robinson; Æ. Irving, *Chairman*.

*Reporting.*—Messrs. B. M. Britton, H. Cameron, G. F. Shepley, F. Mackelcan, E. Martin, D. McCarthy, H. W. M. Murray, B. B. Osler; J. MacLennan, *Chairman*.

*Legal Education.*—Messrs. J. H. Ferguson, J. Hoskin, Z. A. Lash, F. Mackelcan, W. R. Meredith, J. H. Morris, B. B. Osler, C. Robinson; Charles Moss, *Chairman*.

*Discipline.*—Messrs. A. Hudspeth, J. K. Kerr, F. Mackelcan, J. MacLennan, D. McMichael, A. Bruce, C. Robinson, L. W. Smith; J. Hoskin, *Chairman*.

*Journals and Printing.*—Messrs. J. Beatty, B. M. Britton, J. J. Foy, C. F. Fraser, J. Hoskin, D. McCarthy, Charles Moss, T. B. Pardee; J. K. Kerr, *Chairman*.

*County Libraries Aid.*—Messrs. B. M. Britton, B. B. Osler, D. Guthrie, A. S. Hardy, A. Hudspeth, J. K. Kerr, W. R. Meredith, A. Bruce; E. Martin, *Chairman*.

Mr. Shepley's motion (notice of which was given on the 21st instant) was carried.

Mr. Kerr, from the Committee on Journals and Printing, reported in the case of Mr. John Bell, Q.C., that his seat as a Bencher had not become vacant.

The Secretary was ordered to write to the Solicitor and state in relation to the action brought by Mr. J. A. Macdonell against the Society, questioning the right of Mr. S. H. Blake to sit as a Bencher *ex-officio*, that Convocation desires that steps be taken at once to have the same brought before the court by special case, and that the counsel retained by the Society be consulted with that view.

*Friday, 1st June.*

Convocation met.

Present—Messrs. Bruce, Foy, Fraser, Guthrie, Hardy, Irving, McMichael, Mackelcan, Murray and Osler.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

Mr. Mackelcan from the Discipline Committee, reported on the complaint of Miss Jemetta Craine, that a *prima facie* case had been made out, and recommended an investigation.

Ordered that the Report be adopted, and that the complaint be referred to the Discipline Committee for investigation and report.

A letter was read from A. G. Browning, dated 28th May, 1888, explaining his non-attendance at the Honour Examination held on the 26th May last. Also a letter from J. G. Kerr, of Chatham, dated 30th May, 1888, who had attended the examination of 26th May, asking for his travelling expenses, amounting to ten dollars, he having attended the Honour Examination on the 12th May as well as that of the 26th May.

Ordered that the subject of the two letters above mentioned do stand for consideration until the next meeting of Convocation, and that the Secretary, in the meantime, do enquire whether all of the Honour men will be able to attend on the 25th August next, at the examination for honours of the second intermediate of next term.

A letter was read from Mr. Walter Read, dated 29th May last, on the subject of the suit of *Macdonell v. The Law Society*.

*Saturday, 9th June.*

Convocation met.

Present—Messrs. Bruce, Hoskin, Irving, Kerr, Lash, McMichael, Martin, Morris, Moss, Murray, Robinson, Shepley and Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

Mr. Moss, from the Special Committee, to whom was referred the question of Honours and Scholarships, presented the report of the Committee, which was read, received and adopted.

Ordered that Messrs. N. W. Rowell, E. B. Ryckman, W. H. Murray, W. A. Logie and T. D. Law be awarded Honours in connection with the first Inter-

mediate Examination and that Mr. Rowell receive a scholarship of one hundred dollars, Mr. Ryckman a scholarship of sixty dollars and Mr. Murray a scholarship of forty dollars.

Mr. Martin, from the Special Committee on Legal Education, presented a report as follows :—

REPORT OF SPECIAL COMMITTEE ON LEGAL EDUCATION AND LAW  
SCHOOL.

To the Benchers of the Law Society of Upper Canada :

The Special Committee, appointed under the Resolution of Convocation passed on 14th April last, beg leave to report,

That they have held several meetings and considered the questions referred to them, and have attached hereto copies of the resolutions passed at the meetings, which are submitted for the consideration of Convocation.

All of which is respectfully submitted.

(Signed)

EDWARD MARTIN, *Chairman.*

Osgoode Hall, Toronto, June 6th, 1888.

The Secretary read the minutes of all the meetings of this Committee.

Ordered that leave be given to the Committee to sit again, and that they be requested to report.

Convocation does not at present deem it necessary that a Committee should visit the other law schools.

Mr. Moss introduced a rule as follows : That the Law School be continued for a period of one year, subject to be discontinued during that period, upon the creation of a Teaching Faculty, and that the present lecturers be also continued on the same terms.

The rule was read a first and second time.

The ordinary rule as to a third reading was unanimously dispensed with, and the rule was read a third time and passed.

Mr. Kerr, from the Committee on Journals and Printing, presented a report recommending certain changes in the Standing Orders of Convocation.

The report was received, read and adopted.

Mr. Kerr then introduced the following Rule, founded on the report.

Rule to amend the Standing Orders of Convocation, Rules 3 to 9, section xxi., page 62 of the Consolidated Rules.

Rules 3, 4, 5, 6 and 7 shall be amended so as to read as follows :—

“3. The Sub-Treasurer shall, during the term of his office, safely keep the rolls and archives of the Society.

“4. The Treasurer shall keep the custody of the seal of the Society, and personally, or by the Sub-Treasurer, hand over the same to his successor.

“5. No alteration or addition shall be made in or upon the rolls of the Society, except under the authority of Convocation.

“6. At the close of every Term the entries to be made on the rolls in consequence of the admissions, calls, elections or appointments or orders of Convocation during the Term, shall be thereupon made by the Sub-Treasurer in the

paper roll and the index shall be continued, and the paper roll and index shall thereupon be submitted to the Committee on Journals and Printing for examination and approval.

"7. The entries in the parchment rolls of the society shall be made by the Sub-Treasurer from the paper roll, under the superintendence of the Committee on Journals and Printing.

"Rules 8 and 9 are hereby repealed."

The Rule was read a first and second time, and was ordered to be read a third time on 26th June next.

Moved by Mr. Martin, seconded by Mr. Moss,

Whereas the rooms known as the Library Rooms should be used exclusively for the purposes of a library, and none of the office business or affairs of the Society should be carried on or transacted therein, and such office and other business should be carried on in another portion of the building at some considerable distance from the library.

*Resolved*,—That a Special Committee to be composed of the Chairmen of the Standing Committees be and is hereby appointed to enquire into and report to Convocation the best manner of carrying into effect the changes suggested by the resolution, and it shall be the duty of the Special Committee to ascertain what rooms are available for the transaction of the office business of the Society, and also to report what new arrangements will require to be made to carry out efficiently the proposed new arrangements.

And that Mr. Irving be Chairman of the Special Committee, and that Mr. Shepley do represent the Reporting Committee in the absence of the Chairman.

The Secretary reported on the attendance of John Bell, Esq., Q.C., and the Hon. T. B. Pardee.

The Secretary reported that the parchment Student's Roll has been written up to Hilary Term, 1888.

The petition of D. R. Taite was read and considered.

Ordered, that the Secretary inform the petitioner that the prayer of the petition is not granted.

Convocation adjourned.

---

## HALF YEARLY MEETING.

(Subject to confirmation at the next meeting of Convocation.)

*Tuesday, 26th June.*

Convocation met.

Present—Messrs. Beaty, Foy, Fraser, Hoskin, Hudspeth, Mackelcan, McMichael, Morris, Moss, Murray, Shepley and Smith.

Mr. Hoskin was appointed Chairman.

Mr. Morris, from the Legal Education Committee, presented the report of that Committee, on the admission of candidates entitled to be entered on the books of the Society as Students-at-Law of the Graduate Class as of Easter Term, 1888, under the provisions of Rule 6, section iv., of the Rules.

The report was received, adopted, and it was ordered accordingly.

Mr. Mackelcan, from the Discipline Committee, presented the report of that Committee on the case of J. Baldwin Hands, on the complaint of Miss Craine, which was received and read.

Ordered that it be considered on the 4th day of September next, being the second day of Term, and that a call of the Bench be made for that day.

A communication from the late Mr. Vankoughnet was received and read.

Ordered that it be referred to the Reporting Committee.

Letters from Mr. Hands were received and read.

A letter from Mr. Storm, accompanied by an estimate of the cost of the proposed improvements in the library, was received and read.

Ordered that Mr. Storm's letter and estimate do stand until next Term.

A letter from Mr. Grace, accompanied by a bill of costs, was read and referred to the Solicitor.

The Secretary reported on the application of Mr. J. G. Holmes for a Certificate of Fitness, that he had passed his examination and that his time expires to-day, the 26th instant, and that he has proved his service up to this date.

Ordered that a Certificate of Fitness be granted to Mr. Holmes.

Moved by Mr. Shepley, seconded by Mr. Mackelcan,

That Convocation would suggest to the Government of the Province the following methods for the improvement of the desk accommodation provided for the outer Bar :

1. In the Queen's Bench, Common Pleas and both Chancery Court rooms, the abolition of the passage separating the Bar seats from those provided for the public, and the utilizing of the additional space thus gained in providing the contemplated improved desk accommodation.

2. In the Court of Appeal the alteration of the front three rows of seats for the outer Bar into two rows only, with the improved desk accommodation contemplated. Carried.

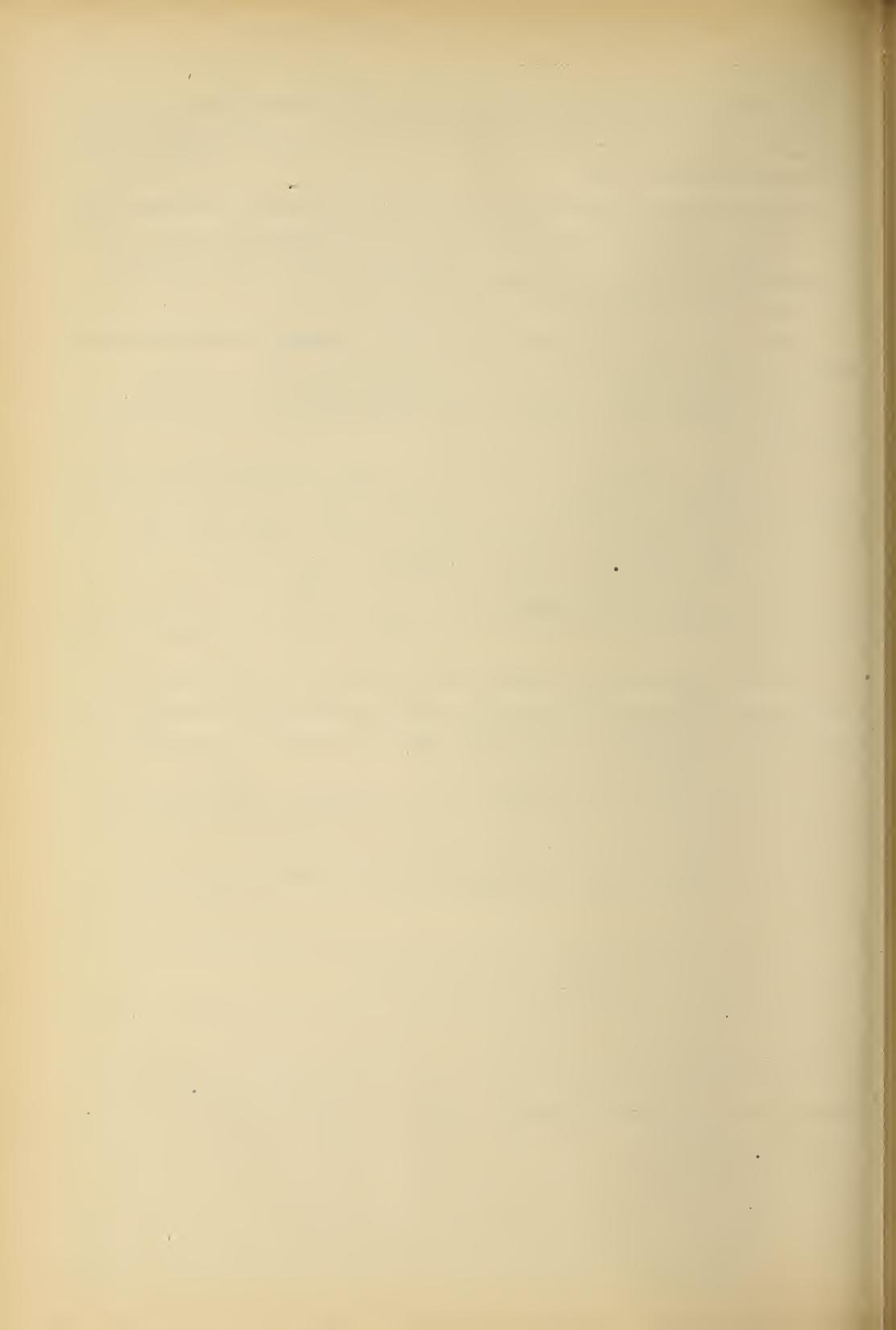
Mr. Kerr's Rule to amend the Standing Orders of Convocation, Rules 3 to 9, section xxi., page 62 of the Consolidated Rules, was read a third time and passed.

A letter from Judge McDougall, was read, applying for the use of the Convocation Room, for the meeting of the county judges.

Ordered that the use of the room be granted to the county judges for their meeting.

Ordered that the Library Improvement Committee be authorized, if deemed expedient, to order the erection during vacation of such iron standard shelves on the south side of the library as may be required, in order to give further accommodation for the books.

Convocation adjourned.



LAW SOCIETY OF UPPER CANADA.

---

TRINITY TERM, 1888.

---

PROCEEDINGS OF CONVOCATION.

THE following is a *resume* of the proceedings of Convocation during Trinity Term, 1888 :

The following gentlemen were called to the Bar during the above Term, *viz.*—

*September 3rd.*—Robert James McLaughlin, with honours and gold medal ; William Mundell, with honours and silver medal ; William Henry Williams, Alexander James Boyd, Stuart Alexander Henderson, Clifford Kemp, John Kyles, Herbert Edward Irwin, Henry Newbolt Roberts, William John McWhinney, John Barrett Davidson, Charles Albert Blanchet, Edward Herbert Johnston, John Clark, Arthur Wellington Burk, Orville Montrose Arnold, Joseph Hood Jacks, Herbert Hamilton Macrae, Arthur Arnold Mahaffy, Robert Osborne McCulloch, William Wallbridge Vickers.

*September 4th.*—Robert Hall Pringle.

*September 8th.*—Henry Blois Witton, Edward Henderson Ridley, Ralph Robb Bruce.

*September 14th.*—Stephen Wesley Burns.

The following gentlemen were granted Certificates of Fitness as Solicitors, *viz.*—

*September 3rd.*—W. H. Williams, E. W. H. Blake, C. A. Blanchet, W. W. Vickers, R. M. Dennistoun, W. A. F. Campbell, J. B. Davidson, A. MacNish, O. M. Arnold, E. H. Johnston, W. Lawson.

*September 4th.*—A. J. Boyd, C. Kemp, W. Mundell.

*September 8th.*—T. Browne, H. E. Irwin, J. Kyles, J. T. Doyle, J. L. Peters, E. H. Ridley.

*September 14th.*—M. Wright, A. W. Burk, S. W. Burns.

The following gentlemen passed the Second Intermediate Examination, *viz.*—

A. E. Lussier, with honours and first scholarship ; and Messrs. G. Ross, B. N. Davis, T. W. R. McRae, F. M. Young, F. S. Mearns, A. Weir, J. McCullough, W. A. Thrasher, C. E. Lyons, E. L. Elwood, J. W. Roswell, A. B. McCallum, R. Segsworth, J. F. Keith, G. E. K. Cross, S. B. Arnold, H. D. Cowan, W. J. Hanna.

The following gentlemen passed the First Intermediate Examination, *viz.*—

W. Wright, with honours and first scholarship ; A. G. McKay, with honours and second scholarship ; J. A. Ferguson, with honours and third scholarship ; and Messrs. A. J. Anderson, with honours ; A. G. McLean, D. O'Brien, F. Pedley, W. E. L. Hunter, A. H. Northey, W. F. Smith, A. C. Boyce, S. E. Lindsey, R. C. Gillett, W. McBrady, G. T. Kerr, A. Crozier, H. L. Puxley, D.

Mackenzie, D. J. Hurteau, J. J. Drew, S. C. Macdonald, J. A. Mather, J. Armour N. D. Mills, W. J. Kidd, H. Carpenter, W. H. Nesbitt, H. B. Travers.

The following gentlemen were admitted as Students-at-law and Articled Clerks, *viz.* :—

*Graduates*—William Johnston, Philip Embury Ritchie, Alexander Andrew Smith, William Francis Robinson, Henry Anson Lavell, William Edward Burrett, George Francis Downes, John Graham Harkness, Franklin Arthur Hough, Newton Kent, William Alexander Lamport, William Arthur Leys, William Moore McKay, William Bernard Nicol, Edwin Arthur Pearson, Samuel Davis Schultz, William Llewellyn Wickett, Richard George Henry Perryn.

*Matriculants*—Richard John Sims, Samuel Verschoyle Blake, Hugh McConaghy.

*Juniors*—William Macfarlane, Leopold Trefusis Wells Williams, D'Arcy Rupert Tate, Edmund Foster Burritt, John Joseph Coughlin, Archibald Young Blain, Herbert David Smith, Thomas Joseph Anderson, Morley Punshon Vandervoort, Edwin Armitage Ead Halliwell, Frederick Moira Canniff, Henry Marshall Graydon, Nassau Brown Eagen, Columbus Calverley, Edward McMartin, Hugh Patterson Innes, John Troughton Thompson, jr., Dugald Campbell, Neil Hugh McIntosh, William Edgar Foster, Boulton Ramsay Kean, Alfred Ernest Fripp, Clarence George Powell.

*Monday, 3rd September.*

Convocation met.

Present—Messrs. Beaty, S. H. Blake, Foy, Fraser, Hoskin, Irving, Kerr, Lash, Maclennan, Morris, Moss, Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The Report of the Examiners on the Examinations for Honours was read and referred to Messrs. Moss, Morris and Shepley as a Special Committee for report.

Mr. Shepley presented the Petition of Mr. A. E. K. Greer.

Ordered, that the prayer of the Petition be granted in so far that his Certificate of Fitness do issue, but that notice for call be given by Mr. Greer for Michaelmas Term, and that his examination be then allowed.

The Petition of Mr. H. M. East was then read, suggesting that there was a miscount at the examination for call, and praying that a committee be appointed to examine the returns.

Ordered, that the same do stand until to-morrow.

The Petition of Mr. W. Mundell was read, and it was ordered that he be allowed an oral examination, and that the examiners be requested to hold such examination and report to Convocation.

The Petitions of Messrs. A. W. Burk and C. E. Lyons were read and referred to the Legal Education Committee for report.

The death of Mr. S. J. Vankoughnet, B.C., Reporter of the Queen's Bench Division, was announced by Mr. Maclennan, and it was ordered that the usual advertisement for a candidate to fill the vacancy be issued by the Secretary, requir-

ing that all applications be in his hands not later than Thursday, 13th instant, and that the usual notice be given to every Benchman for the 14th September.

The Special Committee on Honours and Scholarships reported :—

(1) That Robert James McLaughlin is entitled to be called with honours and to receive a gold medal.

(2) That Messrs. W. Wright, A. G. McKay, J. A. Ferguson, A. J. Anderson and A. G. McLean passed the First Intermediate Examination with honours, and that Mr. Wright is entitled to a Scholarship of one hundred dollars, Mr. McKay to a Scholarship of sixty dollars, and Mr. Ferguson to a Scholarship of forty dollars.

(3) That Mr. A. E. Lussier passed the Second Intermediate Examination with honours, and is entitled to a Scholarship of one hundred dollars.

(4) That it appears that Mr. William Mundell was awarded marks sufficient to entitle him to be called with honours and to receive the silver medal of the Society, but it appears from the Records that Mr. Mundell was not in due course, but that on special application he had been awarded honours and scholarships in connection with his First and Second Intermediate Examinations, but the allowance thereof was not to prejudice the position in future examinations of other candidates with whom he might come into competition.

(5) It also appears that there is no other competitor entitled to the silver medal, and the Committee recommend that, notwithstanding the rules, Mr. Mundell be awarded honours and the silver medal.

The report was considered, adopted and ordered accordingly, and it was further ordered that Mr. Mundell be awarded honours and the silver medal in pursuance of the recommendation in the report.

*Tuesday, 4th September.*

Convocation met.

Present—Messrs. Beaty, Bell, S. H. Blake, Britton, Cameron, Foy, Fraser, Hardy, Hoskin, Hudspeth, Irving, Kerr, Lash, McCarthy, McMichael, MacLennan, Morris, Moss, Murray, Osler, Robinson, Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and confirmed.

The Report of the Examiners on the oral examination of Mr. William Mundell, directed by Convocation yesterday, was read, and the Secretary having reported that his papers were complete and that he was entitled to a Certificate of Fitness.

Ordered, that his Certificate be granted.

The Chairman announced that under the authority of rule 3, section 14, of the rules of the Society, he had appointed Mr. E. B. Brown, Reporter of the Q. B. Division, to act until Convocation should fill the present vacancy in that position.

Upon consideration of the report of the Discipline Committee in the matter of Mr. J. B. Hands, in accordance with the order of Convocation of the 26th June

last, it was ordered that Mr. J. B. Hands be called upon to show cause why the Report should not be acted upon by Convocation.

Mr. J. B. Hands, accompanied by his Counsel, Mr. Fullerton, being in attendance, they were then admitted to Convocation. Mr. Fullerton stated that he appeared as Counsel for Mr. Hands and was prepared to show cause on his behalf against Convocation acting upon the report of the Committee on his case, and he was then heard.

At the conclusion of Mr. Fullerton's remarks Mr. Hands was asked whether he desired to add to the observations made by Mr. Fullerton on his behalf.

Not making any further statement, he and his Counsel withdrew.

The consideration of the Report of the Discipline Committee was then proceeded with, and the following resolution was moved, viz :—

On hearing read the report of the Discipline Committee, and having considered the evidence adduced, and Mr. Hands having been duly called upon to show cause why the report of said Committee should not be acted upon by Convocation, and Mr. Hands having thereupon attended before Convocation upon hearing what was alleged by Mr. Hands by himself and through his Counsel, and it having been found after due enquiry that John Baldwin Hands has been guilty of conduct unbecoming a barrister or solicitor, it is resolved that the report of the said Committee be adopted, and it is further resolved that John Baldwin Hands is unworthy to practice as a solicitor, and that he be disbarred as a barrister.

There then being present twenty-two members of the Convocation, the said resolution was passed unanimously.

The Secretary was directed to send Mr. J. B. Hands a copy of the resolution above adopted.

Mr. Moss gave notice that at the next meeting of Convocation he will introduce a rule to amend sub-section 9 of section 6 of the rules by adding thereto, " Provided he has obtained at least 29 per cent. of the marks obtainable on the paper in each subject."

*Saturday, 8th September.*

Convocation met.

Present—Sir Adam Wilson and Messrs. Cameron, Irving, Mackelcan, Mac-lennan, Meredith and Moss.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and confirmed.

Mr. Moss, from the Legal Education Committee, presented the report of that Committee.

In the case of H. B. Witton, recommending that he re-article himself for the requisite period of twenty-one days, and that his examination do stand for the consideration of Convocation, with the favorable recommendation of the Committee.

The Committee further report as to Mr. Witton's affidavit made on the 17th August that he had served until the 27th August, which he has explained to the

satisfaction of the Committee, and the Committee think, under the circumstances, his action be excused.

The report was received and adopted.

In the case of Mr. A. B. Thompson, the Committee recommend that he re-article himself for a sufficient time to cover the interval between the date of his original articles and the date of the presentation of his diploma to the Committee, and the examination he has passed be favorably considered next Term.

The report was received and adopted.

In the case of C. E. Lyons, the Committee report that he passed the Second Intermediate Examination sooner than he should have done, namely, six months after his First Intermediate, and that his explanation is that sickness was the cause.

The Committee report that there is no power under the Statute to grant the relief asked, and recommend that leave be given him to present himself next Term for the Second Intermediate.

Mr. Maclennan brought up the notice given by Mr. Hands by way of appeal, which notice had fallen through, but would be renewed.

Mr. Maclennan suggested the appointment of Counsel.

Ordered, that the Solicitor be directed to retain Mr. Reeve, Q.C., as Counsel.

The Report of the Library Improvement Committee was read.

Ordered, that further consideration of the report be deferred until the second day of next Term, and that the report be printed and distributed to Members of Convocation with notice when the same is to be considered, and that the Committee be allowed to place six book racks on the north side of the Library, opposite those on the south side, at a cost not to exceed five hundred dollars.

Pursuant to notice, Mr. Moss, seconded by Mr. Meredith, moved the following rule to amend rule 9 of section 6 :—

“That rule 9 of section 6 of the rules be amended by adding thereto, “Provided he has obtained at least 29 per cent. of the marks obtainable on the paper in each subject.”

The rule was read a first and second time.

Ordered, for a third reading on the next meeting day of Term.

The Secretary read the report of the examination on Second Intermediate Honours Examination, which should have been taken in Easter Term last, but was ordered by Convocation to be taken this Term.

The report was referred to a Special Committee composed of Messrs. Moss, Maclennan and Meredith, for consideration and report.

The Secretary read the Report of the Examiners on J. I. Poole's oral examination in respect of his Second Intermediate Examination.

Ordered, that he be allowed his Second Intermediate Examination, as of Easter Term, 1888.

The Secretary was directed to reply to the letter of the Reporters applying for the use of the western annex to the Library, that the room was not vacant and was required for Library purposes, and that it is not desirable that the Reporters should have keys to the Library.

Mr. J. A. Macdonell's letter to Mr. Read, the Solicitor of the Society, was read, and the Secretary was directed to write the Solicitor that he should deliver the statement of defence in the ordinary course.

The letter of J. B. Hands of 5th September was read, and the Secretary was directed to deliver to him the papers for which he applied, and which he has not already received.

The Special Committee on the Second Intermediate Honour Examination of Easter Term, 1888, presented their report.

The report was received and ordered to be considered at next meeting.

*Friday, 14th September.*

Convocation met.

Present—Sir Alexander Campbell, and Messrs. Beaty, S. H. Blake, Foy, Guthrie, Hardy, Hoskin, Lash, McCarthy, Martin, Meredith, Morris, Murray, Osler, Smith.

In the absence of the Treasurer, Mr. Maclennan was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Lash, from the Legal Education Committee, reported on the cases of M. Wright and A. W. Burk, recommending that their Certificates of Fitness be granted.

The report was received, considered and adopted.

Ordered, that Messrs. Wright and Burk do receive Certificates of Fitness.

Mr. Lash also reported in the case of F. R. Blewett, recommending that his petition for allowance of First Intermediate Examination be not granted.

The report was considered and adopted.

Mr. McCarthy, from the Reporting Committee, presented the report of that Committee, which was received and ordered to be considered immediately.

The report was adopted.

Ordered, that Mr. E. B. Brown be paid the sum of twenty-six dollars, being balance due him for doing Mr. Vankoughnet's work, out of the two hundred and fifty dollars voted by Convocation for that purpose.

Ordered, that Mr. Vankoughnet's executors be paid his salary up to the 30th June, and that Mr. Brown receive the salary of the office after that date.

Mr. Osler gave notice of a motion to amend and alter section 14 of the rules, so far as the same relates to the office and salary of the Reporter for the Court of Appeal, to provide for the reporting of cases in the Court of Appeal in any way which may seem best to Convocation, and to alter and amend the rules accordingly.

The Petition of S. W. Burns, whose time expires to-morrow, to have service allowed and Certificate granted, was read.

Ordered, that the prayer of the Petition be granted on condition that his service and papers are proved to the satisfaction of the Secretary to be in all other respects regular.

The Petition of H. M. East to have his examination for call reconsidered, on the ground of some mistake or miscalculation, was read.

Mr. Osler, seconded by Mr. S. H. Blake, moved that Convocation having perused the questions and the answers of the petitioner thereto, refer the Petition to the Legal Education Committee to consider the matters complained of and to report to Convocation.

A letter from Mr. Johnston, Deputy Attorney-General, enclosing a letter from Mr. L. H. Dickson, was read.

Ordered, that no action be taken thereon.

The Report of the Special Committee on Honours and Scholarships in connection with the Second Intermediate Examination of Easter Term last, was received, considered and adopted.

Ordered, that the Scholarships be paid in accordance with the Report of the Committee.

A telegram from S. B. Burdet, referring to some correspondence in connection with the Second Intermediate Examination of C. E. Lyons, was read.

Ordered unanimously, that the former resolution in this case be reconsidered on account of the correspondence now produced for the first time between Mr. Lyons and the Secretary, such reconsideration to be postponed until next Term.

Mr. Meredith gave notice that at the next meeting of Convocation he will move to amend the rules relating to Scholarships so as to provide that where a candidate for honours is both a student-at-law and an articled clerk, he shall be deemed to be in his regular year, reckoning from the period when he became a student-at-law or articled clerk, whichever shall be the earlier period.

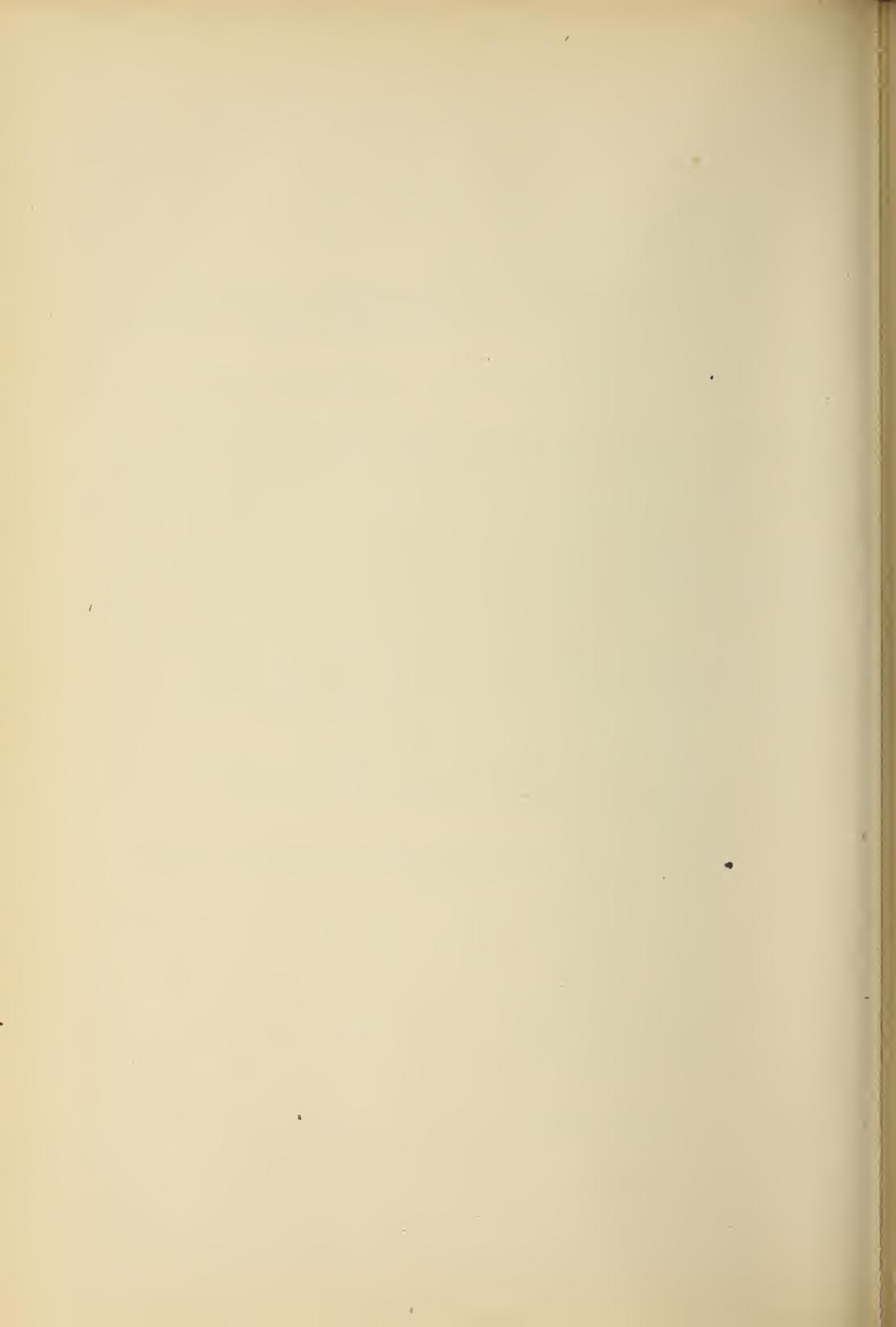
Mr. E. B. Brown was elected Reporter to the Queen's Bench Division in the place of Mr. S. J. Vankoughnet, Q.C., deceased.

Ordered, that Mr. Brown be appointed to the office.

The rule to amend rule 9 of section 6 of the Consolidated Rules was read a third time and passed.

Convocation adjourned.

J. K. KERR, *Chairman Committee on Journals.*



LAW SOCIETY OF UPPER CANADA.

---

MICHAELMAS TERM, 1888.

---

PROCEEDINGS OF CONVOCATION.

DURING this term the following gentlemen were called to the Bar, viz :—

*November 19th.*—William Francis Johnston, with honours, and awarded a gold medal ; John Frederick Dumble, John Alexander Victor Preston, James Henry Macnee, William Craig Chisholm, Ira Standish, Arthur Collins, Thomas Walmsley, George Frederick Bradfield, Alexander Dobbs Cartwright, Henry M—— East, Alexander Cameron Rutherford, Thomas Scullard, Frederick Clarence Jarvis, Malcolm Smith Mercer, Matthew Ford Muir, Alfred Burke Thompson, Edward William Hume Blake, William Edmund Thompson, Donald Reginald Anderson, Albert Edward Kingsley Greer, Robert Grant Fisher, Gordon Joseph Leggatt, Albert Edward Taylor, Frank Howard Kilbourn, Thomas Robert Ferguson.

*November 24th.*—Francis Brown Denton, Herbert Macbeth, John Percy Moore, John Adelbert Wright, Horatio Venice Lyon.

*November 30th.*—Andrew Gordon Chisholm.

*December 8th.*—Thomas Martin Bowman.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz :—

*November 19th.*—J. A. V. Preston, J. F. Dumble, F. W. Carey, W. C. Chisholm, H. V. Lyon, J. P. Moore, H. W. Church, T. Walmsley, A. G. Farrell, T. F. Johnson, D. R. Anderson, T. Scullard, A. Collins, A. D. Cartwright, S. A. Henderson, J. Coutts, F. Hornsby, L. C. Raymond, D. McArthur.

*November 20th.*—J. H. Macnee, A. C. Camp, W. H. Campbell, I. Standish, H. S. W. Livingston, T. Reid, M. S. Mercer, G. F. Bradfield, F. C. Jarvis, H. B. Witton.

*November 24th.*—W. H. Stafford, A. B. Thompson, F. H. Kilbourn, C. A. Ghent.

*November 30th.*—W. S. Turnbull.

*December 8th.*—W. F. Bannerman, T. R. Ferguson.

The following candidates passed the Second Intermediate Examination, viz :—C. E. Burkholder, with honours, first scholarship ; W. H. Hunter, with honours, second scholarship ; P. H. Bartlett, with honours, third ; H. W. Lawlor, W. J. Hatton, D. Hoocy, with honours, and O. K. Fraser, W. L. Ross, A. J.

Forward, R. E. Fair, G. H. Cowan, J. Ross, E. S. Brown, W. H. Walker, G. N. Beaumont, R. V. Clement, H. W. Maccomb, A. J. J. Thibeau, R. F. Lyle, R. E. Lazier, M. C. Biggar, W. G. Green, W. L. Lister, H. A. Simpson. G. J. Smith, R. W. Smith.

The following candidates passed the First Intermediate Examination, viz :—

William Johnston, with honours, first scholarship ; H. C. Boulton, W. F. Langworthy, W. T. Evans, G. D. Grant, T. G. A. Wright, T. F. D. Hector, T. A. Beament, J. F. Tannahill, F. R. Blewett, C. P. Smith, C. Fraser, R. M. Noble, G. B. Wilkinson, F. Billings, L. V. McBrady, J. H. McCurry, W. B. Nicol, R. B. Matheson, G. P. Deacon, T. H. Lloyd, E. L. Middleton, J. B. Pattullo, H. E. Stone.

The following gentlemen have been admitted as Students-at-Law, viz :—

*Graduates*—William John MacDonald (as of Trinity Term), William John Robertson, William Stewart, Nelson Simpson, Lyman Poore Duff, Wilson Saunders Morden, George Robert Sweeney, Frederick Desmond Boggs, Charles Howard Glassford, William Henry Hodges, Alban Cartwright Macnaughton Bedford Jones, Edmund Cumming Senkler, Thomas Brown Phillips Stewart, Malcolm Mackenzie.

*Matriculants*—William Perkins Bull, Alexander Cowan, James Edward Dudley Day, Archibald Sloan Dickson, Francis William Hall, Herbert Ira Lyon, George Ellsworth Martin, John Milton Pike.

*Juniors*—Charles Lawrence Dunbar, Albert Edward Shaunessy, William Andrew Fraser, William Henry Perry, John Alfred Murphy, Arthur Carson McMaster, Frederick Charles Kerby, Hugh Matheson, Mathew James McFarlane, Charles Francis Larkin, Frank Moore, Henry David Petrie, George Mortimer Kelly, Gordon Smith Henderson, Charles Edward Gillan.

*Monday, November 19th.*

Convocation met.

Present—The Treasurer and Messrs. Beaty, S. H. Blake, Bruce, Ferguson, Foy, Fraser, Guthrie, Irving, Lash, Mackelcan, Martin, Meredith, Moss, Murray, Osler, Shepley.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

In the case of D. J. Hurteau, recommending that he be allowed to present himself for his Second Intermediate Examination in next Easter Term.

In the case of D. S. Wallbridge, recommending that he be allowed to present himself for his Final Examination in next Hilary Term.

In the case of H. M. East, reporting that Mr. East having presented himself this Term, and having passed the call examination, they deem that no action is necessary on the part of the Committee.

The Report was ordered for immediate consideration and adopted.

Mr. Moss presented the Report of the Select Committee on Honours and

Medals in connection with the Call Examination, reporting that W. F. Johnston is entitled to be called with honours and to receive a gold medal.

Ordered for immediate consideration and adopted.

Mr. W. F. Johnston was called with honours and received a gold medal.

The Petition of S. R. Clarke was received, read and deferred to Saturday next.

The letter of the Minister of Justice relating to certain solicitors was received and read.

Ordered, that this being a communication from the Minister of Justice, and having regard to the correspondence, copies of all be sent the solicitors with a request that they would transmit to the Secretary for the information of the Benchers any explanations or observations they may wish to offer.

The letters of T. A. Gorham and E. Banane, relating to certain solicitors, were read.

Ordered, that the papers be referred to the Discipline Committee to consider and report whether *prima facie* cases are made for enquiry.

The letter of Mr. Justice Maclellan, resigning his seat as Bencher, was received and read.

Ordered, that Mr. Shepley be appointed a member of the Discipline Committee in the place of Mr. Maclellan, resigned.

Ordered, that a call of the Bench be made for Friday, 30th November, for the election of a Bencher in the place of Mr. Maclellan, resigned.

The complaint of Seth Ashton and A. F. Stevenson against a solicitor was read.

Ordered, that the papers be referred to the Discipline Committee for due enquiry and investigation.

The case of C. E. Lyon, ordered to be considered this Term, was reconsidered.

Ordered, that the whole matter be referred to the Legal Education Committee, with instructions to report on the new facts.

The Petition of G. A. Montgomery was read and ordered to be referred to the Finance Committee for report.

The letter of Mr. Read, reporting the judgment in the Hands case, was read.

Mr. Osler moved the first reading of a Rule of which he gave notice last Term, relative to the reporting in the Court of Appeal, as follows:—

“Notwithstanding anything in Section XIV. contained, there shall during the incumbency of the present reporter of the Court of Appeal, be an assistant reporter for the said Court. The salary of the reporter of the Court of Appeal shall be                   dollars per annum; the salary of the assistant reporter of the Court of Appeal shall be                   dollars per annum.”

The Rule was read a first time.

Ordered to be read a second time to-morrow.

Mr. Meredith moved the first reading of the Rule of which he gave notice as to the Intermediate Examinations, as follows:—

Where a candidate for honours is both a Student-at-Law and an Articled Clerk, the regular year in which he is for the purpose of the rules relating to scholar-

ships shall be determined by reckoning from the period from which it would be reckoned if he were Student-at-Law or Articled Clerk only, whichever shall be the earlier period.

The rule was read a first time.

Ordered, to be read a second time to-morrow.

*Tuesday, November 20th.*

Convocation met.

Present—The Treasurer and Sir Adam Wilson, and Messrs. Ferguson, Fraser, Hardy, Hudspeth, Irving, Mackelcan, Moss, Murray, Osler, Shepley.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

In the case of F. B. Denton, recommending that his examination be allowed and that he be called to the Bar.

In the case of H. S. W. Livingston, recommending that his examination be allowed and that he be allowed to present himself for call to the Bar next Term, on showing that he has given due notice.

In the case of A. G. Farrell, recommending that his examination be allowed and that he be allowed to present himself for call to the Bar next Term, on showing that he has given due notice.

In the case of C. E. Lyons, referred yesterday, recommending that on the new facts his Second Intermediate Examination be allowed as of this present Term.

The Report was ordered for immediate consideration and adopted.

Also a Special Report upon the case of Malcolm Mackenzie, reporting that he had attended before the Committee and explained the circumstances of his previous non-attendance, and recommending that he be admitted as a Student-at-Law of the Graduate Class as of the present Term.

Ordered for immediate consideration, adopted, and ordered accordingly.

Mr. Moss presented the Report of the Special Committee on Honours and Scholarships.

Finding that Messrs. C. E. Burkholder, W. H. Hunter, P. H. Bartlett, H. W. Lawlor, W. J. Hatton, and D. Hooey passed their Second Intermediate Examination with honours, and that Mr. Burkholder is entitled to a scholarship of one hundred dollars, Mr. Hunter to a scholarship of sixty dollars, and Mr. Bartlett to a scholarship of forty dollars; that Mr. William Johnston passed the First Intermediate Examination with honours, and that he is entitled to a scholarship of one hundred dollars.

The Report was ordered for immediate consideration and adopted.

Ordered, that the honours and scholarships recommended be awarded.

Pursuant to the order of the day, the Report of the Library Improvement Committee was read.

Ordered, that the remaining long stacks suggested under item two in the plan of the Committee, be authorised, and that the Committee be authorised to cause

the shelving and partitions between the southern alcoves to be carefully removed, and that action on the remainder of the Report be deferred.

Ordered, that the orders for to-day for the second reading of rules do stand to the next meeting of Convocation.

*Saturday, 24th November.*

Convocation met.

Present—The Treasurer and Sir Adam Wilson, and Messrs. Bruce, Cameron, Ferguson, Hoskin, Irving, Mackelcan, McCarthy, Morris, Moss, Purdom, Robinson, Shepley, Smith.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee, recommending that W. H. Stafford, A. B. Thompson and F. H. Kilbourn receive Certificates of Fitness, and that the examination of C. A. Ghent be allowed, notwithstanding that it was passed within nine months of his Second Intermediate, and that he do receive a Certificate of Fitness.

The Report was taken into consideration, adopted, and ordered accordingly

Mr. Hoskin from the Discipline Committee reported on the case of E. Banane that a *prima facie* case has not been shown for enquiry.

Also in the complaint of T. A. Gorham against a solicitor, that a *prima facie* case has been shown for enquiry and investigation.

The Report was adopted.

Ordered, that the complaint of T. A. Gorham against a solicitor be referred to the Committee on Discipline for enquiry and investigation.

Mr. Irving presented the Report of the Committee appointed under the resolution of last Easter Term (June 9th, 1888), to consider the re-arrangement of the conduct of the business by the officers of the Society, in the following words:—

The Committee find that the office of the Secretary on the ground floor (in the east wing) is available for the transaction of the Society's office business, and recommend that all the work hitherto done by the Secretary and Sub-Treasurer in respect of his said office shall be discharged therein, and that the Student's Lending Library, comprising the books borrowed for reading at home, as well as the books borrowed for reading in Osgoode Hall, shall be placed there.

That the hours during which the Secretary's office shall be kept open shall be from 9 a.m. to 4 p.m., except on Saturdays, when it shall be open from 9 a.m. to 3 p.m.

To further carry out the suggestions of the resolution of 9th June, 1888, the Secretary shall receive all moneys in his office, and he shall be expected to be in attendance there, personally, from 10 a.m. to 11 a.m., daily.

The Secretary shall place one of his assistants in charge of the office to perform secretarial work by this report required to be done there. The office hours of the assistant in charge to be limited to the time while it is open.

The Secretary shall direct the other assistant to remain in the Library during the hours the same is open, to assist there and discharge all duties connected therewith, and both assistants shall discharge such other duties as the Secretary may at any time assign to either of them.

The Report was ordered for immediate consideration.

Mr. Irving moved the adoption of the Report. Read clause by clause and adopted

A letter from R. S. David, complaining of the non-payment of an account by a firm of solicitors, was read.

Ordered that the Secretary do inform Mr. David that the matter of his complaint is not within the jurisdiction of the Society.

Mr. McCarthy presented the Report of the Reporting Committee as follows :—

(1). The late Chairman of the Committee, Mr. Maclennan, acting upon the communication of the publishers submitted herewith, gave directions for the immediate increase of 200 in the number of copies of Reports printed, making the total number 1,700.

Your Committee recommend this increase, and that a further increase of 50, making the total number 1,750, be made, to commence at the conclusion of each current volume.

Your Committee submit herewith the Report of the Editor upon the state of the work of reporting.

Your Committee is unable to report any improvement in the work of reporting in the Court of Appeal.

Your Committee is of opinion that the remedy for the unsatisfactory condition of affairs referred to, regard being had to the circumstances of the case, is to be found in the employment of an assistant reporter for the Court of Appeal, at such salary and with such duties as Convocation may determine and appoint, such modification being made in the salary of the present reporter as to Convocation may seem meet.

Ordered for consideration at next meeting of Convocation.

*Friday, 30th November.*

Convocation met.

Present—The Treasurer and Messrs. Beaty, Cameron, Ferguson, Foy, Fraser, Hoskin, Irving, Kerr, Mackelcan, Martin, McCarthy, Meredith, Morris, Moss, Murray, Shepley, Smith.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Committee.

In the case of W. S. Turnbull, recommending that on his producing a release by Mr. C. A. Durand of his unexpired term of service, his service be allowed and he do receive a Certificate of Fitness.

In the case of W. J. McDonald, recommending that he be entered as a student in the graduate class as of Trinity Term last, and that his admission as a student of the junior class be cancelled, and that thereafter his standing be reckoned as a student in the graduate class from the first day of Trinity Term last.

In the case of W. E. Thompson, recommending that he be required to place himself under articles for two months and three days, and that his examination stand for favorable consideration on his proving service.

The Report was ordered for immediate consideration, adopted and ordered accordingly.

A letter was read from H. R. Hardy, asking for an appropriation for the *Ontario Legal Chart*.

Ordered, that an appropriation of one hundred dollars be made in respect of the *Legal Chart* to Mr. Hardy, for next year, on condition of his supplying the Society with twenty copies free, and that the Secretary be directed to distribute one to each County Library.

Mr. McCarthy presented the Report of the Committee on Reporting, as follows :—

(1). That they have considered the question as to the salary of the Assistant Reporter of the Court of Appeal, and the duties respectively of the Reporter and Assistant Reporter upon the appointment of the latter.

(2). The Reporter should be required to complete the work of reporting the cases in which judgment has already been given, the Assistant Reporter giving such assistance as, under the circumstances, he can reasonably do.

(3). The Assistant Reporter should be responsible for the work of Reporting the cases now standing for judgment, and the cases to be argued after his appointment. The Reporter to aid and advise the assistant in his work.

(4). That the reporter's salary shall be, from the first of January next, one thousand dollars per annum.

(5). That the salary of the Assistant Reporter shall be one thousand dollars per annum.

(6). That in future the Editor is not to certify that any Reporter's work has been satisfactorily performed, so as to entitle the Reporter to the payment of his salary, unless the reports are issued with such expedition as the Committee may from time to time determine upon and designate to the Editor.

The Report was ordered for immediate consideration, read clause by clause, and adopted.

On the order of the day for the election of a Bencher in the place of Mr. Justice MacLennan, Mr. Nicol Kingsmill was elected a Bencher.

Mr. Martin, from the County Libraries Aid Committee, presented the following Report :—

(1). The Perth Law Association—

This association has made an application for an initiatory grant and furnished due evidence of incorporation, and a copy of its declaration and by-laws and proof of the condition of its funds, and that it has acquired a suitable room for the purposes of the association, all in accordance with the rules respecting County Libraries.

Two hundred and seventy dollars have been contributed in money actually paid in, and there are twenty-three resident practitioners in the county.

Your Committee recommend that the association be paid four hundred and sixty dollars for the initiatory or first grant, such amount being less than double the amount of contributions in money and equal to twenty dollars for each practitioner, that being the full amount payable under the Rules (Section xii., clause 1, page 145).

(2). The Carleton Law Association—

This association has applied for the grant of the Reports commencing vol. 1, Ontario Reports, vol. 1, Appeal Reports, and 1, Practice Reports. It appears that under rule 16, sub-sec. 9, the association are entitled to these Reports, and therefore the Committee recommend that the application be granted.

(3). The Bruce Law Association—

This association has applied for a special grant of one hundred and eight dollars (under rule 15, sec. 22) for the purpose of purchasing the English Law Reports, which are greatly needed.

The association has also asked for the payment of the arrears of annual grants which have been withheld until the Inspector's report on the Library should have been received. The Inspector reports in favour of making the advance, and that the condition of the library has greatly improved since the making of his report.

The Secretary of the association certifies that all subscriptions in arrears and those for the present year have been paid.

Your Committee recommend that a special grant of one hundred and eight dollars be made re-payable (without interest) out of the next annual grant, security having been given to the satisfaction of Convocation for the due expenditure of the grant, and also that the arrears of the annual grants be paid as soon as the amount of these arrears are established to the satisfaction of your Committee and reported to the Finance Committee.

Ordered for immediate consideration, read clause by clause, and adopted, and ordered that it be referred to the Finance Committee to approve of the security to be given by the Bruce Law Association under the Report.

Mr. Meredith having moved the second reading of the rule as to candidates for honours,

Ordered, that "Whenever a candidate for honours in the intermediate examinations is both a Student-at-Law and an Articled Clerk the first day of the Term on which he was admitted on the Books of the Society, and not the date of his articles, shall be the time from which the commencement of his year's or course of study shall be reckoned for the purpose of the examination for honours.

The rule was read a second and third time and adopted.

Mr. Martin having moved the second reading of Mr. Osler's rule as to reporting in the Court of Appeal, it was ordered as follows:—

That "notwithstanding anything in section xiv. contained, there shall be, during the incumbency of the present Reporter of the Court of Appeal, an Assistant Reporter for the said Court.

"The salary of the present reporter for the Court of Appeal shall be one thousand dollars per annum; the salary of the Assistant Reporter for the Court of Appeal shall be one thousand dollars per annum."

Ordered, that a call of the Bench be made for the election of an assistant reporter for the Court of Appeal, pursuant to the above rule, on Saturday, the 8th day of December, and that the usual steps be taken.

*Saturday, December 8th.*

Convocation met.

Present—Sir Adam Wilson, and Messrs. Beaty, S. H. Blake, Bruce, Cameron, Ferguson, Foy, Hoskin, Irving, Lash, McCarthy, Martin, Meredith, Morris, Moss, Murray, Shepley, Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The complaint of Mrs. Jane Messett against certain solicitors, was referred to the Discipline Committee, to report whether a *prima facie* case has been shown.

The Secretary read the letter of the Solicitor of the Law Society on the subject of G. M. Gardner.

The letter was referred to the Finance Committee.

The letters of the Solicitor in reference to certain solicitors were referred to the Finance Committee for report.

Mr. McCarthy, on behalf of the Reporting Committee, reported the list of applicants for the position of Assistant Reporter to the Court of Appeal, for the appointment of which a call of the Bench had been made for this day.

The Report was received and adopted.

Convocation then proceeded to the consideration of the applications, and Mr. Richard Scougall Cassels was appointed Assistant Reporter.

Ordered, that Mr. Kingsmill be placed on the Special Legal Education Committee in place of Mr. Justice MacLennan.

#### HALF-YEARLY MEETING.

*December 26th.*

Convocation met.

Present—The Treasurer and Messrs. Bell, Bruce, Ferguson, Foy, Irving, Kerr, Lash, McCarthy, McMichael, Martin, Moss, Murray, Osler, Shepley.

The minutes of last meeting were read and approved.

Mr. Murray, from the Finance Committee, presented a Report referring to the complaints against certain persons.

The Report was ordered for immediate consideration, and was considered paragraph by paragraph.

In the case of G. M. Gardner, the Report was adopted, and an order made accordingly.

The Secretary was ordered to intimate to the Solicitor the circumstances of other recent cases within the knowledge of the Benchers for action in the same connection.

In other cases, the Report was referred back to the Finance Committee for further report.

In the case of J. A. Donovan, the paragraph of the Report was adopted, and the Solicitor ordered to take proceedings.

Mr. Osler, from the Reporting Committee, presented a Report as follows :—

They have further considered the question of the respective duties of the Reporter and the Assistant Reporter, and they advise,

That the Reporter whose duty it is to report any judgment should be charged with the preservation of the manuscript, and he should be entitled to any fees payable for copies thereof.

The Report was ordered for immediate consideration, adopted and an order made accordingly.

Mr. Irving presented the Report of the Library Committee, which, as amended by Convocation, reads as follows :—

It having been suggested to members of the Committee that it is desirable that Convocation reconsider sub-section 9 of rule 13, at page 42 of the book of the Rules of the Society, which sets forth the circumstances under which books may be carried out of the Library,

The Committee beg leave to submit to the consideration of Convocation the following propositions, which they believe would not create any inconvenience should Convocation be disposed to favor any change.

(1). Text-books of which duplicates are in the Library, at least one copy of the latest edition being always retained in the Library.

(2). Legal periodicals named in the schedule to the Report may be taken out over night, to be returned at the next morning's opening of the Library.

Books relating to literature other than legal literature may be taken for a week, this definition not to include books of reference, dictionaries and encyclopædias.

If the above concessions are approved, the Committee advise that the books may be

available to Barristers and Solicitors only upon application to the Librarian, whose duty it shall be to issue them on such application, if the applicant shall not have disregarded these rules, previously taking a receipt, on which shall be recorded the time of the return of the book and its condition.

The Report was received, ordered for immediate consideration, amended and adopted.

Mr. Irving moved for leave to introduce a rule based on the Report.

Ordered accordingly.

The rule was read a first time, and was ordered to be read a second time at next meeting of Convocation.

Mr. Martin, from the Special Committee on the subject of Legal Education presented their Report as follows :—

#### SPECIAL LEGAL EDUCATION COMMITTEE.

OSGOODE HALL, 14th December, 1888.

*To the Benchers of the Law Society.*

1. The Special Committee on Legal Education appointed by resolution of Convocation, dated 14th April, 1888, have carefully considered all the matters referred to them, and beg to report thereon as follows :

2. It is not desirable to enter into any arrangement with any University for the joint education of Students, nor to shorten in any way the period of study or service of Students.

3. It is expedient to continue and re-organize the Law School, and to appoint a President who shall have supervision and general direction of the School.

4. An improved system of legal education for Students-at-Law and Articled Clerks should be provided by the delivery of lectures and otherwise at Toronto.

5. The question of the delivery of lectures in other places than Toronto should be deferred till after experience of the working of the School.

6. The attendance of Students at the lectures and other methods of instruction to be adopted should be compulsory, but the committee did not arrive at any conclusion as to the period of such attendance in the respective cases of Students serving in Toronto and of those serving elsewhere.

7. No person should be called to the Bar unless he shall have served under articles or shall have actually and *bona fide* attended in a Barrister's office for a term of three years if a graduate, and of five years in other cases, except in special cases provided for by any Statute.

8. The present Primary Examinations for Students and Clerks by this Society should be abolished, and in lieu thereof each person applying for admission who shall present a certificate of having passed within four years of his application an examination in the subjects approved of by the Society in any University in this Province, shall be admitted upon the books.

9. The Intermediate and Final Examinations of the Law Society should be held twice during each year instead of four times as at present, namely, during May and November in each year.

10. The Committee, in accordance with the instructions of Convocation, requested the presence of a representative of each County Law Association at its meetings. They have had the assistance of delegates from some of the Law Associations who attended several of the meetings, and the Committee received from other Associations resolutions or other written communications expressive of their views. The minutes of all the meetings held by the Committee, together with the resolutions and other written communications received from the County Law Associations, are herewith submitted for the consideration of Convocation.

11. Appended hereto are certain suggestions for defining the qualifications and duties of the President and staff of the Law School, and also in regard to other matters affecting the School.

All of which is respectfully submitted,

(Signed), EDWARD MARTIN.

*Chairman.*

SUGGESTIONS.

(a) It is suggested that the President of the Law School should be a Barrister of not less than ten years standing, he should be paid a salary of \$ \_\_\_\_\_ per annum, and should devote the whole of his time to the duties of his office, including the preparation and delivery of lectures, superintending classes, and preparing questions for the classes.

(See Memo of Lectures and Law Classes for 1888-9  
Weekly Notes of 13th October, 1888, p. 451.)

(b) There should be two Lecturers who should be paid salaries of \$ \_\_\_\_\_ for each term.

(c) The subjects of instruction to include the books required for Examination for Call and Admission, with such books on Civil Law, Constitutional Law and History, and International Law, as the Law Society shall from time to time determine.

(d) The first duty of the President should be to prepare and submit to Convocation for their approval a plan in detail for the practical work of the School, delivery of lectures, holding of Moot Court, and other means of instruction. After this plan has been approved of the standing Legal Education Committee should be charged with all matters of administration in connection with the scheme, and the President should, from time to time, receive such directions from the Committee as occasion might require.

(e) The School Term should open on \_\_\_\_\_ October and close on \_\_\_\_\_ June of each year with a vacation of \_\_\_\_\_ weeks at Christmas, and except during vacation senior and junior classes should be held on at least two days in each week and lectures delivered to such classes on at least two days in each week; the lectures should occupy at least one hour, and the classes the same time, lectures and classes to be held at such hours as should be approved by convocation or the standing Legal Education Committee. At the close of the term an examination should be held by the President or Lecturers, subject to such regulations as the Legal Education Committee may make in regard to students taking intermediate or final examinations in May.

(f) Every student attending the Law School should pay \$10, in advance for the term, and the school should be open to every student and articulated clerk. The course of study should be three years for graduates, and the same for ordinary students. Every student should attend \_\_\_\_\_ per cent. of the lectures and classes; special provision to be made for the students now on the books, and also students preparing for Intermediate and Final Examinations. Lectures and classes should include the books required to be read for the Intermediate and Final Examinations.

(g) The Intermediate Examinations should be fixed at dates to be approved of by the standing committee.

(h) Neither the President nor any Lecturer should act as Examiner for any Intermediate or Final Examination.

(i) Arrangements should be made for the publication (fortnightly between October and June) of the Examination questions and a short resumé of the Lectures delivered during the preceding fortnight.

MEMORANDUM.

From Examination of the Books of the Society, and returns obtained by the Secretary during the present month, it appears that there are about 580 Students on the Books of the Society; of these 150 are Graduates.

The number of Students residing in the different cities and towns, are as follows:—

|   |     |                       |     |
|---|-----|-----------------------|-----|
| Toronto .....                               | 214 | Brought forward ..... | 360 |
| London (including County of Middlesex)..... | 45  | Guelph .....          | 7   |
| Hamilton (including County of Wentworth)..  | 30  | Cobourg .....         | 6   |
| Belleville .....                            | 25  | Brantford .....       | 5   |
| Ottawa .....                                | 27  | Peterborough .....    | 4   |
| Barrie .....                                | 12  | Brockville .....      | 9   |
| Kingston ..                                 | 7   | St. Thomas .....      | 10  |
|   |     | Lindsay .....         | 4   |
| Carried forward.....                        | 360 | Total.....            | 405 |

The remainder are scattered throughout the Province.

The report was read and ordered for immediate consideration.

Mr. Martin moved the adoption of the report.

1. *Ordered* that it be considered paragraph by paragraph.

2. *Ordered*, that the consideration of the first clause of the second paragraph be postponed.

2, (a) *Ordered*, that the consideration of the second clause of the second paragraph be postponed.

3. *Ordered*, that the third paragraph be amended so as to read as follows:—It is expedient to continue and re-organize the Law School; and to appoint a Principal, who shall, in addition to the duty of lecturing and the discharge of such other duties as may be assigned to him, have supervision and general direction of the School.

The fourth paragraph was struck out.

The fifth paragraph was carried.

6. The attendance at the lectures and other methods of instruction shall be compulsory, as follows:—Students under service or in attendance in Toronto during the last two years of their course, and more, shall be required to take three courses—all other Students shall be required to take two courses.

7. The seventh paragraph was carried.

8. The present Primary Examinations for both Students and Articled Clerks in the Junior Class shall be abolished, and in lieu thereof, Students and Clerks shall be admitted under section 4, sub-section 7 of the rules.

8. (a) Personal attendance of any applicant for admission as a Student or Clerk, shall be dispensed with.

9. The Intermediate Examinations shall take place at the close of the school course for the first and second terms of the course. The examination on the work of the third term of the course shall be taken as part of the examination for Call to the Bar and admission as Solicitors.

10. The Principal of the Law School shall be a Barrister who has been called not less than ten years. His salary shall be \$3,500 a year, and he should devote the bulk of his time to the duties of his office, including the supervision and general direction of the School.

11. There shall be two Lecturers who shall be paid salaries of \$800 for each year.

12. There shall be two Examiners who shall be paid salaries of \$500 for each year.

13. The Student's fee shall be \$10 in advance for each term.

*Ordered*, that the Resolutions of this day on the subject of the Law School be printed and distributed; and that they be made the first order of the day for the next meeting of Convocation, when each clause shall be open for reconsideration.

*Ordered*, that Convocation, when it is adjourned, stands adjourned to Friday 4th January, 1889.

The petition of J. W. Coe was read, and the draft affidavit of G. E. Watterworth not having been sworn, was ordered to stand over.

Convocation adjourned.

J. K. KERR, *Chairman Committee on Journals.*

LAW SOCIETY OF UPPER CANADA.

The following is a *résumé* of the proceedings of Convocation on the 4th day of January and during Hilary Term, 1889.

Friday, 4th January.

Convocation met.

*Present*—Sir Alexander Campbell, and Messrs. Beaty, Cameron, Ferguson, Foy, Guthrie, Hardy, Irving, Kerr, Kingsmill, Lash, Mowat, Martin, Mackelcan, Meredith, Moss, Murray, Shepley, Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

The Secretary read the letter of the Treasurer *re* Mr. J. G. Currie, and informed Convocation that Mr. Currie's application for re-instatement on the Roll of Solicitors was enlarged until 8th inst., to give the Society an opportunity of appearing on the motion.

Mr. Currie's petition for re-instatement and affidavits in support of it, were laid on the table.

Ordered, that the matter be referred to the Discipline Committee, with power to act as they deem proper.

Mr. Martin then brought up the consideration of the resolutions for the establishment of the Law School, specially appointed as the first order of the day.

Mr. Martin moved the adoption of paragraph 2 as a whole.

Mr. Meredith, seconded by Mr. Beaty, moved in substitution :

“ That it is not expedient at present to express an opinion as to the desirability of entering into arrangements with any University for the joint education of students.”

*Yeas*—Messrs. Moss, Meredith, Beaty, Lash, Smith, Kingsmill, Hardy, Kerr.—8.

*Nays*—Messrs. Martin, Shepley, Murray, Ferguson, Foy, Mackelcan, Sir A. Campbell.—7.

The amendment of Mr. Meredith carried.

Mr. Martin moved, seconded by Mr. Shepley, the adoption of the 3rd paragraph as amended. *Carried.*

Mr. Martin moved the adoption of the 5th paragraph. *Carried.*

Mr. Martin, duly seconded, moved the adoption of the 6th paragraph as amended.

Mr. Meredith moved, seconded by Mr. Hardy :

“ That the 6th paragraph of the report be amended by striking out all the words after the word ‘ courses ’ in the third line, and substituting the following : ‘ All other students shall not be required, but shall be permitted, if they so desire, to attend the lectures and other methods of instruction. ’ ” *Lost.*

*Yeas*—Messrs. Meredith, Hardy, Mackelcan, Guthrie.—4.

*Nays*—Messrs. Moss, Martin, Shepley, Murray, Ferguson, Beaty, Lash, Smith, Kingsmill, Foy, Kerr, Sir A. Campbell.—12.

Mr. Hardy moved, seconded by Mr. Lash :

“That the words ‘two courses’ in the last line of the 6th paragraph, as it appears in its amended form, be struck out, and the words ‘one course’ be substituted therefor.”

*Yeas*—Messrs. Meredith, Beaty, Lash, Hardy, Mackelcan, Guthrie.—6.

*Nays*—Messrs. Moss, Martin, Shepley, Murray, Ferguson, Smith, Kingsmill, Foy, Kerr, Sir A. Campbell.—10.

Mr. Martin then moved the adoption of the 6th paragraph, as follows :

The attendance at the lectures and other methods of instruction shall be compulsory, as follows :

“Students under service or in attendance in Toronto during the last two years of their course and more shall be required to take three courses. All other students shall be required to take two courses.”

The 6th paragraph in this form was carried.

The 7th paragraph was carried, Mr. Meredith voting against it.

The 8th paragraph was carried.

The 8th *a* paragraph was carried.

The 9th paragraph was carried.

The further consideration of the Report and Resolutions *re* the Law School was adjourned until the first Wednesday in Hilary Term (6th February, 1889), and a call of the Bench ordered for that day.

Ordered, that the Secretary do cause to be printed the proceedings of to-day, and do distribute the same to the Benchers.

The Rule relating to the loaning of books from the Library, which was read a first time on 26th December, was read a second and third time, was adopted and is as follows :—

#### RULE.

1. Text books of which duplicates are in the Library, at least one copy of the latest edition being always retained there.

2. Legal periodicals as follows :—*Albany Law Journal*, *American Law Register*, *American Law Review*, *Bookseller (The English)*, *Canada Health Journal*, *Central Law Journal*, *Criminal Law Magazine*, *Gibson's Law Notes*, *Irish Law Times*, *Journal of Jurisprudence*, *Law Journal* (English paper, not Law Journal Reports), *Law Magazine and Review*, *Library Journal*, *Law Times* (English paper, not Law Time Reports), *Legal News*, *Lower Canada Jurist* (not Reports), *Law Quarterly Review* (Pollock), *Literary News*, *Solicitor's Journal*, may be taken over night, to be returned at the next morning's opening of the Library.

Books relating to literature other than legal literature, may be taken for a week, this definition not to include Books of Reference, Dictionaries and Encyclopædias.

The above named books are available to Barristers and Solicitors who are members of the Law Society only, upon application to the Librarian, whose duty it shall be to issue them on such application, if the applicant shall not have disregarded these rules previously, taking a receipt on which shall be recorded the time of the return of the book and its condition.

Convocation adjourned.

---

#### HILARY TERM, 1889.

During the above Term the following gentlemen were called to the Bar, viz. :  
*February 4th.*—Michael Herman Ludwig, with honors and gold medal ;

Malcolm Wright, William Charles Fitzgerald, John Frederick Gregory, William Samuel Bagsley Hall, James Robinson, Joseph Tweedale Kirkland, William McBeth Sutherland, Arnold Morphy, William Ernest Hastings, William Heber Campbell, Donald Livingston Sinclair, Charles Alexander Ghent, Colin McIntosh, William Edgett Tisdale, Frank William Carey, Franklin Smoke, Alexander Gray Farrell, Heber Stuart Warner Livingston, Samuel W—— McKeown.

*February 5th.*—John Wesley Ryerson, John B—— McColl, Archibald Weir.

*February 9th.*—Christopher Robinson Boulton, David Stevenson Wallbridge.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz.:

*February 4th.*—A. Morphy, W. E. Tisdale, W. E. Fitzgerald, J. F. Gregory, F. B. Denton, A. Saunders, R. Ruddy, F. Rohleder, J. B. McColl, D. S. Wallbridge.

*February 5th.*—F. Smoke, J. W. Coe, C. McIntosh, A. F. Lobb.

*February 9th.*—E. H. Jackes.

The following candidates passed the Second Intermediate Examination, viz.:

A. W. Anglin, with honors, 1st scholarship; J. B. Holden, with honors, 2nd scholarship; J. H. Denton, with honors, 3rd scholarship; R. E. Gemmill, J. F. Orde, with honors; and M. Murdoch, A. Constantineau, A. J. Armstrong, F. J. Roche, W. J. Williams, H. Armstrong, W. L. E. Marsh, J. Agnew, J. J. O'Meara, F. L. Webb, A. E. Slater, D. W. Baxter, C. Stiles, H. Macdonald, E. S. B. Cronyn, W. Carnew, R. S. Chappell, R. Barrie, J. R. Layton, J. A. Webster, E. G. P. Pickup, A. C. Sutton, A. F. Wilson, R. A. Widdowson, I. Greenizen, A. M. Macdonell, J. A. Ritchie, T. W. Horn, N. Mills, H. P. Thomas, A. Elliot, P. K. Halpin, J. F. Hare, J. Knowles, A. Purdom.

The following candidates passed the First Intermediate Examination, viz.:

W. G. Owens, with honors, 1st scholarship; N. Simpson with honors, 2nd scholarship; R. McKay and J. J. Warren, with honors, and one-half of 3rd scholarship to each; W. Campbell, N. B. Gash and C. P. Blair, with honors; R. Parker, O. Watson, W. Davis, A. B. Armstrong, F. R. Martin, L. A. Smith, K. H. Cameron, A. A. Smith, J. McBride, A. R. Walker, J. G. Farmer, S. A. C. Greene, P. E. Ritchie, A. S. Burnham, R. H. McConnell, P. A. Malcomson, S. F. Evans, C. B. Rae, R. A. Hunt, A. A. Roberts, W. C. McCarthy, F. W. Wilson, J. McEwen, F. C. Cousins, J. H. D. Hulme, C. J. Lucy, T. B. P. Stewart, W. H. Williams.

The following candidates were entered on the books as Students-at-Law and Articled Clerks, viz.:

*Graduates.*—William Henry Doel, Cyril Haughton McGee.

*Matriculants.*—George Augustus Harcourt, Frederick Davy Diamond, John Daly Hamilton, David Plewes.

*Juniors.*—James Clayton Haight, John Ewart Irving, Willard Leroy Phelps, John Sutherland McKay, George Henry Donogh Lee, Albert Forester McMichael, Charles Francis Ellerby Evans, Robert Bradford, Benjamin Tureaund.

*Articled Clerks.*—George Johnston Ashworth, William Edward Vincent Kelleher.

*Monday, 4th February.*

Convocation met.

*Present*—The Treasurer, and Messrs. Beaty, Ferguson, Fraser, Hoskin, Irving, Kingsmill, Meredith, Moss, Murray, Shepley.

The minutes of last meeting were read and approved.

The Report of the Special Committee as to honors and scholarships in connection with call to the Bar was received and read.

Ordered for immediate consideration and adopted.

Ordered that M. H. Ludwig be called to the Bar with honors and receive a gold medal.

Ordered that the Secretary do give notice that candidates for call to the Bar, who desire to be called, do attend on the first day of Term at 11.45 a.m., punctually.

Ordered that the Reports of the Examiners on the Intermediate Examinations, presented on first day of Term, be deferred to the second day of each Term, and be taken up with the Report on Special Cases on that day.

The Report of the Special Committee on honors and scholarships in connection with the First Intermediate Examination was received and read.

Ordered that Messrs. Owens, Simpson, McKay, Warren, Campbell, Gash and Blair be declared to have passed the First Intermediate Examination with honors.

Ordered that W. G. Owens receive a scholarship of one hundred dollars, N. Simpson a scholarship of sixty dollars, and that R. McKay and J. J. Warren, being equal, do receive a scholarship of forty dollars, to be divided between them.

Mr. Murray presented the Report of the Finance Committee as follows:—

1. They have caused a balance sheet showing the receipts and expenditure for 1888, to be prepared and audited by the Society's auditor.

2. They have also prepared a sheet showing the estimates for the year 1889, and submit the same herewith.

3. Your Committee have had under consideration the question of the salary of Mr. Grasett, the first General Assistant of the Secretary, and your Committee recommend to Convocation that the salary of Mr. Grasett be increased from eight hundred to one thousand dollars per annum, such increase to commence from the first day of July, 1888.

February 4th, 1889.

The report was received and read.

Ordered that it be considered forthwith paragraph by paragraph.

Ordered that the consideration of the first and second paragraphs be deferred till to-morrow.

The third paragraph was adopted.

#### ABSTRACT OF BALANCE SHEET FOR 1888.

##### *Receipts.*

|                                  |             |             |
|----------------------------------|-------------|-------------|
| Certificate and Term Fees .....  | \$22,507 47 |             |
| Less Fees returned.....          | 124 75      |             |
|                                  |             | \$22,382 72 |
| Notice Fees.....                 | \$706 00    |             |
| Less Fees returned .....         | 1 00        |             |
|                                  |             | 705 00      |
| Attorneys' Examination Fees..... | \$7,607 00  |             |
| Less Fees returned .....         | 1,402 50    |             |
|                                  |             | 6,204 50    |

|  |             |                    |
|--|-------------|--------------------|
| Students' Admission Fees .....         | \$8,529 00  |                    |
| Less Fees returned .....               | 839 00      |                    |
|  |             | \$7,690 00         |
| Call Fees .....                        | \$12,659 00 |                    |
| Less Fees returned .....               | 1,623 00    |                    |
|  |             | 11,036 00          |
| Interest and Dividends .....           |             | 3,752 97           |
| SUNDRIES:—                             |             |                    |
| Fees on Petitions, Diplomas, etc. .... |             | 159 00             |
| Fines, Lending Library Account .....   |             | 15 90              |
| Fees, Telephone Office .....           |             | 186 14             |
| Rowell & Co., Reports sold .....       | \$1,001 65  |                    |
| “ “ Digests “ .....                    | 2,462 22    |                    |
|  |             | 3,463 87           |
| Conscience Money .....                 |             | 10 00              |
|  |             | <u>\$55,606 10</u> |

*Expenditure.*

|  |            |             |
|--|------------|-------------|
| REPORTING:—  |            |             |
| Salaries .....   | \$9,021 92 |             |
| Printing—Reports, \$7,906.22; Digest, \$1,484.67 .....   | 9,390 89   |             |
| Disbursement, re Election Reports .....  | 50 00      |             |
| Notes for Law Journal .....  | 298 08     |             |
|  |            | \$18,760 89 |
| EXAMINATIONS:—   |            |             |
| Salaries .....   | \$3,200 00 |             |
| Scholarships, \$1,400; Special Examination re same, \$37.30 .....                                | 1,437 30   |             |
| Printing and Stationery .....  | 277 80     |             |
| Examiners for Matriculation .....  | 324 00     |             |
| Law Journal Account .....  | 100 00     |             |
|  |            | 5,339 10    |
| LIBRARY:—  |            |             |
| Books, Binding, and Repairs at Osgoode Hall Library .....  |            | 3,308 22    |
| County Libraries Aid .....   |            | 4,276 00    |
| GENERAL EXPENSES:—   |            |             |
| Salaries—  |            |             |
| Secretary and Librarian .....  | \$2,000 00 |             |
| Assistants .....   | 1,400 00   |             |
| Housekeeper .....  | 525 00     |             |
|  |            | 3,925 00    |
| Lighting, Heating, Water, and Insurance—   |            |             |
| Gas .....  | \$311 85   |             |
| Water .....  | 128 14     |             |
| Insurance (for three years) .....  | 990 00     |             |
| Ontario Government, for Steam Heating .....  | 850 00     |             |
| Fuel .....   | 255 13     |             |
| Repairs to Apparatus .....   | 63 38      |             |
|  |            | 2,598 50    |
| Grounds—   |            |             |
| Gardener .....   | \$317 73   |             |
| Labor .....  | 360 00     |             |
| Snow Clearing .....  | 35 35      |             |
|  |            | 713 08      |
| SUNDRIES:—   |            |             |
| Postage .....  | \$ 88 20   |             |
| Advertising .....  | 30 00      |             |
| Stationery, Printing, etc .....  | 428 71     |             |
| Law Costs .....  | 607 22     |             |
| Furniture, Ordinary, \$1,288.61; Book Cases, for re-<br>arrangement of Library, \$1,405.60 ..... | 2,694 21   |             |
| Portraits: Galt, C. J.; Armour, C. J. ....   | 800 00     |             |
| Roberts, renovating, \$14.00, and moving pictures,<br>\$10.75 .....                              | 24 75      |             |
| Guarantee Co. ....   | 20 00      |             |

|  |             |
|--|-------------|
| Auditor.....   | \$100 00    |
| Term Lunches (83 Meetings).....  | 892 32      |
| Ice.....   | 17 50       |
| Telephone Office, \$602; additional grant, Miss Carreron, \$72 .....       | 674 00      |
| Stenographers, for Discipline Committee.....                               | 32 00       |
| Repairs, \$172.37; Tenant (Carpenter) \$68.59; Door Springs, \$28.95 ..... | 269 91      |
| Legal Charts, \$100; Printing Resumé, \$42; Ontario Directory, \$5 .....   | 147 00      |
| Expenses, Grasett, <i>vs</i> Solicitors in default .....                   | 124 20      |
| Attending to Clocks .....  | 10 00       |
| Keys, Locks, and Paper, for Lavatory, \$48.50; Soap for same \$17.35 ..... | 65 85       |
| Brooms and Soap for house cleaning .....                                   | 22 70       |
| Dusting Books, \$25.65; Oiling floor, \$8.00.....                          | 33 65       |
| Petty Charges.....   | 60 42       |
|  | \$7,142 64  |
| Balance.....   | \$46,063 43 |
|  | 9,542 67    |
|  | \$55,606 10 |

Audited and found correct.

HENRY WM. EDDIS, *Auditor*.

TORONTO, 29th January, 1889.

### ESTIMATES FOR 1889.

#### *Receipts.*

|  |             |
|--|-------------|
| Certificate and Term Fees .....          | \$22,300 00 |
| Notice Fees.....                         | 625 00      |
| Attorneys' Examination Fees.....         | 6,000 00    |
| Students' Admission Fees .....           | 6,500 00    |
| Call Fees .....                          | 8,500 00    |
| Interest and Dividends .....             | 3,750 00    |
| SUNDRIES:—                               |             |
| Petitions and Diplomas .....             | 150 00      |
| Fines on Books not Returned on Time..... | 15 00       |
| Reports Sold .....                       | 350 00      |
| Digests Sold .....                       | 100 00      |
| Telephone Receipts .....                 | 200 00      |
|  | \$48,490 00 |

#### *Expenditure.*

|   |            |
|---|------------|
| REPORTING:—   |            |
| Salaries .....  | \$9,700 00 |
| Printing .....  | 5,600 00   |
| Notes for Law Journal.....  | 300 00     |
|   | 15,600 00  |
| EXAMINATIONS:—  |            |
| Salaries .....  | \$3,200 00 |
| Scholarships .....  | 1,600 00   |
| Printing and Stationery .....   | 275 00     |
| “           “           for Examination in connection with Law School ..... | 300 00     |
| Prizes .....  | 50 00      |
| Examiners for Matriculation .....   | 350 00     |
| Law Journal Account, Advertising .....                                      | 100 00     |
| Medals .....  | 150 00     |
|   | 6,025 00   |

## LIBRARIES :—

|  |            |            |
|--|------------|------------|
| Osgoode Hall, Books, Binding, and Repairs .....  | \$3,500 00 |            |
| Book Cases in connection with Improvements ..... | 900 00     |            |
| County Libraries Aid .....                       | 2,400 00   |            |
| Inspector of County Libraries .....              | 100 00     |            |
|  |            | \$6,900 00 |

## GENERAL EXPENSES :—

## Salaries—

|  |            |          |
|--|------------|----------|
| Secretary and Librarian .....            | \$2,000 00 |          |
| Assistants .....                         | 1,600 00   |          |
| Arrears, Grasett's increase, \$100 ..... | 100 00     |          |
| Housekeeper .....                        | 525 00     |          |
|  |            | 4,225 00 |

## Lighting, Heating, Water, and Insurance—

|  |          |          |
|--|----------|----------|
| Gas .....                                    | \$300 00 |          |
| Water .....                                  | 100 00   |          |
| Insurance on Stock of Reports .....          | 90 00    |          |
| Payment to Government for Steam Heating..... | 850 00   |          |
| Fuel .....                                   | 250 00   |          |
| Repairs to Apparatus .....                   | 50 00    |          |
|  |          | 1,640 00 |

## Grounds—

|  |          |        |
|--|----------|--------|
| Gardener, Contract, \$260 ; Flowers, \$40..... | \$300 00 |        |
| Labor, P. O'Brien .....                        | 360 00   |        |
| Snow Clearing .....                            | 40 00    |        |
|  |          | 700 00 |

## REPAIRS AND FURNITURE :—

|  |          |        |
|--|----------|--------|
| Repairs .....                              | \$250 00 |        |
| Furniture .....                            | 100 00   |        |
| Picture Frames, Galt C.J., Armour C.J..... | 178 00   |        |
|  |          | 528 00 |

## STATIONERY, ADVERTISING, &amp;C. :—

|   |          |  |
|---|----------|--|
| Postages .....                                | \$ 90 00 |  |
| Advertising .....                             | 40 00    |  |
| Stationery and Printing, General Account..... | 100 00   |  |

|   |        |        |
|---|--------|--------|
| Resumé .....                                | 40 00  |        |
| Copies for distribution .....               | 15 00  |        |
| Stenographer for Discipline Committee ..... | 40 00  |        |
| Legal Chart.....                            | 100 00 |        |
| Directory.....                              | 5 00   |        |
|   |        | 430 00 |

|  |            |  |
|--|------------|--|
| Law Costs .....                                | \$1,250 00 |  |
| Guarantee Co., half premium .....              | 20 00      |  |
| Auditor .....                                  | 100 00     |  |
| Term and Committee Lunches.....                | 900 00     |  |
| Ice .....                                      | 20 00      |  |
| Telephone Office .....                         | 650 00     |  |
| 100 keys for Lavatory .....                    | 15 00      |  |
| Soap .....                                     | 15 00      |  |
| Brooms and Soap for Cleaning Building.....     | 20 00      |  |
| Dusting Books, \$25 ; Oiling Floor, \$10 ..... | 35 00      |  |
| Petty Charges .....                            | 50 00      |  |

Estimated Balance..... 3,075 00

9,367 00

\$48,490 00

Mr. Murray presented the Report of the Finance Committee on the subject of proceedings to be taken against certain members of the Society.

The Report was received and read, and consideration ordered to be deferred.

Mr. Murray also presented a Report on the subject of G. M. Gardner's case and the letters of the Solicitor.

Ordered that the Report be referred back to the Finance Committee with instructions to communicate with the Solicitor and to report fully on the whole matter forthwith.

Ordered that in future all matters in which special litigation is suggested be referred to the Discipline Committee for a special report before proceedings are taken.

Ordered that the matters referred to in the Report of the Finance Committee as to proceedings to be taken against certain members, be referred to the Discipline Committee for report.

*Tuesday, 5th February.*

Convocation met.

*Present*—Messrs. Bruce, Hoskin, Irving, Kerr, Kingsmill, Mackelcan, Martin, Meredith, Moss, Murray, Osler, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The letter of 30th January last, addressed by Mr. J. A. Macdonell to Convocation, was considered.

Ordered that it be referred to a Committee composed of Messrs. Hoskin, Irving, Meredith, Moss, Osler, and Robinson, to report to Convocation as to whether there is any rule or usage with reference to a Member of Convocation holding a brief or acting as counsel or solicitor against the Society in proceedings to which it is a party, or in which it is concerned, and to make such recommendations or suggestions with regard to the question as may appear to them to be proper.

Two other letters from Mr. Macdonell, of 4th February, were read, the consideration of which was deferred until the Committee above mentioned have reported.

Ordered that the judgment of the Q. B. Division in the case of Mr. J. B. Hands be appealed and that the Solicitor be instructed to take the necessary steps.

The consideration of the first two paragraphs of the Finance Committee's Report on the Balance Sheet and Estimates was proceeded with and adopted.

Ordered that the Balance Sheets and Estimates be entered upon the journals of Convocation.

*Wednesday, 6th February.*

Convocation met.

*Present*—Messrs. Beaty, Bruce, Ferguson, Foy, Hudspeth, Irving, Kerr, Kingsmill, Martin, Moss, Osler, Purdom, Robinson, Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Convocation proceeded with the consideration of the resolutions relating to the Law School.

Resolutions and expressions of opinion from London, Simcoe, and the Osgoode Legal and Literary Society, were read.

The consideration of the Report of the Special Committee was then proceeded with and the following resolutions adopted :

That the Principal of the Law School shall be a Barrister who has been called not less than ten years, and that his salary shall be not less than \$3,500 a year.—*Carried.*

That there shall be at least two Lecturers who shall each be paid salaries not exceeding \$800 for each year.—*Carried.*

That there shall be two Examiners who shall each be paid salaries not exceeding \$500 for each year.—*Carried.*

That the Student's fee shall be \$20 in advance for each year.

It was then ordered that the further consideration of the Report and the re-organization of the Law School do stand until Friday, 15th February, and that the Secretary do cause to be printed the resolutions relating to the Law School so far as they have been adopted, and that a copy be sent to each member of Convocation with the notices of motion to be made on the further consideration of this matter, as follows :—

NOTICES OF MOTION FOR FRIDAY, 15TH FEBRUARY, 1889.

A.—Mr. Meredith gave notice that he would move :

That where any University of this Province had established a Law Faculty, and provided for a Course of Instruction and Lectures thereat, similar to those adopted at the Law School and to the satisfaction of Convocation, such Law Faculty may be constituted a branch Law School, and it shall be optional with the Students who are required to attend the Law School, to attend the Course of Instruction and Lectures at such branch School, and such University shall be entitled to receive and be paid out of the funds of the Law Society for each Student attending the said course in each and every term during which he attended, the sum of twenty dollars towards defraying the expenses of the University in providing such Course of Instruction and Lectures, the remainder of which shall be borne by the University and such branch Law School may be further aided as Convocation may from time to time determine.

B.—Mr. Meredith gave notice that he would move :

That attendance at the Lectures and other methods of instructions should not be compulsory on Students who are or shall be at the time these resolutions go into effect, under service.

C.—Mr. Moss gave notice that he would move (for discussion only):

That Students should not be required to be under service while attending said School, but that the time they are in attendance should be allowed as part of the three or five years, as the case may be, now required by the Students to be under articles.

D.—Mr. Osler gave notice that he would move, by way of reconsideration :

That the annual fee of twenty dollars to be paid by Students, be reduced to ten dollars for each year, or that when the Student shall have passed his final Examination for Call, the sum of ten dollars in respect of each annual fee of twenty dollars which he shall have paid as fees in attendance at the Law School, shall be credited to him upon his fees then payable.

*Saturday, 9th February.*

Convocation met.

*Present*—Messrs. Hoskin, Irving, McCarthy, McMichael, Meredith, Morris, Murray, Osler, Robinson, Shepley.

Mr. Irving was appointed Chairman in the absence of the Treasurer.

The minutes of last meeting were read and approved.

Mr. Hoskin presented the Report of the Special Committee (appointed on the 6th instant) to consider the position of Members of Convocation in proceedings before the Courts in which the Law Society is a party.

The Report was received, ordered for consideration and adopted.

Mr. Osler, from the Special Committee on Honors and Scholarships in connection with the Second Intermediate Examination, reported as follows:—

That Messrs. Anglin, Holden, Denton, Gemmill, and Orde passed the Second Intermediate Examination with Honors, and that A. W. Anglin is entitled to a Scholarship of one hundred dollars, J. B. Holden to a Scholarship of sixty dollars, and J. H. Denton to a Scholarship of forty dollars.

The Report was adopted and ordered accordingly.

Mr. Hoskin drew attention to a resolution of the County of York Law Association, forwarded by Mr. Barwick, the Secretary of the Association, drawing the attention of Convocation to the application of G. M. Gardner to the Legislature for an Act authorizing his admission as a Solicitor.

Ordered that a Committee consisting of Messrs. Irving and Hoskin be appointed to watch the legislation referred to.

Ordered that the Finance Committee report to Convocation the estimated cost of opening the Library at night, except during the long vacation, from 7.30 p.m. to 10.30 p.m.

The resignation of Mr. Osler as a member of the Legal Education Committee was accepted, and Mr. Osler proposed, with the concurrence of the Chairman, Mr. Moss, Mr. Kingsmill as a member of that Committee in his place.—*Carried.*

The Finance Committee was discharged from reporting upon the subject of G. M. Gardner, which was referred to them by Convocation on the 4th inst.

*Friday, 15th February.*

Convocation met.

*Present*—The Treasurer and Messrs. Beaty, Britton, Bruce, Cameron, Foy, Guthrie, Hoskin, Irving, Kerr, Kingsmill, Mackelcan, Martin, McMichael, Morris, Moss, Murray, Osler, Purdom, Robinson, Shepley, Smith.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

In the case of George G. Martin, recommending that before his Certificate of Fitness be granted, he be required to produce a certificate of the County Judge or Junior Judge of Kent, and of three senior out of five senior members of the profession practising in Chatham, in the terms of Schedule "B," in lieu of the usual certificate from the late Patrick McGregor.

In the case of A. L. Baird, recommending that he be required to place himself under articles for three months and twenty-four days, and that his examination do stand for favorable consideration after proof of service under such articles.

In the case of W. M. Sutherland, recommending that he be required to place himself under articles for six months and six days, and that his examination do stand for consideration until after proof of such service—it being considered premature to now express any opinion thereon.

The Report was ordered for immediate consideration and adopted.

Mr. Murray, from the Finance Committee, reported, recommending that \$20,000 be at once invested in debentures.

Ordered for immediate consideration.

Ordered that \$20,000 be invested in Loan Companies' debentures at not less than 4½ per cent. interest.

Mr. Irving, from the Library Improvement Committee, reported as to the arrangement proposed to be made of the books on the new shelving.

The Report was ordered for immediate consideration and adopted, save as to the paragraph number 5. As to it, it was ordered that the Committee have power to remove all but the frame work of the southern alcoves.

The letter of Mr. J. T. C. Holden was read and received.

Ordered that it be referred to the Finance Committee, with power to act after due enquiry.

A letter from Mr. J. A. Macdonell was read and received.

The question of the Law School, ordered to stand for this day, was then taken up.

Mr. Purdom (for Mr. Meredith) moved the resolution of which he had given notice, in the following words :

That where any University of this Province had established a Law Faculty, and provided for a Course of Instruction and Lectures thereat, similar to those adopted at the Law School and to the satisfaction of Convocation, such Law Faculty may be constituted a branch Law School, and it shall be optional with the Students who are required to attend the Law School, to attend the Course of Instruction and Lectures at such branch School, and such University shall be entitled to receive and be paid out of the funds of the Law Society for each Student attending the said course in each and every term during which he attended, the sum of twenty dollars towards defraying the expenses of the University in providing such Course of Instruction and Lectures, the remainder of which shall be borne by the University, and such branch Law School may be further aided as Convocation may from time to time determine.

That attendance at the Lectures and other methods of instructions should not be compulsory on Students who are or shall be at the time these resolutions go into effect, under service.

Mr. Osler moved in amendment to Mr. Purdom's motion :

That where any County Law Association in this Province, except in the County of York, either in conjunction with any University or otherwise, establishes a local Law School and provides for a Course of Instruction and Lectures thereat similar to those adopted at the Law School and to the satisfaction of Convocation, such local School may be constituted a branch Law School and shall be under the supervision of the Principal, who shall, under direction of Convocation, aid by Lectures and otherwise in the Course of Instruction thereat, and it shall be optional with the Students who are required to attend the Law School to attend the Course of Instruction and Lectures at such branch School. The examinations and certificates connected with such branch Law School shall be the same as in the case of those Students and Clerks who attend the Law School at Toronto, and such branch School shall be entitled to receive such financial aid from the Law Society as may be agreed upon between the Law Society and the County Law Associations, but not less than the yearly fees payable by the Students attending such branch School.

Mr. Purdom withdrew his resolution in favor of Mr. Osler's, which became the main motion.—*Lost*.

Mr. Martin moved that the following resolution be substituted for clause 1 :

The Law School should be thoroughly re-organized and continued independently of any University, and it is not desirable to shorten in any way the period of study or service of Students,

Mr. Moss, seconded by Mr. Britton, moved in amendment to add the following words :

And that where any University of this Province has established a Law Faculty and provided for a Course of Instruction and Lectures thereat, similar to those adopted at the

Law School and to the satisfaction of Convocation, the attendance of a Student upon one of such Courses of Instruction and Lectures shall be accepted in lieu of attendance upon one of the Courses prescribed in the Law School.

Mr. Meredith, seconded by Dr. Smith, moved in amendment to the amendment,

That all the words in the proposed amendment after the word "Convocation" be struck out, and the following substituted therefor:

The attendance of a Student upon such Course of Instruction and Lectures shall be accepted in lieu of the like attendance upon the course prescribed in the Law School.—*Lost.*

Mr. Moss' amendment was carried.

The main motion was carried as amended.

Mr. Moss moved:

That the actual time Students attend at the Law School count as part of the term of service under articles or under clause 5.—*Carried.*

Mr. Meredith moved that attendance at the Lectures and other methods of instruction should not be compulsory on Students who are or shall be at the time these resolutions go into effect, under service.

Mr. Britton moved in amendment as follows:—

That the Rules to be founded upon these resolutions shall provide in some fair and reasonable way for Students under service at the time the rules come into force.—*Carried.*

Mr. Osler moved by way of reconsideration, that the annual fee of twenty dollars to be paid by Students, as provided by the 12th resolution, be reduced to ten dollars.

Mr. Irving moved in amendment:—

That the fee collected for each Term be returned to the Student when called to the degree of Barrister or admitted as a Solicitor, then to be allowed on account of the fees then payable.

Mr. Meredith moved in amendment to the amendment that no fee be payable by Students.—*Lost.*

The main motion was carried.

Mr. Martin moved that it be referred to a select Committee composed of Messrs. Hoskin, Lash, Osler, Shepley, Kerr and the mover, of whom three shall be a quorum, to frame draft rules to carry out the foregoing resolutions, and that such draft rules be printed and circulated before next Term.—*Carried unanimously.*

Mr. Osler gave notice for the second day of next Term of the following motion:—

That in view of the proposed establishment of a Law School under lines of the resolutions passed, it will be expedient to appoint a Committee to report on the accommodation required, and to report if it is necessary to erect a special building for the School.

Ordered that it be a direction to the Finance Committee to enquire and report whether further accommodation can be provided in Osgoode Hall for the clothing of practitioners in attendance at the Hall.

Convocation adjourned.

# Law Society of Upper Canada.

---

## PROCEEDINGS.

---

EASTER TERM, 1889.

The following gentlemen were called to the Bar during the above term, viz. :

May 20th.—John Franklin Palmer, David Fiske Macmillan, Samuel Hugo Bradford, Isaac Benson Lucas, James Alexander Macdonald, John Alexander Chisholm, Ernest Merrick Lake, Arthur George Browning, Edward Peel McNeill, Hume Blake Cronyn, Charles Duff Scott, Herbert Read Welton, Thomas Alfred Rowan, Alexander McLean Macdonell, Charles Swabey, Alfred David Creasor, James Frederick Edgar, Edward Herbert Ambrose, Andrew Leslie Baird, Sydney Chilton Mewburn, William John Lockwood McKay, Thomas Edward Parke, Hugh Mackenzie Cleland, Horace Harvey.

May 25th.—Frank Reid.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz. :

May 20th.—W. Greene, R. J. McLaughlin, J. A. Macdonald, E. P. McNeill, A. Henderson, C. Swabey, H. Harvey, R. O. McCulloch, J. F. Edgar, W. C. Fitzgerald, W. H. Irving, J. A. McLean, G. J. Smith, S. R. Wright, W. L. Beale, G. Martin.

May 21st.—J. T. Kirkland, H. R. Welton.

May 25th.—R. R. Hall, A. L. Baird, G. A. Loney, G. H. Douglas.

May 31st.—E. M. Lake, A. G. Browning, A. M. Macdonell.

June 8th.—J. I. Poole, I. B. Lucas, S. H. Bradford, F. J. Roche.

June 25th.—H. B. Cronyn.

The following gentlemen passed the Second Intermediate Examination, viz. :

N. W. Rowell, with honors, 1st scholarship ; T. D. Law, with honors, 2nd scholarship ; E. Bayley, with honors, 3rd scholarship ; W. H. Murray, C. W. Kerr, W. J. Fleury, and J. Reeve, with honors ; and Messrs. H. Chatelain, W. A. Logie, A. G. Smith, D. Fenton, A. Abbott, A. A. Adams, J. D. Lamont, M. K. Cowan, C. J. Notter, W. Mackay, D. Holmes, M. J. Routhier, J. R. L. Starr, W. York, A. J. Keeler, N. Mackenzie, J. W. Evans, D. R. McLean, R. A. Montgomery, C. Elliott, J. W. Mealey, J. W. McColl, C. E. Oles, F. W. Maclean, D. Grant, J. W. Morrice, A. C. Paterson, W. A. Smith, H. W. Steward, A. H. Wallbridge.

The following gentlemen passed the First Intermediate Examination, viz. :

W. Stewart, with honors, 1st scholarship ; G. D. Minty, with honors, 2nd scholarship ; H. Langford, with honors, 3rd scholarship ; J. E. Jones, W. A. Leys, E. F. Blake, E. N. Livingston, with honors ; and Messrs. W. S. Middlebro, J. Hales, A. W. Ballantyne, J. A. Taylor, G. F. Downes, J. B. McLeod, H. B. McGiverin, J. S. Denison, C. F. Maxwell, A. U. Bain, J. Steele, W. F. Hull, R. T. Harding, F. A. Hough, H. J. D. Cooke, Z. Gallagher, S. King, J. F. Carmichael, R. B. Henderson, T. A. Gibson, E. G. Fitzgerald, B. E. Swayzie, W. A. Boys, J. N. Anderson, W. J. Clarke, J. E. Cooke, F. Elliott, G. Waldron, F. C. Jones, E. Mortimer, W. E. Burritt, R. B. Revell, U. A. Buchner, M. O. Sheets, W. M. McKay, J. W. Winnett.

The following gentlemen were entered on the books of the Society as Students-at-Law, viz. :

*Graduates.*—Charles Howard Barker, Bronte Melbourne Aikens, Peter Secord Lampman, James Craig Cameron, John McKay, Edward Scott Griffin, Ralph Manson Lett, John Henry Madden.

*Matriculants.*—Thomas Wesley Evans, Arthur Holman.

*Juniors.*—James Turner Scott, William Nassau Ferguson, Frederick Langmuir, Thomas Richard Beale, Henry Edward Price, William Archibald Hutchison, William Douglas, Trevor Hugo Grout, James Archibald Hunter, Ellis Hughes Cleaver, Albert Mearns, John Thomas Loftus, Alfred Edwin Bull, Frederick Hamilton Coulter, David Irving Sicklesteel, William Alexander Lewis, George Shepherd Bowie, William Tyndall Gray, James Kenneth McLennan, Ward Stamworth, William Morley Punshon Whitehead, Samuel Simpson Sharp, Allan McLennan, Matthew Henry East, Daniel Smith, John Joseph McCready, William Pattison Telford, Augustus Noverre Middleton, Frederick George Anderson, William F. W. Lent, Oliver Hugel Mabee, Charles Edward Williams, John Ernest Primeau, Thomas Ernest Godson, George Johnston Ashworth, Alexander Garrett, and John Agnew Stevenson.

*Articled Clerk.*—John Percival White.

The following gentlemen were entered on the books on the last Tuesday in June, as Students-at-Law in the graduate class, under the provisions of the Rule in that behalf, viz. :

George Coltman Biggar, William Cross, John Henry Moss, John Henry Rodd, Edwin Goodman Rykert, John Harold Senkler, John David Macdonald Spence, William Benjamin Taylor, Michael Joseph O'Connor.

The following is a *résumé* of the proceedings of Convocation during Easter Term :

MONDAY, May 20, 1889.

Convocation met.

Present : Sir Adam Wilson, and Messrs. Britton, Cameron, Ferguson, Hoskin, Irving, Kerr, Kingsmill, Lash, Murray, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of last meeting were read and approved.

Mr. Shepley, on behalf of the Special Committee to frame draft rules on the subject of the Law School, presented their report, which was received, read, and the appointment of a time for the consideration of the report was deferred until to-morrow.

The petition of Messrs. Morrison and others relating to the case of L. U. C. Titus was read.

Ordered that the petitioners be informed that Convocation can take no action in the matter:

Mr. Shepley gave notice

1. That he will to-morrow move that section 12, rule 29, be amended by inserting between the words "libraries" and "to be supplied" the words "and one copy for each solicitor who has taken out his certificate."

2. That he will move to-morrow that the Order of Proceedings be amended by inserting after the order "communications" an order under the name of "inquiries."

Mr. Murray presented the report of the Finance Committee relating to the laying of the walks in accordance with the proposals of the Consumers' Gas Company, at \$2 per superficial yard, with Bryce's patent asphalt pavement.

Ordered that it be referred back to the Committee to report upon the position of the matter between the Law Society and the Gas Company, and further to report on the best method of securing a permanent and suitable pavement.

TUESDAY, May 21, 1889.

Convocation met.

Present : Messrs. Beaty, Bruce, Cameron, Foy, Hardy, Hoskin, Hudspeth, Irving, Kerr, Kingsmill, Martin, Meredith, Murray, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The Secretary read the report of the Examiners on the First and Second Intermediate Examinations, and also his report on the standing of the candidates.

Ordered that so much of the report as refers to the question of honors and scholarships be referred to a Special Committee, composed of Messrs. Bruce, Foy, and Kingsmill, for examination and report.

Ordered that Thursday, 30th May, be appointed for the consideration of the report of the Special Committee on the subject of the Law School, and that a call of the Bench be made for that day.

Mr. Martin presented the annual report of the County Libraries Aid Committee, which was received, read, considered and adopted.

Ordered that Mr. Winchester, the Inspector of the County Libraries, be paid the sum of fifty dollars for his work for the first year, in addition to the sum of one hundred dollars already paid to him.

Ordered that in accordance with the recommendation contained in the report of the County Libraries Aid Committee, Mr. Winchester be re-appointed Inspector for the ensuing year, and that he be paid one hundred and fifty dollars for his services during such year.

The Secretary read a letter of Mr. F. H. Keefer.

Ordered that the letter and papers connected therewith be referred to the Discipline Committee for report.

Mr. Martin gave notice

That on the 31st May, inst., he would introduce a rule to amend section 24 of rule relating to County Libraries so as to permit the payment of two-thirds of the salary of the librarian and one-half of the charge for telephone service of County Associations, the members of which do not exceed one hundred in number. Provided that in no event shall more than two hundred dollars be paid to any library association for librarian's salary and telephone service.

Mr. Bruce from the Special Committee entitled to deal with the report of the examiners on the first and second intermediate honor examinations, presented their report :

That W. Stewart, G. D. Minty, H. Langford, J. E. Jones, W. A. Leys, E. F. Blake, and E. N. Livingston are entitled to be passed with honors in the first intermediate examination, and that W. Stewart is entitled to the first scholarship of one hundred dollars, G. D. Minty to the second scholarship of sixty dollars, and H. Langford to the third scholarship of forty dollars.

That N. W. Rowell, T. D. Law, E. Bayley, W. H. Murray, C. W. Kerr, W. J. Fleury, and J. Reeve are entitled to be passed with honors in the second intermediate examination, and that N. W. Rowell is entitled to the first scholarship of one hundred dollars, T. D. Law to the second scholarship of sixty dollars, and E. Bayley to the third scholarship of forty dollars.

A. BRUCE, *Chairman.*

The report was adopted and ordered accordingly.

Mr. Shepley, seconded by Mr. Murray, moved that section 12, rule 29, be amended by inserting between the words "libraries" and "to be supplied" the words "and one copy to each solicitor who has taken out his certificate."

Ordered that the subject be referred to a Special Committee, consisting of the Chairmen of the Finance and Reporting Committees and Mr. Shepley, to report on the subject generally.

Mr. Osler's notice of motion was ordered to stand until Friday, 31st inst.

SATURDAY, May 25, 1889.

Convocation met.

Present : Sir Adam Wilson, and Messrs. Cameron, Hoskin, Irving, Mackelcan, Martin, Morris, Moss, Murray, Osler, Robinson, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of last meeting were read and approved.

Mr. Hoskin, seconded by Mr. Moss, moved that Mr. Edward Blake, Q.C., be re-elected Treasurer of the Law Society of Upper Canada.—*Carried.*

Mr. Hoskin mentioned the letter of Mr. Read to Mr. Irving on the subject of his recent work, "The Lives of the Judges."

Ordered that the subject be deferred until next Friday, when the Secretary will lay all the information before the Convocation.

Mr. Hoskin brought up a communication from Miss Cameron of the telephone and telegraph office, and moved, seconded by Mr. Osler, that she should be paid the sum of \$540 annually, such increase to commence from the First day of April, 1889.—*Carried.*

Mr. Osler presented the report of the Reporting Committee, which was received, read and adopted.

Ordered that the standing committees for the ensuing year be composed of the same members as the standing committees for the past year consisted of at the beginning of this term, except that the name of Sir Adam Wilson be added to the Reporting Committee.

Mr. Moss from the Legal Education Committee presented the report on the Primary Examination.

The report was read, adopted, and ordered accordingly.

The Secretary read the letter of Messrs. Macdonald and Dignam, enclosing a copy of the *London Free Press* of 21st March, 1889.

The Secretary having acknowledged the letter, no further action was ordered.

THURSDAY, May 30, 1889.

Special meeting of Convocation *re* Law School Rules.

Present: Sir Alexander Campbell, Sir Adam Wilson, and Messrs. Beaty, Bell, Britton, Bruce, Cameron, Foy, Hardy, Hoskin, Irving, Kingsmill, Lash, Mackelcan, Martin, Meredith, Murray, Purdom, Robinson, Shepley, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The Secretary read the order of Convocation of the 21st inst., that this day be appointed for the consideration of the report of the Special Committee on the subject of the Law School, and that a call of the Bench be made for this day, the notices of meeting to state the subject to be considered, and no other business to be taken up.

Mr. Martin presented the report of the committee, which was received and read.

Ordered that it be considered clause by clause.

The report was then read, considered, and amended.

The report as amended was adopted.

Mr. Martin introduced a rule, founded on the report, to give effect to it in the same language as that contained in the report.

The repealing clause was added as to the rules inconsistent with those recommended by the report.

The rules were then read a first and second time, as contained in pages 37 to 61 of the new consolidated rules.

Mr. Lash, seconded by Mr. Mackelcan, moved the suspension of the rule as to third readings, and moved that the rules be read a third time.—*Carried unanimously.*

The rules were read a third time and passed.

Mr. Meredith, seconded by Dr. Smith, moved to amend rule 3, section 3, by striking out the words, "other than that of student in attendance," and substituting therefor the words, "inconsistent, or interfering with his duties as such student," and by striking out the words, "other than that of," in the 8th line, and substituting therefor the words, "inconsistent, or interfering with his duties of."

Mr. Shepley moved, seconded by Mr. Mackelcan, to amend rule 3, section 3, as follows :

No person attending in the Chambers of a barrister in pursuance of section 3 of these rules shall, during his time of attendance, hold any office or emolument, or engage or be employed in any occupation whatever other than that of student in attendance, and no person bound by articles of clerkship to any solicitor shall, during the term of service mentioned in such office, hold any office of emolument, or engage or be employed in any occupation whatever other than that of clerk to such solicitor or his partner or partners, if any, and his Toronto agent, with the consent of such solicitors, in the business, practice, or employment of a solicitor.

Mr. Shepley's amendment was carried on the following division :

*Yeas*—Bruce, Martin, Shepley, Lash, Foy, Mackelcan.

*Nays*—Meredith, Purdom, Smith.

The rules as amended on the third reading were carried.

Ordered that the rules come into operation immediately for purposes of organization, but as far as students are concerned not till Trinity Term, with an examination for admission of students in Michaelmas Term.

It was further ordered that the minutes of this meeting be submitted for approval to Convocation at the regular meeting of Convocation on 8th June next, instead of at the meeting of 31st May.

FRIDAY, May 31, 1889.

Convocation met.

\*Present : Sir Adam Wilson, and Messrs. Cameron, Ferguson, Hoskin, Irving, Kerr, Kingsmill, Meredith, Murray, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of meeting held on Saturday, May 25th, were read and approved.

Ordered that a committee be appointed to report whether it will be necessary to erect a special building for the accommodation of the Law School, and also to report upon the propriety of erecting therewith consultation chambers, for such members of the Society as may desire to rent the same.

Convocation appointed as the committee Messrs. Moss, Osler, Robinson, Meredith, Shepley, Kingsmill, Hoskin, and Martin.

Mr. Shepley presented the report of the Committee on Supreme Court Reports, which was adopted, and is as follows :

The Special Committee appointed (21st May) by Convocation to enquire and report to Convocation on the desirability of furnishing the Supreme Court Reports to the profession, beg to report that after enquiry the Committee is of opinion that it is not practicable to furnish these reports. The Committee, however, is of opinion and would recommend that some inexpensive and convenient means be devised by which the practitioner may find within the limits of our own

reports what the final result has been of cases in our own courts carried to the Supreme Court or Privy Council, and the Committee recommend that it would be an instruction to the Reporting Committee to devise such means and carry the same into effect at the earliest possible date.

May 31st, 1889.

(Sgd.) G. F. SHEPLEY.

Mr. Murray, from the Finance Committee, presented a report on the pavement to be laid in the grounds. The report was read, considered, and referred back to the committee to re-consider whether a five years' guarantee can be obtained from the Gas Company, and also to ascertain the cost of paving with flags and of a wooden pathway, and to obtain such other information as may be deemed desirable by the committee to lay before Convocation.

Ordered, that the "Order of Proceedings" be amended by inserting after the word "communications" an order under the name of "enquiries."

Mr. Shepley gave notice for Saturday, 8th June, that he would introduce a rule amending such rules of the Society as it is desirable should be amended by reason of and in accordance with the rules passed yesterday, the proposed amendments being shown by the report of the Special Committee for drafting rules relating to the Law School, which was adopted yesterday, and that the rules be suspended so that such rule as may be adopted shall be passed through all its stages.

Mr. Osler gave notice that he would move to alter the rule in so far as fixing the amount of the salary of the Principal of the Law School is concerned, and also that the terms of the occupations open to the Principal be reconsidered.

Mr. Meredith moved, seconded by Mr. Kerr, That it be referred to the Legal Education Committee to consider and report as to the appointment of the staff of the Law School, with power to advertise for applicants for the positions therein, such committee to report to Convocation at its next meeting, and that a call of the Bench be made for the 19th June to make the appointments.

Mr. Osler moved, seconded by Mr. Hoskin, That if one hundred copies of Mr. Read's "Lives of the Judges" can be obtained by paying two dollars a copy to Mr. Read, and fifty cents a copy to the publishers, they be purchased, and that two copies be given to each of the County Law Libraries, and that the balance be reserved for distribution as prizes in connection with the Law School.

Sir Adam Wilson gave notice of motion for the reconsideration of new rule 21 as number 3 sub-section of section 3, as amended on 30th May, so as to make it conform to the Ontario Act—R.S.O., 1887, c. 146, s. 6, ss. a.

SATURDAY, June 8, 1889.

Convocation met.

Present: Sir Adam Wilson, and Messrs. Cameron, Foy, Irving, Kingsmill, Lash, Mackelcan, Martin, Meredith, Morris, Moss, Murray, Osler, Robinson, Shepley, and Smith.

Mr. L. W. Smith was appointed chairman, in the absence of the Treasurer.

The minutes of meetings held on the 30th and 31st of May were read and approved.

Dr. Lash, from the Legal Education Committee, presented the following report:

That pursuant to the resolution of Convocation, they have considered as to the appointment of the staff of the Law School, and as to advertising for applications for positions therein.

1. The Committee are of opinion that it would be advisable to advertise for applications for the office of Principal, and they submit herewith the form of advertisement for that purpose.

2. The Committee think that until a detailed scheme for the working of the Law School has been framed, it would be advisable to defer the appointment of lecturers, and as examiners will not be required before May next, the Committee think that it is unnecessary to advertise for applicants at present.

3. The Committee further recommend that the first duty of the Principal be to prepare and submit to the Legal Education Committee a scheme not inconsistent with the rules of the Law Society providing for the proper working of the Law School, and the carrying out of the rules relating thereto.

4. The Committee further recommend that the provision of the rule requiring the Principal to devote his whole time to the duties of his office be modified to the effect that he shall engage in no professional work other than that of a consulting and chamber counsel, and that he be required to reside in or near Toronto.

June 6th, 1889.

Z. A. LASH, *Chairman.*

The report was received, read and considered, clause by clause. Clauses 1, 2 and 3 were carried; clause 4 stands.

The report of the lecturers on the Law School for 1888-89 was received. No action taken.

Mr. Murray presented the report of the Finance Committee on pavements.

Ordered that the offer of the Consumers' Gas Company to lay the pavement recommended in the second report of the Finance Committee, if the Gas Company will give a five year guarantee, be accepted.

A letter from the Treasurer acknowledging his re-election was read.

A letter from the Treasurer in the matter of the Crooks Monument memorial enclosing one from Mr. Howland, was read, and the Secretary was directed to reply that the Society, having no armorial bearing, Convocation is unable to comply with the request.

A letter from Mr. Tully, of 29th May, to the chairman of the Finance Committee was read.

Ordered that the Secretary see Mr. Tully on the subject of the danger of the ceiling falling in the library, and obtain repairs.

A letter from J. A. Davidson, Secretary Perth Law Association, of 3rd June, read and referred to County Libraries Aid Committee.

Mr. Martin, seconded by Mr. Osler, moved

That section 23 of the rules relating to County Libraries be amended by striking out the words, "and Convocation may authorize," and all following words, and substituting therefor the following :

"And Convocation may authorize the payment of such proportion not more than two-thirds of the charges for telephone service of any County Association, the members of which do not exceed one hundred in number, provided that the amount to be paid in respect to such service to any County Association shall not in any case exceed in the whole two hundred dollars per annum. Provided that an allowance not to exceed two hundred dollars per annum may be made to any County Association, although the number of its members exceed one hundred. Provided further that no allowance shall be made to any Association unless the same be reported on satisfactorily by the Inspector."—*Carried on a division.*

Mr. Meredith, for Sir Adam Wilson, moved for the reconsideration of new rule 21, as number 3, sub-sec. of sec. 3, as amended on 30th May, so as to make same conform to the Ontario Act, R.S.O., 1887. c. 147, s. 6, ss. a.

The motion was lost.

Mr. Osler, seconded by Mr. Martin, moved,

To alter the rule in regard to the salary of the Principal—to increase the salary to four thousand dollars.—*Carried.*

Ordered that the provisions of the rule requiring the Principal of the Law School to devote his whole time to the duties of his office, be modified to the effect that he shall engage in no professional work other than that of consulting counsel, nor shall he be a member of any firm of practising barristers or solicitors, and that he be required to live in or near Toronto.

Clause 4 in the report of the Legal Education Committee was amended as above and with this substitution, the report as amended was adopted.

Mr. Shepley, seconded by Mr. Osler, moved for leave to introduce the following rule :

Any person who having entered the Society as a student-at-law, has proceeded regularly to the degree of barrister-at-law, and who thereafter serves under articles for the full term, during which he would, if an articled clerk, only have required to serve, shall, upon completing these articles and petitioning under these rules for a certificate of fitness, be entitled to have allowed him the intermediate examinations passed by him when proceeding to the degree of barrister-at-law. (Before rule 190.)

The rule was introduced, leave being granted.

Ordered that the rule be now read a first and second time.

Mr. Shepley moved that the rule be now read a third time.

Ordered that the rule be now read a third time and passed.

Mr. Osler from the Special Committee on increased building accommodation for the Law School and for consultation chambers, reported as follows :

That it is probable that a new building will be required, but that further action on the matter ought to be deferred until after the Principal has reported upon the accommodation required.

June 8th, 1889.

B. B. OSLER, *Chairman.*

Ordered that the rules as consolidated, including the rule just passed, be read a first and second time.

Mr. Shepley, seconded by Mr. Lash, moved that the rules as consolidated be read a third time and passed.—*Carried unanimously.*

Ordered that the rules as consolidated be read a third time and passed.

WEDNESDAY, June 19, 1889.

Convocation met in pursuance of a special call of the Bench, ordered 31st of May last.

Present: Messrs. Beaty, Bell, Bruce, Britton, Cameron, Ferguson, Foy, Guthrie, Hardy, Hoskin, Irving, Kerr, Lash, McCarthy, Martin, Meredith, Morris, Moss, Murray, Osler, Robinson, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of the last meeting were read and approved.

The Secretary read the resolution of Convocation, appointing this day to consider the appointment of the Principal of the Law School.

It was then resolved, That the position of Principalship of the Law School be offered to Mr. Justice Strong, and that the resolution of Convocation, with memorandum of terms, be communicated to Mr. Justice Strong, and that it be intimated to him that as Convocation will meet on Tuesday 25th inst., it is necessary to have a reply before that date.

It was further resolved, That the further consideration of the appointment of Principal be adjourned to that day.

Mr. Shepley gave notice that he would, at the half-yearly meeting on Tuesday, move that so much of the rules passed on the 8th June, inst., as relate to examinations be suspended until the end of next Trinity Term, and that Primary Examination be held prior to next Michaelmas Term as heretofore, and that he will move the suspension of the 21st rule for that purpose.

Ordered that the Visitors of the Society be invited to attend the half-yearly meeting of Convocation on Tuesday next at 12.30 p.m., for the purpose of giving their approval to the rules passed on 8th June, inst., and that in the meantime the Secretary forward a copy of the rules to each of the Visitors.

Mr. Cameron gave notice that on next Tuesday the question of the salaries of the lecturers be reconsidered.

TUESDAY, June 25, 1889.

Convocation met.

Present : Messrs. Beatty, Ferguson, Foy, Irving, Kingsmill, Lash, Mackelcan, Martin, Meredith, Morris, Moss, Murray, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

Sir Thomas Galt, Mr. Justice Ferguson, Mr. Justice Robertson, and Mr. Justice Maclennan, as Visitors of the Society, attended Convocation in order to confer with the Benchers on the subject of the new rules, to which they gave their assent.

The minutes of last meeting of Convocation were read and approved.

The Secretary read the report of the Legal Education Committee on the admission of graduates as of Easter Term, 1889.

The report was adopted.

Ordered that the graduates therein named be entered on the books of the Society as students-at-law of the graduate class as of the first day at Easter Term, 1889.

Mr. Justice Strong having declined the position of Principal of the Law School, which had been offered him,

Mr. Martin moved, seconded by Mr. Mackelcan, That Convocation proceed to appoint a Principal for the Law School on Wednesday, 3rd July, 1889; that a call of the Bench be made for that day, and that in the notice to Benchers it be mentioned that Mr. Justice Strong had declined the position.—*Carried.*

Ordered, that so much of the rules passed on the 8th June instant as relate to examinations be suspended until the end of next Trinity term, and that primary examinations be held prior to next Michaelmas term as heretofore.

WEDNESDAY, July 3, 1889.

Convocation met.

Present: Messrs. Bell, Britton, Bruce, Cameron, Ferguson, Hardy, Irving, Lash, Mackelcan, Martin, Meredith, Morris, Moss, Murray, Purdom, Shepley, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of last meeting were read and approved.

The Secretary read the order of Convocation of the 25th June last directing that a call of the Bench be made for the 3rd July in order to appoint a Principal for the Law School, the Hon. Mr. Justice Strong having declined the appointment.

Convocation then proceeded to consider the appointment of the Principal of the Law School.

Mr. W. A. Reeve, Q.C., was elected Principal of the Law School.

Ordered, that the Finance Committee be authorized to pay the travelling expenses of the Principal to be incurred in visiting such places in New York and Massachusetts, or such other places as may be deemed desirable, for the purpose of acquiring information on the Law School systems adopted at those places.

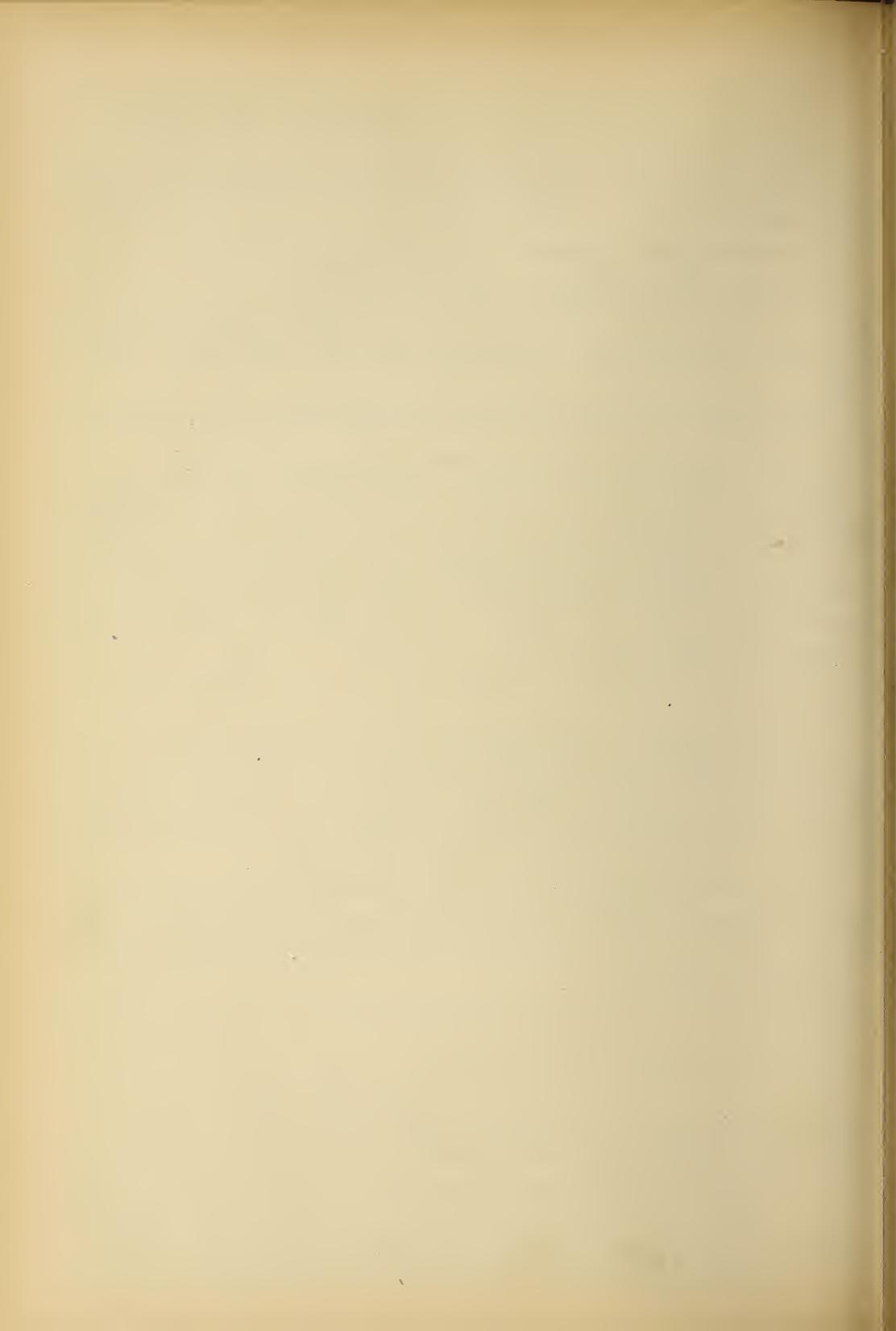
Convocation being of opinion that it is most desirable that Convocation should have the benefit of the opinion of Messrs. Martin and Moss upon the working of the Law Schools which the Principal is requested to visit, it is ordered that they be requested to accompany the Principal, if it suits their convenience.

It is further directed that their expenses be defrayed by the Law Society.

Ordered, that the salary of the Principal begin on the 1st July instant, and that he be required to conduct such duties relating to the examination of candidates as may be necessary until other arrangements are made in respect of examiners, and that the duty to be discharged by him as such examiner shall not entitle him to other salary than that allowed to him as Principal.

Ordered, that Convocation do meet for Trinity term on Monday, the 2nd day of September, and for the two weeks then ensuing, notwithstanding Rule 6, and that the Secretary do issue notices to that effect to members of Convocation.

Convocation adjourned.



# Law Society of Upper Canada.

---

## PROCEEDINGS.

---

TRINITY TERM, 1889.

The following gentlemen were called to the Bar during the above term, viz. :

*September 2nd.*—John Garner Kerr, with honours, and silver medal, James Ross, with honours, and bronze medal, George Ross, and Walter Scott MacBrayne, with honours, James McCullough, Alfred Edmund Lussier, George William Bruce, Frederick MacBain Young, John Wesley Roswell, John Howard Hunter, John Gordon Gauld, Angus MacNish, George Frederick Henderson, Horace Bruce Smith, George Luther Lennox, Herbert Holman, Joseph Frederic Woodworth, Henry Warrington Church, Alexander Stuart, Charles Daniel Macaulay, William Woodburn Osborne, Daniel Sharp Kendall, Frank Sangster, Henry Herbert Johnston, Owen Ritchie, Robert McDowall Thomson, Frederick Rohleder, John William Seymour Corley, Andrew Elliot, Francis James Roche.

*September 3rd.*—Walter Dymond Gregory.

*September 13th.*—Magloire Routhier.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz. :—

*September 2nd.*—J. G. Kerr, A. E. Lussier, G. Ross, F. Reid, C. D. Macaulay, J. G. Gauld, J. F. Woodworth, T. Graham, W. W. Osborne, T. A. Rowan, D. S. Kendall, H. Miller.

*September 3rd.*—F. H. Keefer, G. N. Beaumont, J. A. Chisholm, J. Ross, H. Holman, J. W. S. Corly, H. H. Johnston, D. M. Robertson, J. W. Roswell, F. M. Young, G. W. Bruce.

*September 7th.*—O. Ritchie, J. A. Ritchie.

*September 13th.*—A. W. A. Finlay.

The following gentlemen passed the Second Intermediate Examination, viz.

E. B. Ryckman, with honours, 1st scholarship, W. Wright, with honours, 2nd scholarship, D. A. McKillop, with honours, 3rd scholarship, A. G. Mackay, and W. H. Nesbit, with honours, F. Pedley, R. C. Gillet, W. G. Richards, H. L. Drayton, R. M. Graham, D. O'Brien, S. E. Lindsey, H. J. Minhinnick, W. E. L. Hunter, A. Crozier, J. P. Dunlop, J. A. Ferguson, W. McBrady, G. S. Kerr, J. H. McGhie, F. B. Mosure, T. A. Beament, A. C. Boyce, J. J. Hughes, J. H. Cooper, W. J. Kidd, E. M. McIntyre, H. L. Puxley, W. H. Kennedy, M. R. Allison, H. Carpenter, J. J. Drew, W. L. Morton, C. Murphy, and J. McKean.

The following gentlemen passed the First Intermediate Examination, viz.:—

T. C. Thomson, with honours, 1st scholarship, A. T. Hunter with honours, 2nd scholarship; W. E. Gundy, with honours, 3rd scholarship; J. G. Harkness, C. L. Crasweller, T. M. Higgins, B. S. Lefroy, G. Wilkie, W. F. Robinson, N. P. Buckingham, and H. D. Leask with honours; W. T. Elliott, E. Pirie, C. F. Gilchriese, L. G. McCarthy, J. B. Ferguson, W. A. Cameron, J. A. Harvey, W. A. Baird, H. F. MacLeod, G. H. D. Perryn, W. H. P. Walker, N. Kent, S. S. Reveler, J. Lennon, J. Kerr, T. L. W. Porte, J. O. Dromgole, G. R. Sweeny, C. Pierson, and W. M. Shaw.

The following gentlemen were entered on the books of the Society as Students-at-Law, viz.:—

*Graduates*—Francis King, Percy Mahood, George Edward Jefferson Brown, Walter McClellan Allen, Ed. Washington Drew, Robert James Gibson, John Henry Henderson, John Strachan Johnston, D'Arcy Richard Charles Martin, Jas. Henry MacGill, Fletcher Cameron, Snider, John Donald Swanson.

*Matriculants*—Benj. Morton Jones, John Gilmour Hay, Alf. Erskine Hoskin, Geo. Just Reiner, Henry Campbell Small.

*Juniors*—Chas. Merritt Marshall, Geo. Hamilton Pettit, Wm. Thomas Henderson, Walter Gow, Wm. Norman Tilley, Ralph John Slattery, Henry Joseph Patterson, John Pierce Stanton, Corsellis Hodge, Wm. Farquhar Gurd, Alphonso McFarlane, David Elroy Smith, Ed. Chanay Attrill, Wm. Duncan Moss, Evan Stevenson, James Cashman, William Alexander Douglas Grant, James White Graham, John Robert Logan, Samuel James Cooley. Norman St. Clair Gurd, Covert Emerson Jarvis.

*Articled Clerks*.—Thos. Kingston Allan, Jas. Gilchrist Burnham.

The following is a *resume* of the proceedings of Convocation during Trinity Term.

MONDAY, September 2nd.

Convocation met.

*Present*—Messrs. Beaty, Irving, Mackelcan, Morris, Moss, Osler, and Shepley. In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The Report of the Legal Education Committee on the curriculum of the Law School was received, read, and ordered for consideration to-morrow.

Ordered that Messrs. Irving, Meredith, and Moss be a special committee to draft a resolution suitable for the occasion of the death of the Hon. T. B. Pardee, Q.C., and that the Committee be requested to report to Convocation on Saturday, the 7th of September.

Ordered that a call of the Bench be made for Friday, 13th September, next, for the purpose of electing a bencher in place of the late Hon. T. B. Pardee, Q.C.

The Principal of the Law School reported upon the extent of building accommodation required, in pursuance of the order of Convocation of the 8th of June last, requiring him to report.

The report was read, and ordered for consideration on Saturday, 7th inst.

A letter dated 21st of August, 1889, complaining of the conduct of a solicitor was referred to the Discipline Committee to report whether said complaint discloses a *prima facie* case.

A letter to the Law Society, dated 13th of August, 1889, was read, and the Secretary was directed to reply and state that Convocation can only entertain specific charges, and that Convocation fails to see that the complainant has made any specific charge against the solicitor charged.

The Committee to whom was referred the question of honours and medals reported as follows :

They find the following candidates, viz., Messrs. J. G. Kerr, J. Ross, G. Ross, and W. S. McBrayne, are entitled to be called with honours, and that Mr. Kerr is entitled to receive a silver medal, and Mr. James Ross is entitled to receive a bronze medal.

The Committee further find that none of the candidates above named passed both the Intermediate Examinations with honours, and therefore none were eligible for a gold medal.

All which is respectfully submitted.

(Signed) CHARLES MOSS.  
B. B. OSLER.  
GEO. F. SHEPLEY.

The report was adopted, and it was ordered accordingly.

The resignation of Mr. E. D. Armour, dated 22nd July, 1889, as examiner, was received and accepted.

The Library Improvement Committee reported as follows :

“That they have ordered the improvements now about to be completed to be made in the library during vacation under the supervision of the architect, and they ask that their action in the matter as an emergency may be confirmed by Convocation.”

The report was adopted.

Ordered that the action of the Committee be confirmed.

TUESDAY, September 3rd.

Convocation met.

*Present*—Messrs. Beaty, Bruce, Cameron, Irving, Lash, Martin, Morris, Moss, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Lash gave notice that he would, at the next meeting, move for leave to introduce a rule to amend Rule 167 of the Rules of the Society, by adding thereto the words, “and such term if duly attended shall be allowed as part of his term of attendance in chambers or service under articles, provided that he passes the examination prescribed for such term,” or other words to that effect.

The report of the Legal Education Committee on the proposed curriculum was taken up, and on the motion of Mr. Moss, seconded by Mr. Lash, was adopted.

Ordered that a call of the Bench be made for Friday, 13th of September, for the purpose of appointing lecturers and examiners.

Ordered that the Secretary give the proper notice by advertisement of the intention of the Society to make these appointments.

Mr. Moss gave notice that on Saturday next he would move to increase the salaries of lecturers and examiners.

Mr. Martin gave notice that he would at next meeting introduce a rule to allow students or articled clerks now exempt from attendance at the Law School, the option of coming under the rules and taking the examinations prescribed for the school terms at the dates thereby fixed, instead of the examinations otherwise applicable to their cases.

Mr. Moss, on behalf of Mr. Martin and himself, who, with the Principal of the Law School, recently visited some of the law schools of the United States, suggested that it was desirable that certain acknowledgments of the attention paid them on their recent visit should be made by Convocation, and further suggested as follows :

That a copy of the R.S.O., 1887, a Dominion Law List, two copies of Read's Lives of the Judges, and two copies of Rules of the Society, be sent to H. Arnold, Esq., Harvard Law School.

That two copies of Read's Lives and two copies of the Rules be sent to E. H. Bennett, LL.D., Boston Law School.

That the same and a photograph of the Hall be sent to Hon. F. Wayland, LL.D., Yale Law School.

That a copy of Read's Lives and the Rules be sent to Prof. Geo. Chase, Columbia Law School.

Ordered accordingly.

The Special Committee appointed to deal with the report of the Examiners on the First and Second Intermediate Honour Examinations presented their report :

That T. C. Thomson, A. T. Hunter, W. E. Gundy, J. G. Harkness, C. L. Crassweller, T. M. Higgins, B. S. Lefroy, G. Wilkie, W. F. Robinson, N. P. Buckingham, and H. D. Leask are entitled to be passed with honours in the First Intermediate Examination, and that T. C. Thomson is entitled to the first scholarship of one hundred dollars, A. T. Hunter to the second scholarship of sixty dollars, and W. E. Gundy to the third scholarship of forty dollars.

That E. B. Ryckman, W. Wright, D. A. McKillop, A. G. Mackay, and W. H. Nesbit are entitled to be passed with honours in the Second Intermediate Examination, and that E. B. Ryckman is entitled to the first scholarship of one hundred dollars, W. Wright to the second scholarship of sixty dollars, and D. A. McKillop to the third scholarship of forty dollars.

(Signed) CHARLES MOSS.  
A. BRUCE.  
G. F. SHEPLEY.

The report was adopted and ordered accordingly.

Mr. Shepley gave notice for next meeting of Convocation of the introduction of a rule to make amendments to Rules 160 to 165 inclusive, to provide for abolishing a distinction between country and town students to the disadvantage of country students.

SATURDAY, September 7th.

Convocation met.

*Present*—Messrs. Bell, Cameron, Foy, Irving, Lash, Mackelcan, Martin, Meredith, Moss, Murray, Osler, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Ordered that the examiners who conducted the Trinity Term examinations be each paid one hundred and fifty dollars for the term's work.

The following resolution was unanimously adopted by Convocation :

“The Benchers of the Law Society present at this meeting of Convocation desire to express the general feeling of regret at the death in July last of the late Honourable Timothy Blair Pardee, a member of their body since Easter Term, 1871, and one of Her Majesty's Counsel.

“Mr. Pardee was called to the Bar of this Province in Hilary Term, 1861, and was continuously a member of the Legislative Assembly of Ontario from its first session in 1867 to the day of his death.

“From the year 1872 until he retired in the present year, on account of ill-health, he filled the office of Commissioner of Crown Lands for the Province of Ontario. In 1876 he was appointed Queen's Counsel for Ontario.

“Convocation orders that this record of his career and their loss be entered on the minutes of their proceedings, a copy of which, with the expression of their deep sympathy, they direct to be transmitted to his family.”

A letter from the Solicitor of the Society was read, stating that in consequence of the appointment of Mr. W. A. Reeve, Q.C., as Principal of the Law School, he (Mr. Reeve) will be unable to hold the briefs in the cases of *Hands v. Law Society* and *Re McDougall and Law Society*.

Ordered that Mr. Marsh, already retained in the Hands case, be retained in the McDougall case.

The report of the Principal on the accommodation required for the Law School was considered, and it was referred to a Special Committee composed of the members of the Legal Education Committee and Messrs. Martin, Shepley, Irving, Murray, and Osler, to report as to temporary and permanent accommodation for the Law School, and also to report upon the propriety of erecting in connection therewith consultation chambers for the use of such members of the Society as may desire to rent such chambers, and that the Committee were also authorized to obtain the assistance of Mr. Storm, the architect.

Pursuant to notice the following rule was passed : That Rule number 51 be amended by substituting the words “be fifteen” for the words “not exceeding eight.”

Ordered that in addition to the five hundred dollars to be paid the examiners under Rule 52, the examiners be each paid two hundred dollars for the year ending 1st of October, 1890, to cover the examination of students under Rule 171.

Mr. Shepley moved, pursuant to notice, seconded by Mr. Mackelcan, that the words following in Rule 161 be struck out, viz.: “In attendance or under service in Toronto.”—*Carried*.

The notices of motion given at last meeting by Mr. Martin and Mr. Lash were ordered to stand for next meeting of Convocation.

A new advertisement was ordered to be published, stating that the Benchers in Convocation have fixed the salaries of the lecturers to be appointed next Friday, the 13th inst., at the rate of fifteen hundred dollars per annum each, and that the salaries of the examiners to be appointed will be five hundred dollars

per annum each, and in addition the sum of two hundred dollars each for the year ending 1st of October, 1890, to cover the examination of students under Rule 171.

FRIDAY, September 13th.

Convocation met.

*Present*—Sir Alexander Campbell, Sir Adam Wilson, and Messrs. Beaty, S. H. Blake, Britton, Bruce, Cameron, Foy, Fraser, Guthrie, Hoskin, Irving, Lash, Morris, Moss, Murray, Purdom, Robinson, Shepley, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Convocation proceeded to the election of a Bencher in the place of the late Hon. T. B. Pardee.

Mr. Colin Macdougall, Q.C., of St. Thomas, was elected a Bencher.

Ordered that the appointment of lecturers and examiners be now proceeded with, the date of the commencement of their duties and emoluments to be settled by the Legal Education Committee.

Convocation then appointed Mr. A. H. Marsh and Mr. E. D. Armour, lecturers, and Mr. P. H. Drayton and Mr. R. E. Kingsford, examiners.

Ordered that it be referred to the Legal Education Committee to ascertain what modifications should be made in respect to the attendance of students at the Law School, and to report to an adjourned meeting of Convocation on Saturday, the 21st of September, at 11 a.m., of which special notice shall be given, specifying the object of the meeting.

Mr. Moss from the Special Committee to whom was referred the question on building accommodation for the Law School, presented their report.

They have conferred with Mr. Storm, the architect, who is to report with respect to a proposed addition to the building now known as the Old Boiler House, but in view of the probability of Convocation making further directions at its next meeting, the Committee deferred further action in the meantime.

Ordered that the report be taken into consideration at the special meeting of the 21st inst.

The notices of motion given by Messrs. Martin and Lash were ordered to stand for consideration at the adjourned meeting on the 21st of September.

#### SPECIAL MEETING.

*(Subject to confirmation at next meeting of Convocation.)*

SATURDAY, September 21st.

Convocation met.

*Present*—The Treasurer and Sir Adam Wilson, and Messrs. Britton, Bruce, Foy, Irving, Lash, Macdougall, Mackelcan, Martin, Meredith, Morris, Moss, Murray, Osler, and Robinson.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee presented their report :

The Legal Education Committee beg to report as follows :

They have, as directed by Convocation, considered the question of modifications to be made to the rules in respect of the attendance of students at the Law School, and they recommend the following, viz.:—

Students-at-law and articled clerks in attendance or under service in Toronto, who are entitled to present themselves either for their First or Second Intermediate Examination in any Term before Michaelmas Term, 1890, shall attend the Term of the School for 1889-1890, and the examination at the close thereof, if passed by such students or clerks, shall be allowed to them in lieu of their First or Second Intermediate Examinations, as the case may be.

The Legal Education Committee may, under special circumstances, relieve any student or clerk from the operation of the preceding provision.

Students-at-law and articled clerks in attendance or under service elsewhere than in Toronto who are entitled to present themselves either for their First or Second Intermediate Examinations in any Term before Michaelmas Term, 1890, may attend the term of the School for 1889-1890, and upon proof of such attendance and of passing the examination at the close thereof the same shall be allowed to them in lieu of their First or Second Intermediate Examinations as the case may be.

Honours and scholarships in connection with the Intermediate Examinations shall be awarded only in connection with the Law School Examinations held at the close of the School Term.

In view of the abrogation of honors and scholarships for the First and Second Intermediate Examinations of Michaelmas and Hilary Terms next at the first Law School examination the scholarships shall be for each Intermediate Examination as follows :—

One of one hundred dollars.

One of sixty dollars.

And five of forty dollars.

The Committee further recommend that a rule or rules embodying the above recommendations be forthwith passed.

The Committee think that some slight amendments only will require to be made to Rules 160 to 164 inclusive.

The report was read, considered, and adopted.

Ordered that leave be granted to introduce a rule founded on the report of the Committee.

The rule was carried unanimously, and the same is as follows :

Students-at-law and articled clerks in attendance or under service in Toronto, who are entitled to present themselves either for their First or Second Intermediate Examination in any Term before Michaelmas Term, 1890, shall attend the term of the School for 1889-1890, and the examination at the close thereof, if passed by such students or clerks, shall be allowed to them in lieu of their First or Second Intermediate Examinations, as the case may be.

The Legal Education Committee may, under special circumstances, relieve any student or clerk from the operation of the preceding provision.

Students-at-law and articled clerks in attendance or under service elsewhere than in Toronto who are entitled to present themselves either for their First or Second Intermediate Examinations in any Term before Michaelmas Term, 1890, may attend the term of the School for 1889-1890, and upon proof of such attendance and of passing the examination at the close thereof the same shall be allowed to them in lieu of their First or Second Intermediate Examinations as the case may be.

Honours and scholarships in connection with the Intermediate Examinations shall be awarded only in connection with the Law School Examinations held at the close of the School Term.

In view of the abrogation of honours and scholarships for the First and Second Intermediate Examinations of Michaelmas and Hilary Terms next at the first Law School examination the the scholarships shall be for each Intermediate Examination as follows :—

One of one hundred dollars.

One of sixty dollars.

And five of forty dollars.

To the extent and for the time which may be necessary to give effect to the foregoing rules the operation of all rules inconsistent with them is hereby suspended or modified.

Ordered that Mr. Colin Macdougall be appointed a member of the Committee on Journals and Printing, in the place of the late Hon. T. B. Pardee, deceased

Ordered that Mr. Martin's motion do stand adjourned to the second day of next Term.

Mr. Lash moved for leave to withdraw his motion.—*Carried.*

Ordered that the day for opening the Law School be Monday, the 7th of October next.

Pursuant to order, the report of the Special Committee on building accommodation was taken up.

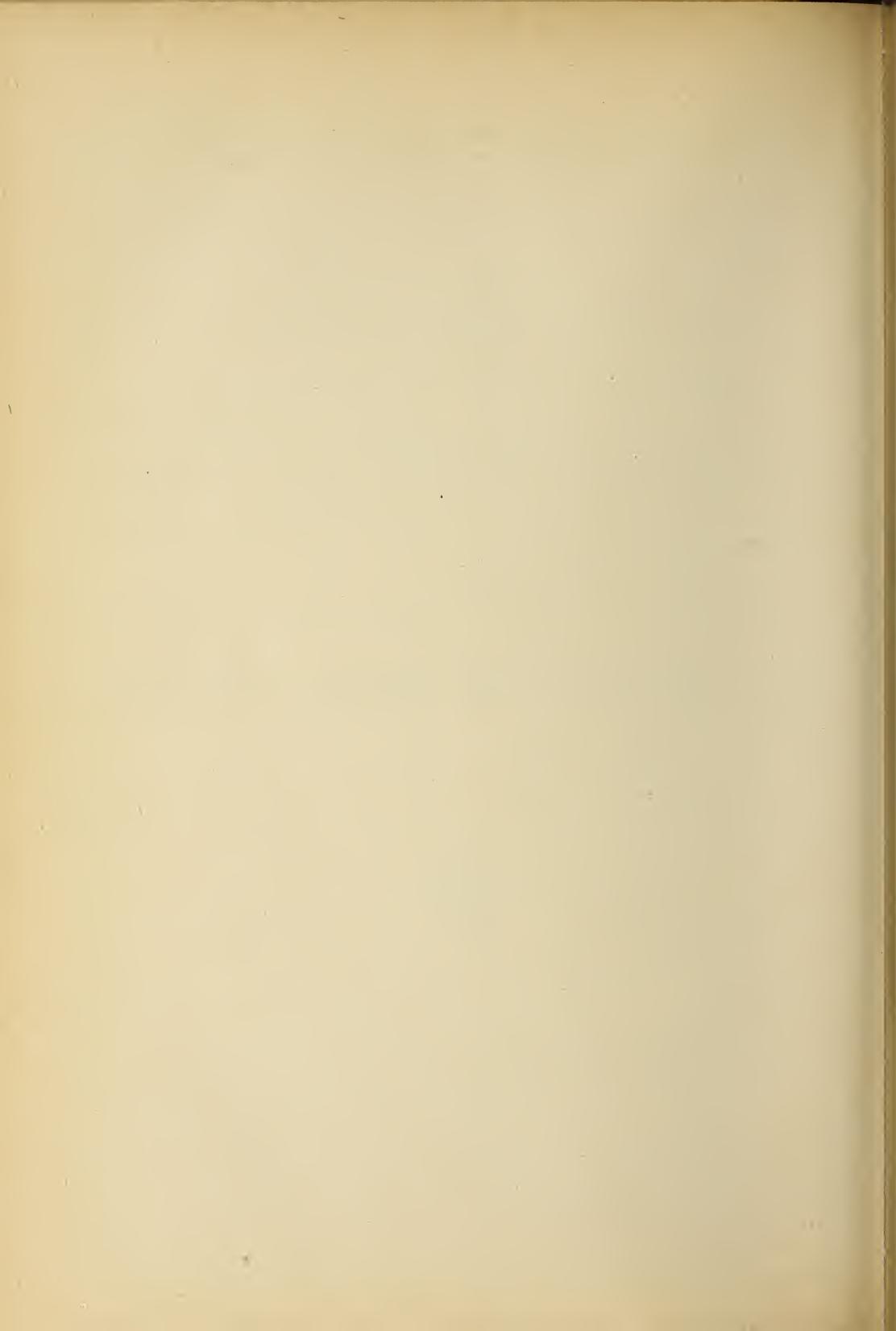
The plan by Mr. Storm, the architect, was laid on the table.

Ordered that the Special Committee be instructed to proceed with the alterations in general accordance with the plan of Mr. Storm.

Convocation adjourned.



LAW SOCIETY OF UPPER CANADA.



# Law Society of Upper Canada.

---

## PROCEEDINGS.

---

MICHAELMAS TERM, 1889.

*Resume* of the proceedings of Convocation.

*Monday, November 18th.*

Convocation met.

Present—The Treasurer, and Messrs. Bruce, Foy, Hoskin, Irving, Macdougall, Martin, Meredith, Murray, Osler, and Shepley.

The minutes of last meeting were read and approved.

The petition of the Osgoode Legal and Literary Society, as to the opening of the library at night, was received and read.

Ordered that the petition stand till the Report of the Finance Committee on the reference of the 9th February, 1889, and that the petition be referred to the Library Committee on the questions involved other than financial points.

The Secretary reported the resignation (by letter, which was read) of the telegraph operator, and that a temporary appointment had been made of an operator provided by Mr. Dwight.

The Secretary reported that Miss M. Wynn had applied.

Ordered that the hours of attendance for the operator be 9.30 a.m. to 5.30 p.m., with an hour for dinner, to be fixed by the Secretary, and on Saturdays from 9.30 a.m. to 2 p.m., save on judgment days, when the attendance is to be continued till half an hour after the closing of the courts.

Ordered that the salary of the operator be fixed at \$30 per month.

Ordered that Miss Wynn be appointed for three months on trial.

Ordered that Miss Cameron's resignation be accepted at once.

The Report of the Solicitor of the Society was read.

Mr. Irving gave notice of motion for reference to a special committee of the question, whether the hours of business and order and arrangement thereof can be modified so as to ensure greater convenience in the conduct thereof.

*Tuesday, November 19th.*

Convocation met.

Present—The Treasurer, and Messrs. Bell, Hardy, Irving, Kingsmill, Macdougall, McMichael, Martin, Moss, Purdom, and Shepley.

The minutes of last meeting were read and approved.

Ordered, that the several applications for relief from attendance upon the lectures and examinations of the Law School be referred to the Legal Education

Committee, with power to deal with them as they may think, according to the circumstances of each case, to be fair and reasonable, but upon the express understanding that no further applications be entertained by the Committee, save on grounds which may arise hereafter.

The Report of the Legal Education Committee was received and read.

Ordered for immediate consideration and adopted.

Ordered, that leave be given to introduce a rule to carry out said report.

The rule was read a first time, and is as follows:

A primary examination for candidates desiring to enter the Law Society shall be held on the third Tuesday before Hilary Term, 1890, and following days, and the subjects of the examination shall be those comprised in the curriculum heretofore in use, and the rules to the contrary are hereby modified accordingly, but no further primary examinations shall be held.

Ordered, that the rule be read a second time on Saturday, 23rd inst.

The letter of Lieut.-Col. Dawson on the subject of the closing of Osgoode Street, and the letter of the Provincial Secretary on same subject, were read.

*Resolved*, that the present opinion of Convocation is distinctly opposed to the proposed action, but that Convocation will be very glad to meet the Provincial Secretary on the subject at its meeting on Saturday next.—*Carried*.

The letter of Adam Good complaining of a solicitor was read.

Ordered, that it be referred to the Discipline Committee to enquire whether a *prima facie* case had been made out.

The letters of R. M. Williams were read.

Ordered, that the letters be referred to the Discipline Committee, in connection with the letter of 21st August already referred to the committee.

The letter of W. H. Taylor, State Librarian of Minnesota, was received and read.

Ordered, that Mr. Taylor be informed that the Law Society keeps up a set of the Minnesota Reports, and is not in a position to effect an exchange as proposed.

Mr. Martin's notice was ordered to stand till Saturday next, and Mr. Irving's notice also.

*Saturday, November 23rd.*

Convocation met.

Present—The Treasurer, and Messrs. Ferguson, Irving, Kingsmill, Lash, McMichael, Moss, Robinson, and Shepley.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

The letter of Mr. Reeve, the Principal of the Law School, on the subject of certain statements in a letter of Mr. Waldron, was presented by Mr. Moss.

Ordered, that the Legal Education Committee be authorized to utilize the large lunch-room for the purpose of the Law School, and also to purchase the necessary seats.

Mr. Moss presented the Report of the Legal Education Committee on the reference to them of petitions in connection with exemptions from attendance at the Law School.

The report was received, read, ordered for immediate consideration, and adopted.

The Report of the Special Committee on the new building in connection with the Law School was received and read.

Ordered for immediate consideration and adopted.

Ordered, that the Order-in-Council authorizing the erection of the building be entered on the minutes, and the same is as follows:

Order-in-Council, approved by His Honour the Lieutenant-Governor, dated the 8th day of November, 1889.

Upon the recommendation of the Hon. the Commissioner of Public Works, the Committee of Council advise, that the erection by the Law Society on the Osgoode Hall premises, on the site of the old boiler house, of a building for the accommodation of the students attending the Law School, etc., be approved of, such building to be erected in accordance with the plans submitted to the Commissioner. Certified,

LONSDALE CAPREOL,  
*Assistant Clerk, Executive Council, Ontario.*

The letter of the Provincial Secretary on the closing of Osgoode Street was received and read.

Mr. Irving moved the second reading of the rule as to primary examinations.—*Carried.*

The rule was then read a third time and passed.

Ordered, that Mr. Martin's notice as to Law School Rule do stand till next meeting.

Ordered, that it be referred to a Select Committee, composed of the Treasurer and Messrs. Moss, Irving, Shepley, Martin, and Robinson, to consider and report on the question whether and how the hours of business and the order and

arrangement thereof can be modified so as to secure greater convenience in the conduct thereof.

Ordered, that certain Benchers having applied for the use of the dining room for the evening of the 7th December, the application be granted.

*Friday, November 29th.*

Convocation met.

Present—The Treasurer, and Messrs. Bell, Cameron, Ferguson, Foy, Irving, Kingsmill, McCarthy, McMichael, Mackelcan, Meredith, Morris, Moss, Murray, Osler, Robinson, Shepley, and Smith.

The minutes of last meeting were read and approved.

Mr. Hoskin presented the Report of the Discipline Committee on the petition of R. M. Williams; reporting that a *prima facie* case had been made for enquiry.

The report was received, read, ordered for immediate consideration, and adopted.

Mr. Hoskin moved that the matter of the petition be referred to the Committee, for investigation in the usual way.

Ordered accordingly.

Mr. Osler, from the Reporting Committee, reported the letter of the editor on the state of the Reports, which was received and read.

Mr. Irving, from the Library Committee, presented a report on the petition of the Osgoode Legal and Literary Society, referred to it, which was received and read.

Mr. Murray, from the Finance Committee, reported that the cost of carrying out the report of the Library Committee would not exceed two dollars per night.

Ordered that the library be opened for the use of those who are entitled to use it between the hours of 7.30 and 10.30 p.m. (except during vacations), under such regulations as the Library Committee may prescribe. That this arrangement be made as a renewed experiment, and that with a view to the ascertainment of the results a record be kept of the attendance. That the Library Committee have power to provide for the closing of the library on any special occasion.

The letter of H. R. Hardy, as to a grant for the legal chart, was read.

Ordered, that a grant of \$100 be made on the same terms as last year.

The letters of Mr. Carroll, accompanied by communications from Messrs. Beaumont and Ross, charging Mr. P. Heaslip with practising in the Surrogate Court, and complaining thereof, was received and read.

Ordered, that the question be referred for enquiry and report to a select committee, composed of Messrs. Meredith, Mackelcan, Lash, and McCarthy.

The letter of Lieut.-Col. Dawson, and others, on the closing of Osgoode Street, was received and read.

Ordered, that a select committee be appointed to confer with the Provincial Secretary as to the proposed concession, and after such conference to report their opinion as to what should be done, and that the said committee be composed of Messrs. Murray, Kingsmill, Foy, Mackelcan, and Ferguson.

*Saturday, December 7th.*

Convocation met.

Present—The Treasurer and Messrs. Bruce, Fraser, Irving, Kingsmill, Martin, Moss, Murray, Osler, Purdom, and Smith.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

The report was received, read, ordered for immediate consideration, and adopted.

Mr. Osler presented the Report of the Reporting Committee on the subject of the new digest.

The Report was read, received, and ordered for immediate consideration.

Ordered, that the proposed digest shall not include the appendix to Robinson & Joseph's Digest.

Ordered, that the Committee be requested to present a further report on the points discussed at the next meeting, and that further consideration of the matter be deferred till then.

Mr. Martin's notice, as to Law School, was ordered to stand till next meeting.

The letter of Mr. C. Durand was received and read.

The letter of Mr. G. S. Holmsted, as to water rates for ground used by Tennis Club, was read.

Ordered that the amount paid by the club for this and last year be refunded, but that they be notified that no further payment of water rates will be made by Convocation.

#### HALF YEARLY MEETING.

*Tuesday, December 31st.*

Convocation met.

Present—Sir Adam Wilson and Messrs. Ferguson, Foy, Hoskin, Irving, Kingsmill, McCarthy, McMichael, Martin, Moss, Murray, Osler, Robinson, Shepley, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed chairman.

The minutes of last meeting were read and approved.

The Secretary read a letter from the Registrar of the University of Toronto, dated 19th September, 1889, to remind Convocation that the Society is entitled to appoint one representative to the Senate of the University, and that the term of the former representative had expired.

Ordered, that Mr. Moss, Q.C., be re-appointed a member of the Senate of the University of Toronto.

Mr. Hoskin, from the Discipline Committee, reported that they had considered the complaint of Mr. Keefer against a solicitor, and are of opinion that a *prima facie* case has not been shown, and that there is no necessity for any investigation.

The report was adopted.

Mr. Hoskin drew the attention of Convocation to the fact that Mr. George Macgregor Gardner had given notice of an application to the Legislature for an Act to authorize his admission as a barrister and solicitor.

Ordered, that Mr. Irving and Mr. Hoskin do appear at the proper time, and oppose such application.

Mr. Hoskin drew the attention of Convocation to a Certificate of 6th December, 1889, issued by the Registrar of the Chancery Division, H.C.J., relating to Mr. J. P. MacMillan.

Ordered, that the chairman of the Discipline Committee do ascertain if the order can be amended so as to comply with Rule 119 of the Society, and if amendable, that he ask that it be amended.

Mr. Shepley drew the attention of the Benchers to a memorandum of Convocation of 15th February, 1889, relating to the accommodation to be afforded for the robing of practitioners.

Mr. Osler presented the Report of the Reporting Committee.

The report was received, read, considered and adopted.

Mr. Martin moved pursuant to notice certain Rules set out hereafter.

The Rules were read a first time.

---

Ordered, that they be printed, distributed to Benchers, and come up for a second reading on the first Tuesday of Hilary Term, 1890.

Mr. Shepley gave the following notice:

That at the first meeting of Convocation in Hilary Term next, he will move that the Finance Committee be requested to report to Convocation upon the direction given that committee 15th February, 1889, to enquire and report whether further accommodation can be provided in Osgoode Hall for the clothing of practitioners in attendance at the hall, and to report what, if any, difficulties exist in the way of making such provision.

Convocation adjourned.

(Sd.) J. K. KERR, *Chairman Journals Committee.*



# Law Society of Upper Canada.

---

## PROCEEDINGS.

---

HILARY TERM, 1890.

The following is a *resume* of the proceedings of Convocation during the above term:

The following gentlemen were called to the Bar, viz.: *February 3rd*—Arthur Whyte Anglin, with honours and gold medal; Charles Eddington Burkholder, with honours and silver medal, and Robert Elliott Fair; George Smith McCarter, David Hooey, Edmund Sheppard Brown, Duncan Henry Chisholm, Albert Constantineau, William Albert Smith, Walter Allan Skeans, William Edward Fitzgerald, Alfred Edmund Cole, Francis Pedley, William Charles Mikel, Arthur St. George Ellis, Daniel Thomas Kennedy McEwan, Alexander Duncan Dickson, Edward Lindsay Elwood, Albert Edward Baker, Alexander Purdom, Walter Augustus Thrasher, George Harvey Douglas, John Thomas Hewitt, Robert Elliott Lazier. *February 4th*—Richard Vercoe Clement.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz.: *February 3rd*—A. W. Anglin, C. E. Burkholder, J. A. Webster, D. H. Chisholm, A. Purdom, W. A. Skeans, A. E. Baker, A. D. Dickson, G. H. Hutchison, R. S. Chappell, A. S. Ellis. *February 4th*—G. S. McCarter, W. E. Kelly, A. Constantineau, D. Hooey, F. Pedley, H. P. Thomas, H. W. Lawlor. *February 8th*—R. V. Clement, M. C. Biggar, A. E. Cole. *February 14th*—E. S. Brown, W. J. L. McKay.

The following gentlemen passed the Second Intermediate Examination, viz.: R. McKay, F. R. Martin, W. G. Owens, A. H. O'Brien, A. A. Smith, A. J. Anderson, G. R. Wilkinson, J. McEwan, W. P. McMahan, J. H. H. Hoffman, G. D. Grant, A. Bridgman, F. F. Pardee, J. F. Lennox, W. L. McCarthy, W. Mills, A. Crow, D. Mackenzie, S. D. Evans, J. G. Farmer, T. W. Scandrett, F. W. Wilson.

The following gentlemen passed the First Intermediate Examination, viz.: J. C. Cameron, J. S. Robertson, W. B. Taylor, W. L. Wickett, J. R. Milne, P. F. Carscallen, J. E. Varley, E. Harley, H. F. Gault, T. M. Harrison, L. Laferty, S. D. Schultz, G. G. Duncan, A. B. Jones, W. H. Cairns.

The following gentlemen were entered as Students-at-Law, viz.: *Matriculant Class*—Norman Young Poucher, Bertram Halford Ardagh, John Ashworth, Zachary Richard Edmund Lewis. *Junior Class*—John Alexander Stewart, Geo. Wilson Patterson, William Albert Mace, George Edward Deroche, George Hos-sack Findlay, James Houston Spence, Charles Arthur Batson, John Thomas White, Ralph McDonald Blackley, William Henry Lovering, James O'Brien, James Dickson, Lewis Frederick Clarry, Allan Norman Cameron. *Articled Clerks*—Edward J. Going, John Charles Elliott, Ethelbert Fletcher Harrison Cross.

*Monday, February 3rd.*

Convocation met.

Present—Messrs. Ferguson, Foy, Irving, Kingsmill, Macdougall, Mackelcan, Meredith, Morris, Moss, and Murray.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting (Dec. 31st, 1889) were read and approved.

Ordered, that the Finance Committee be requested to report to Convocation upon the direction given that Committee 15th February, 1889, to enquire and report whether further accommodation can be provided in Osgoode Hall for the clothing of practitioners in attendance at the Hall, and to report what, if any, difficulties exist in the way of making such provision.

Mr. Moss, from the Special Committee on Honours and Medals, presented a report, which was adopted.

Ordered, that Messrs. A. W. Anglin and C. E. Burkholder be called to the Bar with honours, and that Mr. Anglin be awarded a gold medal, and Mr. Burkholder a silver medal.

Messrs. Anglin and Burkholder attended, and were called to the Bar, and presented with a gold and silver medal respectively.

*Tuesday, February 4th.*

Convocation met.

Present—Messrs. Britton, Bruce, Foy, Fraser, Irving, Kingsmill, Macdougall, Mackelcan, Martin, Moss, Murray, and Shepley.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The petition of George Macgregor Gardner was read, and referred to Messrs. Irving and Hoskin, to whom instructions to oppose Mr. Gardner's bill have already been given.

Mr. Martin, seconded by Mr. Foy, moved the second reading of the rules to amend the rules relating to the Law School as amended, the consideration of which on 31st December, 1889, had been ordered for this day.

The rule was read a second time.

Mr. Martin then moved, seconded by Mr. Foy, that the rules as amended be read a third time.

The rules were then read a third time, were passed, and are as follows:

RULES TO AMEND THE RULES RELATING TO LAW SCHOOL.

164 (*g*). Students-at-Law and Articled Clerks who are exempt from attendance at the Law School, either in whole or in part, may elect to attend the Law School and pass the Examinations thereof in lieu of passing the Examinations under the existing curriculum applicable to Students and Clerks, so exempt in whole or in part, as aforesaid; such election shall be made in writing signed by the Student or Clerk, addressed to the Principal of the Law School, and deposited with him when producing the Secretary's receipt for payment of the Law School fees for the first term to be attended, in conformity with such election, and after such election the Student or Clerk so electing shall be bound to attend the Law School and pass the Examination thereof in the same manner as if originally bound to attend the Law School and pass the Examinations thereof.

164 (*h*). Students-at-Law and Articled Clerks who shall elect to attend the Law School as provided in Rule 164 (*g*), and who would be entitled to present themselves for their First or Second Intermediate Examination, or for their Final Examination, as the case may be, in any term during any School year term, or before Michaelmas Term then next ensuing, shall upon proof of such attendance, and of passing the Examinations prescribed for the First or Second Intermediate Examination or Final Examination (as the case may be), at the close of such School term or at the Examinations thereof, commencing with the first Monday in September, be allowed such Examination in lieu of their First or Second Intermediate or Final Examination, as the case may be.

164 (*i*). Rules 164 (*d*), 164 (*e*), and 164 (*f*), shall apply to Rules 164 (*g*) and 164 (*h*).

164 (*j*). It is hereby provided and declared to be the true intent and meaning of the Rules heretofore passed respecting the attendance of Students-at-Law and Articled Clerks at the Law School, that every Student or Clerk who is required to attend the School during one term only shall so attend during that term which shall end in the last year of his attendance in Chambers or service under Articles; that every Student or Clerk who is required to attend during two terms shall so attend during those terms which shall end in the last two years respectively of his attendance in Chambers or service under Articles; and that every Student or Clerk who is required to attend during three terms shall so attend during those terms which shall end in the last three years respectively of his attendance in Chambers or service under Articles; and that all Students-at-Law and Articled Clerks, who, in accordance with the rules, shall have duly attended the School during the term which shall have ended in the last year of their attendance in Chambers or service under Articles, shall be entitled to present themselves for their Final Examinations at the close of the said term, notwithstanding their periods of attendance in Chambers or service under Articles may not have been completed at the time of holding such Examinations.

164 (*k*). All Students-at-Law and Articled Clerks admitted upon the books of the Law Society in Michaelmas Term, 1889, and who by virtue of any previous rule may be required to attend the School during the term of 1889-90, shall be deemed to have duly attended during said term, if they shall have attended not less than five-sixths of the aggregate number of Lectures, and four-fifths of the number of Lectures of each series pertaining to the first year of the School course which shall have been delivered subsequent to the date of their said admission.

*Saturday, February 8th.*

Convocation met.

Present—Messrs. Beatty, Cameron, Ferguson, Foy, Hoskin, Irving, MacKelcan, McMichael, Moss, Murray, Osler, Shepley, and Smith.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

Mr. Murray reported on behalf of the Special Committee appointed to meet and confer with the Provincial Secretary as to the proposed concession in relation to Osgoode Street, referred to in the resolution of Convocation of 29th November, 1889.

The report was read, and ordered to be taken into consideration on Friday, 14th inst., and that the petition and report of the Committee be printed and sent to the members of Convocation forthwith, and that petitioners be informed that it is desirable that the agreement and Act of the Legislature proposed in the report be submitted to Convocation for consideration at the same time, as after Friday next there will not be a meeting of Convocation for three months, and that members of Convocation be informed that the report will be considered on Friday next.

Mr. Hoskin, in pursuance of an order of 31st December, 1889, in the matter of Mr. J. P. McMillan, reported that he had made application to Mr. Justice Robertson for an order amending the order striking Mr. McMillan off the rolls, upon which application the following judgment was given :

“Mr. Hoskin, Q.C., having applied to me to amend an order made by me on 16th March, 1889, whereby one John P. McMillan, a solicitor, and a member of the Law Society of Upper Canada, was ordered to be struck off the roll of solicitors, so as to include the further order : ‘That such order shall be transmitted by the proper officers of this Court to the Treasurer of the Law Society,’ in terms of the Rule 119 of the Society; I am of opinion that such order, having been acted upon, cannot be amended, unless by another application made in due form, upon notice to the party affected thereby.”

January 8th, 1890.

(Sd.) THOMAS ROBERTSON.

Upon motion of Mr. Hoskin, seconded by Mr. Cameron, it was ordered that the solicitor of the Society be instructed to take the necessary steps to have the order referred to amended.

Mr. Hoskin, from the Discipline Committee, reported in the case of the complaint of Mr. Adam Good against Mr. W——, that this matter, so far as it relates to negligence, should be tested in a court of law, and not be investigated by this committee, and they submitted to Convocation for its consideration whether the other charge, viz., that of instigating litigation, should be proceeded with.

The report was received, and Convocation ordered that no further action be taken, inasmuch as the charge of negligence is the only charge specifically made, and not a matter requiring the action of Convocation.

Ordered, that upon a special rule being passed repealing for this case the rule requiring notice, etc., prior to call, the application of Sir John S. D. Thompson, K.C.M.G., a member of the Bar of Nova Scotia, for call to the Bar of this Province, be granted, and that upon the production to Convocation of a certificate of call to the Bar of Nova Scotia, and the testimonials required by sub-sec. 5 of sec. 1 of chap. 146, R.S.O., Sir John S. D. Thompson, K.C.M.G., now Minister of Justice, be called to the Bar of this Province, and that the fees payable upon such call be remitted or waived by the Society.

Leave was granted to introduce a special rule.

Mr. Osler, in absence of Mr. Robinson, moved, seconded by Mr. Cameron, the following Special Rule :

That Rule 207, sub-heads 1 and 3, Rules 209 and 210, and any other Rule conflicting with the above resolution be suspended and dispensed with in the case of Sir John S. D. Thompson, K.C.M.G., on his application for call to the Bar of Ontario.

The rule was introduced, read a first and second time, and by unanimous consent rule 21 was suspended, and the rule was read a third time.

The Secretary laid on the table a return of solicitors who had paid their annual fees up to Michaelmas Term, 1890, and also of the solicitors who had failed to pay in time.

Ordered, that it is desirable that a correct list of Benchers, taken from the journals, from the foundation of the Society to the present time, be prepared, and that Mr. Read, Q.C., be requested to prepare the same.

Ordered, that Mr. Grasett do check the Roll of Barristers and Solicitors with Mr. Hardy in the compilation of his authorized list, and that Mr. Grasett be authorized to sign the same certifying to its accuracy.

*Friday, February 14th.*

(Subject to confirmation at next meeting of Convocation.)

Convocation met.

Present—Sir Alexander Campbell and Messrs. Beatty, S. H. Blake, Britton, Bruce, Cameron, Ferguson, Foy, Fraser, Guthrie, Hoskin, Irving, Lash, McMichael, Martin, Meredith, Morris, Moss, Murray, Osler, Purdom, Robinson, and Shepley.

The minutes of last meeting were read and approved.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

Mr. Morris, from the Library Committee, presented the report of that committee on the application of the Hamilton Law Association for new editions of students' books, recommending that the Association be forthwith supplied with the following books: One copy of Dart on Vendors, 1888; one copy of Armour on Titles, 1887; one copy of O'Sullivan's Government in Canada, 1887; one copy of Smith on Contracts, 1885. And that the Secretary of the Association be informed that there is not any new edition of Smith's Mercantile Law, although one is expected, but that an order has been given for such new edition when published. Referring to Blackstone's Commentaries by Kerr, this work is not contained in the new curriculum adopted by the Law Society, and need not therefore be supplied.

The Committee further recommended that the Secretary of the Hamilton Association be informed that in pursuance of the recommendation of the Special Committee adopted by Convocation of 21st May, 1887, in future the renewal of the set of students' books supplied them must be assumed by the Hamilton Association.

The committee also beg leave to report that they have received an application from the junior library assistant asking for an increase of salary, and your committee beg leave to recommend that his salary be increased to eight hundred dollars per annum, to take effect from this date.

On behalf of the committee. (Sd.) ÆMILIUS IRVING, *Chairman.*

February 4th, 1890.

The report was adopted, and ordered accordingly.

Mr. Murray presented the report of the Special Committee, dated February 28th, on the subject of the closing of Osgoode Street.

Mr. Murray moved that the report be adopted. *Lost* on a division.

Mr. Shepley presented the report of the Editor to the Reporting Committee, as follows:

Toronto, 14th February, 1890.

DEAR SIR,—I have to report that in the Court of Appeal Mr. Grant's arrears have been finished, and the digest of his last volume will be ready in a few days. Mr. Cassels has eleven cases all of the 14th January, so that all judgments in the Court of Appeal to the end of 1889 have been published. In the Queen's Bench there are seven unreported cases, all of December, six of which are ready to issue.

In the Common Pleas there are twenty-six, of which two are of September, one of November, fourteen of December, and nine of January.

In the Chancery Division Mr. Lefroy has sixteen, two of October ready to issue, one of November revised, seven of December, and six of January.

Mr. Boomer has two, one of October ready to issue, and one of November revised.

All the Practice cases to the end of 1889 have been published—five of January are unreported.

I am, yours truly. (Sd.) J. F. SMITH.

B. B. OSLER, ESQ., Q.C., *Chairman*.

Mr. Murray, from the Finance Committee, reported that the preliminary engagement of Miss Wynn as telegraph and telephone operator is finished, and moved that she be now appointed at a salary of thirty-six dollars a month.

The report was adopted, and ordered accordingly.

Mr. Lash gave notice that at the next meeting of Convocation he would move, "That it is expedient to consent that the Dominion Government have certain privileges over Osgoode Street, in rear of Osgoode Hall grounds, in connection with the drilling of volunteer troops thereon, and that Messrs. Murray, Shepley, Foy, Irving, Robinson, and the mover, be a Special Committee to prepare and submit to the next meeting of Convocation a draft of such agreement and statutes as, after conference with the Government and municipal authorities, they may think should be entered into and passed for the purpose of granting such privilege and protecting the interests of the Law Society."

The letters from Messrs. Thornberry & Co., F. A. Barr, and F. Nicholls, on the subject of electric lighting, were read and referred to a committee consisting of the Library Committee, and Messrs. Osler, Mackelcan, Murray and Lash.

The following telegram was received from Sir John S. D. Thompson, the Minister of Justice, from Sharbot Lake, on the C.P.R.:

*To J. H. Esten, Osgoode Hall:*

In consequence of train from Montreal breaking down, Ottawa car has been detained at Smith's Falls until a few moments ago, therefore we cannot reach Toronto until four o'clock.

(Sd.) JOHN S. D. THOMPSON.

Convocation thereupon adjourned until five o'clock p.m.

5 p.m. Convocation met pursuant to adjournment.

Present—Messrs. Beatty, Britton, Cameron, Moss, Murray, Osler, Purdom, Robinson, Shepley, and Mr. Irving, the Chairman of the day.

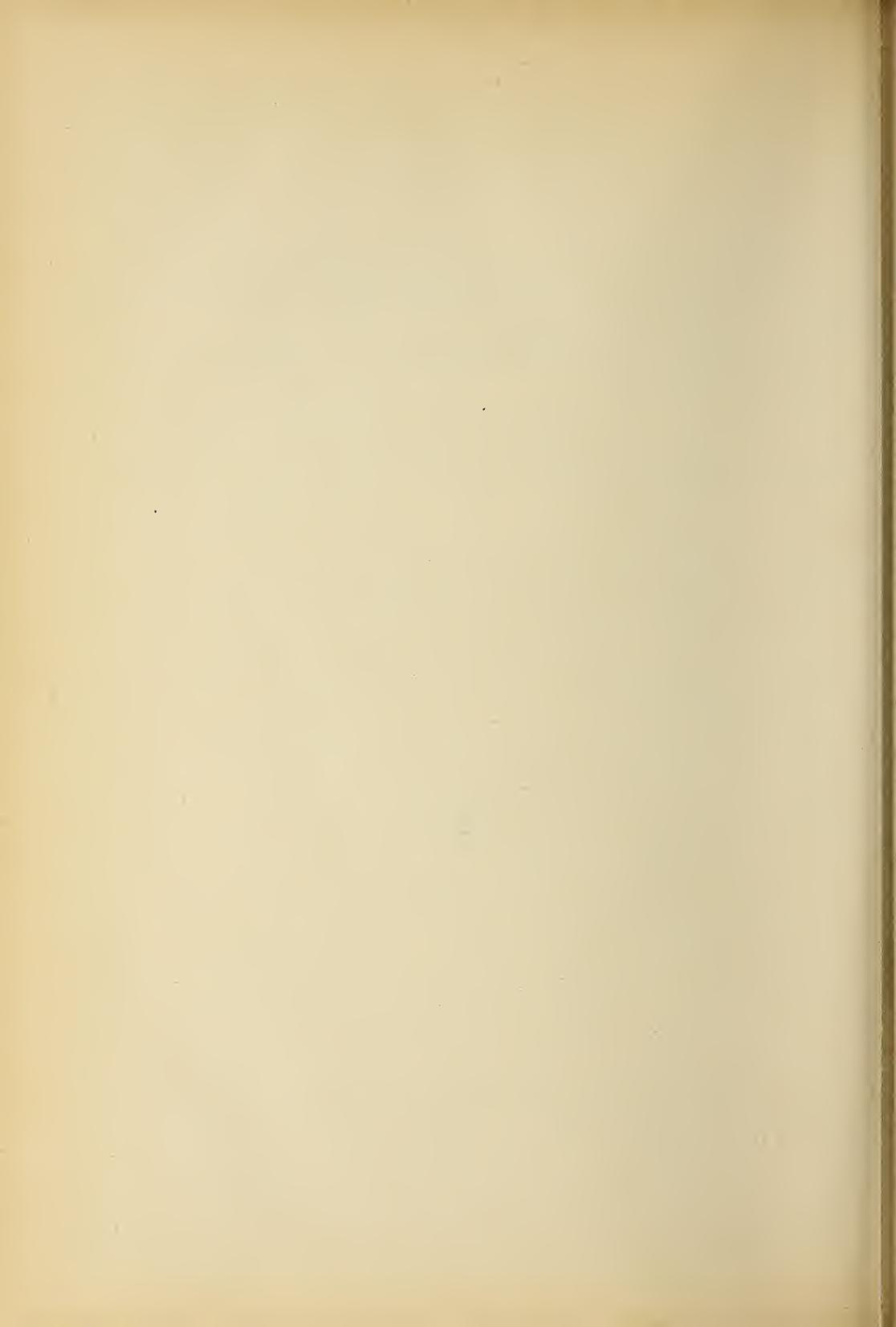
---

Sir John Thompson, Minister of Justice and Attorney-General of Canada, having presented his Certificate of Call to the Bar of Nova Scotia, under the seal of the High Court, dated the 7th February, 1890, and also the Certificate of Sir Alexander Campbell, K.C.M.G., Lieutenant-Governor of Ontario, and a former Minister of Justice and Attorney-General for Canada, that he has known him for many years, and that he is a gentleman of good character and conduct, it was ordered that Sir John Thompson be called to the Bar of Ontario.

Sir John Thompson thereupon attended, and was called to the Bar accordingly, and was subsequently presented to the Judges of the Common Pleas Division of the High Court of Justice.

Sir John Thompson afterwards took his seat as an ex-officio Bencher. Convocation adjourned.





# Law Society of Upper Canada.

## PROCEEDINGS.

EASTER TERM, 1890.

The following is a *resume* of the proceedings of Convocation during the above term :—

The following gentlemen were called to the Bar, viz. :

*May 19th.*—James Herbert Denton, with honors and silver medal; William Howard Hunter, with honors and silver medal; Charles Wesley Kerr, with honors and bronze medal; and Cyrus Stiles, William George Richards, Mahlon Kitchen Cowan, William James Green, Arthur James Forward, James Duncan Lamont, Harper Armstrong, James Russell Lovett Starr, Joseph Stockwell Walker, Frederick Cuyler Hastings, Miller Murdoch, William James Williams, Robert Elliott Lazier, Thomas Atkins Wardell, Dugald James MacMurchy, Lennox Irving, Robert Franklin Lyle, Edward Albert Forster, Caleb Everett Lyons, Henry Parker Thomas, Frank Leslie Webb, Robert Lazier Elliott.

*May 20th.*—Joseph Heighington (special case), Robert Barrie, James Henry McGhie.

*May 30th.*—Andrew Grant.

The following gentlemen were granted certificates of fitness as Solicitors, viz. :

*May 19th.*—C. Stiles, W. J. Green, F. C. Hastings, F. L. Webb, G. E. K. Cross, C. E. Lyons, F. B. Geddes, R. F. Lyle, J. H. Cooper, J. W. Mealey, N. Mills, A. Grant.

*May 20th.*—C. W. Kerr, R. L. Elliott, P. K. Halpin.

*May 30th.*—W. G. Richards, W. A. Smith, W. L. Ross, W. McBeth Sutherland, J. H. Denton.

The following gentlemen passed the Second Intermediate Examination, viz. :  
H. J. D. Cooke, C. P. Blair, W. M. Campbell, C. F. Maxwell, G. F. Downes, W. M. McKay, W. S. Middlebro, J. Steele, W. W. Scane, L. A. Smith, J. Lennon, F. Elliott, H. B. Travers, W. S. Buell, W. J. Clark, T. A. Gibson, F. Harding, R. H. McConnell, B. E. Swayzie, W. H. Williams, R. A. Hunt, J. H. McCurry, A. R. Walker, J. Armour, J. W. Winnett, F. C. Cousins, R. T. Harding, and W. A. Boys, J. H. Hegler, A. A. Roberts, as students-at-law

The following gentlemen passed the first Intermediate Examination, viz. :  
H. A. Lavell, M. J. O'Connor, J. D. Swanson, J. H. Rodd, D. E. Stuart, E. G. Rykert, T. H. Lennox, G. F. Blair, F. W. Gladman, F. King, E. Donald, W. D. Card, W. Carney, P. S. Lampman, F. Jones, H. A. Stewart, C. S. Leitch, L. B. C. Livingstone, J. B. Irwin, G. M. Vance, H. C. McLean, S. S. Martin, W. F. Scott, J. H. Senkler, and A. F. H. Mills C. F. Mills as students-at-law.

The following gentlemen were entered as Students-at-Law and Articled Clerks, viz. :

*Graduates*—James Macalister Farrell, Charles O'Connor.

*Matriculants*—David Inglis Grant, Nicholas Charles Sparks, Charles William Beatty, John Galbraith, Thomas Bird German, Joseph Pierce Rogers Gundy, Samuel Herbert McKay, Frank Drake Llewellyn Smith, Richard D'Arcy Scott.

Monday, May 19th.

Convocation met.

Present—The Treasurer and Messrs. S. H. Blake, Cameron, Foy, Hoskin, Irving, Kerr, Lash, McCarthy, McMichael, Mackelcan, Martin, Moss, Murray, and Osler.

The minutes of last meeting were read and approved.

Mr. Osler gave notice of motion for the third meeting of Convocation this term, as follows :

(1) That he would introduce a rule to provide for the publication of an annual Official Law List.

(2) To amend the 44th Rule so as to make the salary of the assistant reporter of the Court of Appeal twelve hundred dollars per annum.

(3) That the Supplemental Digest, as now printed in Robinson & Joseph's Digest, be included in the new Ontario Digest, now in preparation, and that the Reporting Committee be authorized to make the necessary arrangements with Mr. Joseph.

Mr. Hoskin, from the Discipline Committee, presented a report in the case of Mr. W., and a report in the case of Mr. T., with evidence.

Ordered, that the said reports be considered to-morrow.

Mr. Moss, from the Legal Education Committee, presented the following report as to regulations for the examinations in the Law School, viz. :

That under the provisions of Rule 145, the following regulations with regard to the Law School examinations for May were adopted, namely :

(1) That no oral examination be held in connection with the ensuing May examinations.

(2) That for these examinations the percentage of marks be 55 per cent.

(3) That the number of questions on each paper for 1st year be ten, and for 2nd year, twelve, and that the same number of questions be given in each honor paper.

(4) That the examiners make their report as to these examinations on or before the second Monday in Easter Term.

The Special Committee on Honors and Scholarships presented a report as follows :

The Committee find that the following candidates, viz. : Messrs. J. H. Denton, W. H. Hunter, and C. W. Kerr, are entitled to be called with honors, and that Messrs. Denton and Hunter are entitled to receive silver medals respectively, and that Mr. Kerr is entitled to receive a bronze medal.

All of which is respectfully submitted.

(Signed)

CHARLES MOSS,  
J. K. KERR,  
B. B. OSLER.

The report was adopted, and ordered accordingly.

The letter of A. D. Crooks was read.

Ordered, that one hundred and forty dollars, deposited by him for the purpose of his bar and solicitor examination, be refunded to him.

The letter of W. S. Gibbon as to A. L. Weed was read.

Ordered, that it be acknowledged, and that Mr. Gibbon be informed that the Law Society is in communication with Mr. Weed on the subject.

The letter of Mr. A. L. Weed was read.

Ordered, that he be informed that there is no special law touching the case of United States' practitioners, and that the law already sent is all that is applicable.

The letter and report of Mr. D. B. Read, Q.C., on the subject of entries of names of Benchers, was read.

Ordered, that the report be referred to a Special Committee composed of Messrs. Ferguson, Mackelcan, Shepley, and Kerr, with instructions to revise the same, to report thereon, and to report on the question of remuneration to Mr. Read.

Mr. Lash, pursuant to notice, moved as follows :

That it is expedient to consent that the Dominion Government have certain privileges over Osgoode Street, in rear of Osgoode Hall grounds, in connection with the drilling of volunteer troops thereon, and that Messrs. Murray, Shepley, Foy, Irving, Robinson, and the mover, be a Special Committee to prepare and submit to the next meeting of Convocation a draft of such agreement and statutes as, after conference with the Government and municipal authorities, they may think should be entered into and passed for the purpose of granting such privilege and protecting the interests of the Law Society.—Carried.

*Tuesday, May 20th.*

Convocation met.

Present—The Treasurer, and Messrs. Beatty, Bruce, Cameron, Hoskin, Irving, Kerr, Macdougall, McMichael, Martin, Morris, Moss, Murray.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, presented a report.

In the case of J. Heighington, recommending that he be called to the Bar.

In the case of R. L. Elliott, recommending that he receive a certificate of fitness as a solicitor.

In the case of J. H. McGhie, recommending that he be called to the Bar.

The report was considered, adopted, and ordered accordingly.

The death of Mr. Adam Hudspeth, Q.C., M.P., a Bencher of the Law Society, was announced.

It was then moved by Mr. Cameron, and seconded by Mr. Moss, and unanimously adopted as follows :

That the Benchers of the Law Society in Convocation, desire to express the general feeling of regret at the recent death of Mr. Adam Hudspeth, Q.C., M.P., a member of this body for several years past, and direct that this resolution be entered on the minutes of their proceedings, and that the deep sympathy of Convocation be communicated to the family of their lamented colleague.

Ordered, that a meeting of Benchers be called for Friday, 30th May instant, for the purpose of electing a Bencher to supply the vacancy caused by the death of Mr. Hudspeth, and that the Secretary do issue notices accordingly.

Mr. Martin presented the report of the County Library Aid Committee, and the report of Mr. Winchester, the Inspector of County Libraries.

The above reports were received, read, and adopted, and it was ordered that Mr. Winchester be re-appointed Inspector at a salary of one hundred and fifty dollars a year, and further that a grant to the Leeds and Grenville Association, and the loan to the Essex Association, be made.

Mr. Hoskin, on behalf the Discipline Committee, reported in the case of Thomas A. Gorham, barrister, against Mr. W., barrister, that the complaint in question had not been substantiated, and that the Committee recommend a dismissal of the same.

The report was adopted.

Mr. Hoskin, on behalf of the same committee, reported the case of Mr. T., a member of the Society, at the suit of Messrs. Ashton and Stevenson.

Ordered that the consideration of the report be postponed, to enable the complainants to apply to the Courts to strike Mr. T. off the rolls, and that the solicitor of the Society be instructed to watch the proceedings, and that Mr. Marsh, Q.C., be retained as Counsel to represent the interests of the Society upon such proceedings.

Mr. Moss laid before Convocation the report of the Principal of the Law School, which was received, and it was ordered that the report be printed and distributed to the benchers, and that the report be taken into consideration on Saturday, 7th June, and the benchers be informed.

Mr. Moss submitted a letter addressed to him as Chairman of the Legal Education Committee by Mr. Marsh, with reference to his position, as Lecturer in the Law School, the consideration of which was deferred.

The Secretary reported that Mr. J. S. Walker had completed his service, and was entitled to his Certificate of Fitness.

Ordered accordingly.

Mr. Read, the Solicitor of the Society, announced by letter that the Court of Appeal had dismissed Mr. Macdonnell's appeal, in the case of *Macdonnell v. Blake and the Law Society* with costs.

Messrs. Heighington, Barrie, and McGhie, were called to the Bar.

*Saturday, 24th May, 1890.*

At a meeting of the Law Society, held in Convocation Room, Osgoode Hall, on this day.

Present—Messrs. Moss and Murray.

There being no quorum at 11 a.m., being thirty minutes after time of meeting, the senior barrister present adjourned the meeting to 10:30 a.m., on Friday, 30th May, instant.

(Sd.) CHARLES MOSS,  
H. W. M. MURRAY.

*Friday, May 30th.*

Convocation met.

Present—The Treasurer and Sir Adam Wilson, Messrs. Cameron, Foy, Hoskin, Irving, Kingsmill, McMichael, Mackelcan, Morris, Murray, Shepley, and Smith.

The minutes of the last two meetings were read and approved.

Ordered, that the members of the Bench present be requested to attend H.R.H. the Duke of Connaught during his visit to Osgoode Hall this day, and that Convocation be at the time of the said visit adjourned during pleasure.

Ordered, that Mr. Blake be re-appointed Treasurer for the year.

Ordered, that Mr. A. J. Christie, Q.C., of Ottawa, be elected to fill the vacancy in the Bench caused by the death of Mr. Hudspeth.

Ordered, that the Standing Committees for this year be composed of the same members as last term, save that the name of Mr. Christie be substituted for that of Mr. Hudspeth.

Mr. Morris, from the Legal Education Committee, presented a report on the petition of T. F. Lyall, recommending that the prayer of the petition be not granted. Also, in the cases of W. M. Sutherland and J. H. Denton, recommending that they receive Certificates of Fitness.

The report was received, adopted, and ordered accordingly.

Mr. Shepley, from the Reporting Committee, presented a report, also the Report of the Editor.

Your Committee beg to present the Editor's Report upon the state of the work of reporting, which is herewith laid before Convocation.

Your Committee beg to call attention to the fact that according to the Editor's Report there are at this date unreported cases of the month of April to the number of thirteen, of March to the number of twenty-one, and of February one case.

Ordered, that the Reporting Committee call the attention of the Editor to the arrears with the view of their being brought up in the course of the ensuing month.

#### EDITOR'S REPORT.

*Toronto, 23rd May, 1890.*

DEAR SIR,—I have to report that there are now in the Court of Appeal, in addition to the judgments of last week, which have yet to be considered, six unreported cases, all of March, which, however, were not given to the reporter until the 8th April. In the Queen's Bench there are three, two of which are of March (ready), and one of April. In the Common Pleas there are seventeen; fourteen of March, of which seven are revised, and three of April. In the Chancery Division Mr. Lefroy has six; one of March ready to issue, one of April, and four of May. Mr. Boomer has seven; one of February ready to issue, four of March, of which one is revised, and two of April. Of the Practice Cases there is one of May, all cases up to the first of that month having been published.

I am yours truly,

(Sd.) J. F. SMITH.

B. B. Osler, Esq., Q.C., *Chairman.*

Ordered, that the consideration of the report of the Examiners of the Law School do stand till the next meeting of Convocation.

Mr. Murray from the Finance Committee presented a report.

(1) The Finance Committee beg leave to report that they have caused to be prepared a statement of the revenue and expenditure of the Law Society for the year ending 31st December, 1889, and they submit same herewith, together with a statement showing the assets and liabilities as on the 31st day of December, 1889.

(2) That they lately had under consideration the question of insurance, and, after consulting with the architect of the Society, they increased that on the examination and dining halls from \$25,000 to \$30,000, and that on the remainder of the Law Society building from \$15,000 to \$25,000.

(3) That in view of the recent fire at the University of Toronto they communicated with the Minister of Public Works, and they believe that further precautions have been taken in that part of the building belonging to the Ontario Government.

They have also approved of a report made by the architect at their request, whereby a better system for a supply of water will be secured in the future. Certain doors and a window between the Law Society and the Government parts of the building will be closed with iron doors, or built up with brick. There will be a fire escape provided from the upper part of the building, a messenger call introduced, hand grenades kept in every room, and the use of coal oil lamps has been forbidden.

(4) They also recommend that the use of the examination hall by the Osgoode Legal and Literary Society be confined to debates.

(5) They have caused an enquiry to be made as to the occupation of the wardrobes used by the members of the Society, and find that of fifty-eight in the Queen's Bench room the occupation of two only is unknown. Of twenty-five in the Common Pleas room only one is unknown; and twenty-five in the Chancery Division, the occupation of only nine is unknown, and they have directed the secretary to put up a further notice that if any wardrobes remain unclaimed on the 15th day of June, the same will be opened and possession thereof resumed by the Society; they also report that they allowed an increase in the wages of caretaker Gilly of \$10 a month during the past session of the Law School.

(6) In the matter of Mr. D., a solicitor against whom an order was obtained, suspending him for practising without taking out his annual certificate, your committee report that in consequence of a direction made by the Hon. Chief Justice Sir Thomas Galt, on a motion to commit for disobedience of said order, the Secretary wrote to Mr. D. informing him that upon payment of his fees, without fines or costs, he would receive his reports; that Mr. D. has not paid any fees, and has continued to practice, and is practising as a solicitor, and that the Solicitor of the Society has been instructed to at once proceed against Mr. D. on the said order, and to compel obedience to same.

(7) The Secretary, in pursuance of instructions, has prepared a list of solicitors who are in default, and the Committee submit same herewith for the information of Convocation.

(Sd.) HUSON W. M. MURRAY,

*Chairman.*

May 30th, 1890.

The report of the Finance Committee was ordered for immediate consideration by paragraphs, and adopted.

Ordered, that two copies of the amended library catalogue of books, and lists of subsequent acquisitions of books, and two copies of an inventory of pictures

and furniture be prepared, and that one copy be placed in the safe of the Society, and the other in the custody of the Treasurer for safe keeping, and that the further lists and inventories be from time to time added to these copies.

Ordered, that it be referred to the Finance Committee to enquire and report on a plan for systematizing the use and increasing the amount of the wardrobe accommodation, and making a charge therefor.

The list of solicitors in default was referred to the Committee, with instructions to cause the necessary enquiries to be made as to the names on the list, and to devise a system of checking from time to time the names of apparent defaulters in the future, and report to Convocation.

Ordered, that Mr. Osler's notice for this day stand till next meeting of Convocation.

Ordered, that the old lunch room be allowed to be used as a lunch room during the recess of the Law School.

*Saturday, June 7th.*

Convocation met.

Present—The Treasurer, and Messrs. Moss, Murray, Irving, Bruce, Foy, Shepley, Kingsmill, Martin, Robinson, Cameron, McCarthy, McMichael.

Mr. Moss, from Legal Education Committee, reported as follows :

1. In the case of Dugald Campbell, recommending that the filing of the articles be allowed.
2. In the case of T. G. A. Wright, recommending that his attendance at the Law School having been allowed as sufficient, he be allowed to present himself for call in Trinity Term next.
3. In the case of A. C. M. B. Jones, recommending that the prayer of the petition be not granted.

The report was received, adopted, and ordered accordingly.

Mr. Irving, from the Select Committee appointed on the question of electric lighting, reported as follows :

#### REPORT OF THE ELECTRIC LIGHT COMMITTEE.

On the 14th February last, Convocation ordered that the several letters of Messrs. Thornberry & Co. (27th Jan., 1890) ; of F. A. Barr, manager of the Edison Electric Light System (17th Dec., 1889) ; F. Nicholls, manager of the Toronto Incandescent Electric Light Co. (19th Dec., 1889) ; which had been laid before them on the subject of introducing electric light into the library, be referred to a Committee of Benchers, consisting of the Library Committee together with Messrs. Osler, Mackelcan, Murray, and Lash, for report.

The Committee consulted Mr. Storm on the subject, and obtained a report from him (7th April, 1890), and, after consideration, beg leave to submit to Convocation the following :

1. The power of light emitted by the four Lingren gas lamps now suspended from the centre of the library, is equal to 800 candles.
2. The Edison Electric Light System Company, of which Mr. F. A. Barr is manager, propose to put in the library fixtures for lights equal to 768 candles, believed to be sufficient for all library purposes, at a cost of \$521.
3. The Toronto Incandescent Electric Light Company, of which Frederic Nicholls is manager, are prepared to supply the light which may be used at the rate of one cent per hour for a 16 candle power lamp, and in order to connect the library with the Light Company's underground main, 200 feet of underground main will have to be laid.

4. The cost of material and labour for this connection, the Light Company allege, would be not less than \$400, and as the income they would derive from the light to be furnished will, they consider, be comparatively small, they do not feel justified in bearing the whole cost, but will assume half if the Law Society will assume the other half.

5. Since the offer to put up the fixtures for lights by the company represented by Mr. Barr has been made, the Toronto Incandescent Electric Light Company have made arrangements for doing the same kind of work, and if they will undertake the introduction of their lights on equally advantageous terms, it may be desirable that the whole work should be placed in the hands of the Toronto Incandescent Electric Light Company.

6. The 768 candle power which it is proposed to introduce is to be distributed over the library as follows :

Twenty-one lamps on brackets fixed to the top of each alternate book-case, on the end facing the centre of the room.

Three lamps of thirty-two candle power each at the secretary and assistant secretary's desk,  
One sixteen candle power lamp in every passage between book-shelves.

7. Details of the character of the bracket for the lights, and the finish and system of buttons to turn on the lights, can be learnt from Mr. Storm's report, together with the proposals contained in the letters referred to the Committee, which are enclosed herewith.

8. The proposals do not include lighting the two library annexes.

9. As the quantity of electric light required will be paid for according to meter, and the gas lighting system will remain untouched, whereby the library will continue to be generally lighted, the Committee believe that the introduction of the electric light as an auxiliary may be thus secured on moderate terms.

The Committee recommend that Mr. Storm be directed to make the necessary arrangements for the introduction of electric light to the library in the terms within mentioned, with power to let the whole work to the Toronto Incandescent Electric Light Company, if their terms are not in excess of the offer made by Mr. Barr on behalf of his company.

(Signed) ÆMILIUS IRVING,  
*Chairman.*

Ordered for immediate consideration and adopted.

Ordered, that Mr. Storm have power to arrange for the extension of the electric light system to the annexes to the library, in co-operation with the chairman of the Committee.

Ordered further, that it be stipulated that the property in connection with the main belong to the Society.

Mr. Murray, from the Finance Committee, reported that the Committee had met and made some progress with reference as to the defaulting solicitors, and expected to report fully at the next meeting of Convocation.

Mr. Moss, from the Legal Education Committee, presented a report on the subject of the attendance at the Law School by various students who have petitioned for allowance of attendance.

The Committee further reported as to those students who had failed in certain subjects at the May examinations, and as to September examinations that they had made an order as follows: That students whose attendance at lectures has been allowed as sufficient, and who wrote at the May examinations and failed to pass, are to be at liberty to present themselves for examination in September next, and be examined on those subjects in which they failed to obtain 55 per cent. of the marks obtainable on such subjects, and that the marks

obtained by them in such examination shall be substituted for the marks obtained by them on such subjects in the May examinations, and the result is to be reported by the examiners.

But any student to whom the foregoing regulation applies may, at his option, take the September examination in all the subjects, and in such case no regard shall be had to the marks obtained in the May examination.

The September Law School Examinations to be held on the following days, viz. :

First Year—Written Monday Sept. 1st.

Second Year—Written Friday, Sept. 5th.

The report was considered and adopted.

The Report of the Examiners on the Law School Examinations was received and read, as follows :

(1) The Report on the Pass Examinations for the First Year reporting that the following gentlemen had passed, viz. : Messrs. L. P. Duff, J. S. Johnston, W. Cross, C. H. Barker, J. H. Moss, F. C. Snider, R. M. Lett, B. M. Aikins, J. D. Spence, A. Y. Blain, C. H. Glassford, G. A. Kingston, R. L. Johnston, D. R. Tate, H. J. Martin, W. Douglas, and G. S. Morgan, with honors; S. V. Blake, G. C. Biggar, F. W. McConnell, R. J. Gibson, C. R. Hamilton, W. J. Boland, W. W. B. McInnes, and J. E. O'Connor, equal; T. B. Martin, J. G. Smith, W. T. J. Lee, A. E. Scanlan, W. J. McDonald, S. F. Houston, D. Martin, C. S. Coatsworth, W. M. Allen, J. R. Blake, F. M. Canniff, and J. E. Powell, equal; S. Griffin, M. P. Vandervoort, T. C. Gordon, H. McConaghy, A. Bain, W. G. Bee, and T. R. E. McInnes, equal; H. W. C. Shore, W. I. Dick, J. W. Henderson.

Ordered for immediate consideration.

The Secretary reported that all those who had passed had been allowed their attendance at lectures.

Ordered, that the above named gentlemen be allowed the above examination.

(2) The Examiners' Report on the Pass Examination for the Second Year was received and read, reporting that the following gentlemen had passed, viz. : Messrs. J. S. Denison, B. S. Lefroy, N. Simpson, W. Stewart, J. J. Warren, T. M. Higgins, G. D. Minty, N. B. Gash, A. F. Hunter, J. E. Jones, W. Johnston, H. D. Leask, Z. Gallagher, T. C. Thomson, H. Langford, J. Hales, and J. McBride, equal, with honors; and P. E. Ritchie, E. G. Fitzgerald, A. B. Armstrong, J. A. Taylor, W. A. Leys, F. C. Hough, W. A. Lamport, G. S. Macdonald, F. C. Jones, E. F. Blake, and F. R. Blewett, equal; G. Wilkie, A. W. Ballantyne, H. Jamieson, and J. B. McLeod, equal; J. F. Tannahill, T. H. Lloyd, J. E. Cooke, and R. Parker, equal; S. King, W. E. Burritt, T. B. P. Stewart, G. P. Deacon, J. A. McMullin, E. Mortimer, N. Kent, R. B. Henderson, R. N. Noble, W. H. Cawthra, W. F. Hull, W. H. Hodges, W. A. Baird, F. G. Evans.

Ordered for immediate consideration.

The Secretary reported that all those who had passed had been allowed their attendance at the lectures.

Ordered, that the above named gentlemen be allowed the above examination.

(4) The Report on Honors and Scholarships for the First and Second Year Examinations was received and referred to a Select Committee, composed of Messrs. Moss, Kingsmill and Foy, for enquiry and report.

The petition of R. V. Riddell and E. Hunter was read and received.

Ordered, that the petition and papers be referred to the Discipline Committee to enquire and report whether a *prima facie* case has been shewn for investigation.

Ordered that Mr. Osler's notices stand till next meeting of Convocation.

The letter of 7th June, from the editor on the subject of the reports, was read.

Ordered, that the Reporting Committee be discharged from action on the order made at last meeting on the subject of the reports.

The Select Committee, to whom was referred the Report of the Examiners for Honors and Scholarships in the Law School Examinations, reported as follows :

They find that the following candidates, namely, Messrs. L. P. Duff, J. S. Johnston, W. Cross, C. H. Barker, J. H. Moss, F. C. Snider, R. M. Lett, B. M. Aikins, J. D. Spence, A. Y. Blain, C. H. Glassford, G. A. Kingston, R. L. Johnston, D. R. Tate, H. J. Martin, W. Douglas, and G. S. Morgan, passed the First Year Examination with honors; and that Mr. Duff is entitled to a scholarship of \$100, Mr. J. S. Johnston to \$60, and Messrs Cross, Barker, Moss, Snider, and Lett, to a scholarship of \$40 each.

The Committee further find that Messrs. J. S. Denison, B. S. Lefroy, N. Simpson, W. Stewart, J. J. Warren, T. M. Higgins, G. D. Minty, N. B. Gash, A. T. Hunter, J. E. Jones, W. Johnston, H. D. Leask, Z. Gallagher, T. C. Thompson, H. Langford, J. Hale, and J. M. Bride, passed the Second Year Examination, with honors; and that Mr. Denison is entitled to a scholarship of \$100, Mr. Lefroy to \$60, and Messrs. Simpson, Stewart, Warren, Higgins, and Minty, to a scholarship of \$40 each.

Ordered for immediate consideration.

Adopted, and ordered accordingly.

The Report of the Principal of the Law School to the Chairman of the Legal Education Committee ordered to be taken into consideration this day, was read.

Ordered that it is expedient to appoint two additional lecturers in the Law School, and that the Secretary be directed to insert the usual advertisement, calling for applications for three lectureships, and that a call of the Bench be made for Tuesday, the 24th inst, to make such appointments.

Ordered, that the question of house accommodation for the Law School be referred to a special committee composed of the members of the Legal Education Committee, and Messrs. Irving, Osler, Martin, McCarthy, and Foy, to report at the next meeting of Convocation.

Ordered, that Mr. Irving and Mr. Hoskin be authorized, on behalf of Convocation, to take steps to oppose any attempt to place a registry office on the grounds of Osgoode Hall.

The letter of Arthur Armstrong was read and ordered to stand till next meeting of Convocation.

Ordered that Mr. A. Dixon Patterson be commissioned to paint a copy of the portrait at Ottawa, of Sir William Campbell, late Chief Justice of Upper Canada, at the sum of \$250.

CORRECTION.

In the *resume* of the proceedings of the Law Society in Hilary Term, 1890, the copy of the Rules amending the Rules relating to the Law School, printed on pages 234 and 235 of this volume, is inaccurate. Following are the correct Rules :

RULES TO AMEND THE RULES RELATING TO LAW SCHOOL.

164 (*g*). Students-at-Law and Articled Clerks who are exempt from attendance at the Law School, either in whole or in part, may elect to attend the Law School and pass the Examinations thereof in lieu of passing the Examinations under the existing Curriculum applicable to Students and Clerks, so exempt in whole or in part, as aforesaid; such election shall be made in writing signed by the Student or Clerk, addressed to the Principal of the Law School, and deposited with him when producing the Secretary's receipt for payment of the Law School fees for the first term to be attended, in conformity with such election, and after such election the Student or Clerk so electing shall be bound to attend the Law School and pass the Examination thereof in the same manner as if originally bound to attend the Law School and pass the Examinations thereof.

164 (*h*). Students-at-Law and Articled Clerks who shall elect to attend the Law School as provided in Rule 164 (*g*), and who would be entitled to present themselves for their First or Second Intermediate Examination, or for their Final Examination, as the case may be, in any term during any School year term, or before Michaelmas Term then next ensuing, shall, upon proof of such attendance, and of passing the Examinations prescribed for the First or Second Intermediate Examination or Final Examination (as the case may be), at the close of such School term, or at the Examinations thereof, commencing with the first Monday in September, be allowed such Examination in lieu of their First or Second Intermediate or Final Examination, as the case may be

Provided, nevertheless, that no Student-at-Law or Articled Clerk shall be called to the Bar or admitted unless after the expiration of the period of service under articles or attendance in Chambers, as the case may be.

164 (*i*). Rules 164 (*d*), 164 (*e*), 164 (*f*), shall apply to rules 164 (*g*), and 164 (*h*).

164 (*j*). All Students-at-Law and Articled Clerks admitted upon the books of the Law Society in Michaelmas Term, 1889, and who by virtue of any previous rule may be required to attend the School during the term of 1889-90, shall be deemed to have duly attended during said term, if they shall have attended not less than five-sixths of the aggregate number of Lectures, and four-fifths of the number of Lectures of each series pertaining to the first year of the School course which shall have been delivered subsequent to the date of their said admission.

[4th February, 1890.]

STATEMENT OF REVENUE AND EXPENDITURE OF THE LAW SOCIETY

FOR YEAR ENDING 31ST DECEMBER, 1889.

REVENUE.

|                                  |             |             |
|----------------------------------|-------------|-------------|
| Certificate and Term Fees.....   | \$23,071 50 |             |
| Less Fees returned.....          | 388 00      |             |
|                                  |             | \$22,683 50 |
| Notice Fees.....                 |             | 744 00      |
| Attorneys' Examination Fees..... | \$6,237 00  |             |
| Less Fees returned.....          | 110 00      |             |
|                                  |             | 6,127 00    |
| Students' Admission Fees.....    | \$9,469 00  |             |
| Less Fees returned.....          | 740 00      |             |
|                                  |             | 8,729 00    |
| Call Fees.....                   | \$11,002 00 |             |
| Less Fees returned.....          | 865 00      |             |
|                                  |             | 10,137 00   |
| Interest and Dividends.....      |             | 3,995 65    |

## AW SCHOOL :—

|                         |            |                 |
|-------------------------|------------|-----------------|
| Students' Fees.....     | \$1,320 00 |                 |
| Less Fees returned..... | 20 00      |                 |
|                         |            | <u>1,300 00</u> |

## REPORTING :—

|   |  |          |
|---|--|----------|
| Rowell & Hutchison, for Reports sold..... |  | 1,135 21 |
|---|--|----------|

## SUNDRIES :—

|                                       |  |                    |
|---------------------------------------|--|--------------------|
| Fees on Petitions, Diplomas, etc..... |  | 133 87             |
| Fines, Lending Library account.....   |  | 10 20              |
| Fees, Telephone Office.....           |  | 148 68             |
|                                       |  | <u>\$55,144 11</u> |

|   |             |                    |
|---|-------------|--------------------|
| Total amount of Expenditure as per following pages..... | \$48,646 27 |                    |
| Balance.....  | 6,497 84    |                    |
|   |             | <u>\$55,144 11</u> |

N.B.—This Expenditure does not include an amount since paid to the Ontario Government for heating the Law Society Building for the winter of 1888-89—\$850.

*EXPENDITURE.*

## REPORTING :—

|   |            |                    |
|---|------------|--------------------|
| Salaries.....                                     | \$9,697 85 |                    |
| Printing Reports by Contract.....                 | 5,596 56   |                    |
| Notes for LAW JOURNAL and <i>Law Times</i> .....  | 244 49     |                    |
| Insurance on Reports at Rowell & Hutchison's..... | 90 00      |                    |
|   |            | <u>\$15,628 90</u> |

## LAW SCHOOL :—

|   |            |                 |
|---|------------|-----------------|
| Salaries.....   | \$2,766 65 |                 |
| Printing and Stationery.....  | 60 40      |                 |
| Travelling Expenses of Principal and others to U. S. Law Schools..... | 302 89     |                 |
|   |            | <u>3,129 94</u> |

## EXAMINATIONS :—

|                                  |            |                 |
|----------------------------------|------------|-----------------|
| Salaries.....                    | \$2,483 32 |                 |
| Scholarships.....                | 1,200 00   |                 |
| Medals.....                      | 121 65     |                 |
| Printing and Stationery.....     | 304 70     |                 |
| Examiners for Matriculation..... | 362 00     |                 |
|                                  |            | <u>4,471 67</u> |

## LIBRARY :—

|                                  |          |  |
|----------------------------------|----------|--|
| Books, Binding, and Repairs..... | 5,488 75 |  |
|----------------------------------|----------|--|

|                       |          |  |
|-----------------------|----------|--|
| COUNTY LIBRARIES..... | 2,348 20 |  |
|-----------------------|----------|--|

## GENERAL EXPENSES :—

## Salaries—

|                              |            |                 |
|------------------------------|------------|-----------------|
| Secretary and Librarian..... | \$2,000 00 |                 |
| Assistants.....              | 1,683 33   |                 |
| Auditor.....                 | 100 00     |                 |
| Housekeeper.....             | 525 00     |                 |
|                              |            | <u>4,308 33</u> |

## Lighting, Heating, Water, and Insurance—

|                                    |          |
|------------------------------------|----------|
| Gas.....                           | \$175 23 |
| Water.....                         | 78 00    |
| Insurance (Carpenter's Risk),..... | 10 00    |
| Fuel.....                          | 202 25   |
| Repairs to Apparatus.....          | 55 35    |

520 83

## Grounds—

|                                    |          |
|------------------------------------|----------|
| Gardener.....                      | \$315 50 |
| Tools and Repairs.....             | 24 28    |
| Wire.....                          | 2 15     |
| Tiles.....                         | 8 73     |
| Earth and Loam.....                | 56 05    |
| Trees.....                         | 25 75    |
| Flowers and Ornamental Plants..... | 47 15    |
| Labour.....                        | 388 30   |
| Snow Cleaning.....                 | 63 23    |

931 14

## ADDITIONS, ALTERATIONS, AND REPAIRS:

|   |            |
|---|------------|
| Addition for Law School and Consultation Rooms.....             | \$700 00   |
| Library, new shelving, and removing galleries.....              | \$1,757 92 |
| Removing coal vaults, and repairing sewer and area at rear..... | 842 02     |
| Architect's Fees.....   | 175 82     |
| Repairs.....  | 744 88     |
|   | 3,520 64   |
| Furniture.....  | 533 04     |
| New asphalt sidewalks.....                                      | 1,630 00   |

6,383 68

## PRINTING, ADVERTISING, STATIONERY, ETC. :—

|                                  |          |
|----------------------------------|----------|
| Printing.....                    | \$404 13 |
| Advertising.....                 | 322 54   |
| Stationery.....                  | 157 45   |
| Postages.....                    | 78 35    |
| Telegrams.....                   | 6 48     |
| Legal Charts, 1888 and 1889..... | 200 00   |
| Resume.....                      | 71 50    |

1,240 45

## LAW COSTS :—

|   |          |
|---|----------|
| Solicitor's Salary.....   | \$300 00 |
| Hands <i>v.</i> Law Society, deposit for security for appeal.....                                 | 400 00   |
| Hands <i>v.</i> Law Society, costs.....   | 807 49   |
| Macdonell <i>v.</i> Law Society, costs.....   | 116 62   |
| Law Society <i>v.</i> Carthew.....  | 40 21    |
| “ <i>v.</i> Taylor.....   | 23 29    |
| “ <i>v.</i> Macdougall.....   | 25 96    |
| “ <i>v.</i> Gardner.....  | 34 64    |
| “ <i>v.</i> Donovan.....  | 78 57    |
| “ <i>v.</i> Scatcherd.....  | 3 69     |
| General Costs.....  | 12 29    |
| Fees paid Taxing Officer.....   | 9 00     |
| Counsel Fees, Lount, Q.C. (Macdonell <i>v.</i> Law Society).....                                  | 80 00    |
| Counsel Fees, Reeve, Q.C. (Hands <i>v.</i> Law Society, and Macdonell <i>v.</i> Law Society)..... | 80 00    |

2,011 76

## TELEGRAPH AND TELEPHONE SERVICE :—

|                         |          |
|-------------------------|----------|
| Telephone Rent.....     | \$100 00 |
| Salary of Operator..... | 494 75   |
| “ Messenger.....        | 120 00   |

714 75

## SUNDRIES :—

|  |          |             |
|--|----------|-------------|
| Valuation of Furniture (Oliver, Coate & Co.).....              | \$100 00 |             |
| Tinsmith.....  | 11 78    | 111 78      |
| Moving and Dusting Books and Pictures.....                     | \$55 33  |             |
| Attending Clocks.....  | 9 00     |             |
| Oiling Floor, etc.....   | 8 00     |             |
| Scrubbing.....   | 7 80     |             |
| Soap.....  | 43 57    |             |
|  | \$123 70 |             |
| Entertaining Governor-General, Term and Committee Luncheons... | 1,115 90 |             |
| Ice.....   | 37 50    |             |
| Locks and Keys.....  | 21 30    |             |
| Photographs of Hall.....                                       | 3 75     |             |
| Petty Charges.....   | 17 44    |             |
| Additional Attendance During Term.....                         | 16 50    |             |
| Guarantee Co.....  | 20 00    | 1,356 09    |
| Total Expenditure.....   |          | \$48,646 27 |

LAW SOCIETY OF UPPER CANADA.

TRINITY TERM, 1890.

The following is a *résumé* of the proceedings of Convocation during the above term:—

The following gentlemen were called to the Bar, viz.:

*September 8th.*—Arthur Cyril Boyce, with honors and bronze medal; Alexander James Armstrong, William Henry Nesbitt, Augustus James Jackson Thibeaudeau, William Alexander Logie, Archibald Crozier, George Henry Hutchison, Hiram Erskine Stone, Philip Henry Bartlett, Archibald Abbott, Walker Lewis Edward Marsh, Saxon Bismarck Arnold, Thomas George Alexander Wright, William John Hanna, Archibald Bain McCallum, Arthur Henry O'Brien, John Jacob Drew, Francis William Maclean, John Almon Ritchie, Edwin Owen Swartz, Isaac Greenizen, Colin Fraser, and Alexander David Crooks (who passed his examination in Easter term).

*September 13th.*—Edmund Baird Ryckman, with honors and gold medal, and Alexander James Keeler.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz.:

*September 8th.*—A. J. Armstrong, S. B. Arnold, H. Carpenter, A. Crozier, J. J. Drew, C. Fraser, W. J. Hanna, W. J. Hatton, A. J. Keeler, W. A. Logie, E. B. Ryckman, R. M. Thompson, A. Abbott, J. H. McGhie, A. D. Crooks (passed Easter term, 1890).

*September 9th.*—H. E. Stone, T. G. A. Wright, W. H. Nesbitt, M. R. Allison, E. U. Sayers, F. W. Maclean.

*September 13th.*—I. Greenizen, W. H. Kennedy, J. Fraser.

The following gentlemen passed the Second Intermediate Examination, viz.: E. Pirie, W. E. Gundy, N. P. Buckingham, J. G. Harkness, J. A. Harvey, U. A. Buchner, H. B. McGiverin, J. F. Carmichael, C. B. Rae, J. B. Ferguson, G. C. Hart, and W. A. Cameron, L. G. McCarthy, S. S. Reveller, as students-at-law only.

The following gentlemen passed the First Intermediate Examination, viz.: R. J. Sims, W. McFarlane, G. E. J. Brown, J. McKay, H. M. Graydon, H. D. Smith, C. T. Sutherland, A. E. Fripp, E. F. Burritt, G. T. Copeland, C. C. Fulford, M. A. Brown, D. Campbell, T. A. Duff, N. H. McIntosh.

The following gentlemen were entered on the books of the Society as Students-at-Law and Articled Clerks, viz.:

*Graduates*—Wm. Robert Givens, Jno. Lamont, And. Bethel Carscallen, Jno. Gladstone Campbell, Jno. Lynden Crawford, Fred. Marshall Brown.

*Matriculants*—Jas. Wilson Hannon, Robert George Bourns, George Henry Bradshaw, Avery Casey, Ed. Chas. Pinckney Clark, Edwin Coulson Clark, Thos. Coleridge, John Frederick Faulds, Frank Ford, Fred. Charles Kingston, Frank McMurray, Arth. Murray Panton, Sam. Price, Bernard Wm. St. Denis Thomson, David Whiteside.

## LAW SCHOOL EXAMINATIONS.

The following gentlemen passed the First Year Law School Supplementary Examination, viz.:—J. H. Coburn, W. D. Earngey, V. M. Hare, and E. C. Senkler.

The following gentlemen passed the Second Year Law School Supplementary Examination, viz.:—J. N. Anderson, K. H. Cameron, S. A. C. Greene, J. H. D. Hulme, J. A. Mather, E. L. Middleton, L. V. McBrady, R. G. H. Perryn, and G. R. Sweeny.

Monday, September 8th.

Convocation met.

Present—Messrs. Bruce, Cameron, Foy, Hoskin, Kingsmill, McMichael, Meredith, Moss, Osler, and Shepley.

In the absence of the Treasurer, Mr. Moss was appointed Chairman.

The minutes of last meeting of Convocation were read and approved.

Mr. Osler, from the Committee on Reporting, reported that in consequence of severe illness Mr. Boomer will be unable to perform his duties for over two months, and recommended that he be granted leave of absence for three months from 1st September without deduction of salary, and that Mr. E. B. Brown be appointed to do his work in the meantime, being paid therefor at the rate of fifty dollars a month from the 1st of September.

Ordered for immediate consideration.

Adopted, and ordered accordingly.

Mr. Kingsmill, from the Legal Education Committee, presented a Report on the subject of the number of Examiners-in-Law.

Ordered for consideration to-morrow.

Mr. Kingsmill, from the same Committee, presented a Report on the cases of J. A. Murphy and William Johnston, recommending an amendment of Rule 142. Also in the matter of proposed legislation as to admission to practise of certain barristers; also in the matter of proposed legislation as to the admission to the Bar of persons holding the position of Minister of Justice of Canada.

Ordered for consideration to-morrow.

Mr. Kingsmill gave notice that he will to-morrow introduce a Rule to amend Rules 38 and 147, as regards the number of Examiners.

The petitions of Messrs. C. R. McKeown, L. P. Duff, and D. R. Tate were read.

Ordered, that they be referred to the Legal Education Committee.

The Secretary was directed to acknowledge the receipt of F. A. T. Dunbar's communication.

The letter of Messrs. Parkes & Gunther, complaining of the conduct of a student-at-law, was read.

Ordered, that it be referred to the Discipline Committee to report whether a *prima facie* case has been shown for enquiry.

The Report on honors in connection with call to the Bar was read.

Ordered, that it be referred to a Special Committee composed of Messrs. Foy, Bruce, and Kingsmill.

Mr. Hoskin, from the Discipline Committee, in the matter of the complaint against Mr. B——, reported that a *prima facie* case had been shown.

Ordered for consideration on Saturday, 13th September.

Mr. Foy, from the Special Committee to whom was referred the Report of the examiners on honors, reported as follows:

That Messrs. E. B. Ryckman and A. C. Boyce are entitled to be called with honors, and that the former is entitled to a gold medal and the latter to a bronze medal.

The Report was received, ordered for immediate consideration, and adopted.

Ordered, that the above named gentlemen be called with honors, and that Mr. Ryckman do receive a gold medal and Mr. Boyce a bronze medal.

*Tuesday, September 9th.*

Convocation met.

Present—Messrs. Beaty, Bell, Foy, Hoskin, Kingsmill, Mackelcan, Martin, Meredith, Morris, Moss, Murray, Osler, and Purdom.

In the absence of the Treasurer, Mr. Martin was appointed Chairman.

The minutes of last meeting were read and approved.

The petition of F. B. Fetherstonhaugh was received and read.

Ordered, that it be referred to the Legal Education Committee.

The report of the Legal Education Committee on the subject of the number of examiners was then considered.

Ordered, that it is expedient to increase the number of Examiners-in-Law to three.

Mr. Kingsmill introduced a Rule to amend Rules 38 and 147, as regards the number of examiners, and moved, seconded by Mr. Mackelcan, the first reading of the Rule.—Carried.

On motion, the Rule was read a second and third time and adopted unanimously as follows:

Sub-section 6 of Rule 38 is hereby amended by substituting “three” for the word “two” in that Sub-section, and Rule 147 is hereby amended by substituting “three examiners” for “two examiners” in the last paragraph thereof.

Ordered, that the advertisement be inserted calling for applications for three examinerships, to be sent in by 18th September at noon, and a call of the Bench ordered for the 19th inst., to make the appointments.

The consideration of Mr. Osler’s notice of motion on the subject of the new Law School building was adjourned till Saturday next, on the understanding that it was then to be again adjourned after such discussion as may be practicable; Mr. Storm, the architect, to attend if notified.

*Saturday, September 13th.*

Convocation met.

Present—The Treasurer and Messrs. Christie, Hoskin, Irving, Kerr, Kingsmill, McMichael, Mackelcan, Meredith, Morris, Moss, Murray, Osler, and Shepley.

The minutes of last meeting were read and approved.

The consideration of Mr. Osler’s motion that the proposed new Law School should be of a moderately ornamental character, designed to contain the follow-

ing rooms:—One hall, seating two hundred; two lecture rooms, seating one hundred each; a library, a students' reading-room, cloak-room, closets, four lecture-rooms, principal's room and ante-room, two examiners' rooms; heating to be independent of Osgoode Hall, and that plans and elevations of such building be submitted next term by the architect, the expenditure upon such building and furniture to be about fifty thousand dollars, was, pursuant to order, taken up and discussed at length, and after such discussion, adjourned to the next meeting of Convocation.

Mr. Irving, for Mr. Shepley, presented the Report of the Special Committee on the hours, order and convenience of business, which was as follows:

The Special Committee appointed by Convocation on 23rd November, 1889, to consider and report on the question whether and how the hours of business and the order and arrangement thereof can be modified so as to secure greater convenience in the conduct thereof, beg leave to report as follows:

On the first and second days of term, Convocation shall sit at 10 a.m., and on other business days of Convocation at 11 a.m.

On the first and second days of term, during the hour between 10 and 11 a.m., three members of Convocation shall be a quorum, and shall have power to transact business hereinafter specified.

#### 1. *On the First Day of Term:*

- (1) Reading the minutes of last meeting of Convocation.
- (2) Reports of the examiners on the examination of candidates for call, received, read, and approved, or otherwise disposed of.
- (3) Secretary's report on standing of candidates.
- (4) Reports of the examiners on the examination of candidates for admission as Solicitors, received, read, and approved, or otherwise disposed of.
- (5) Reports of the examiners on the Intermediate Examinations, received.
- (6) Reports of the Committee on Legal Education on admission of students-at-law and articulated clerks, received and read.
- (7) Reports of Standing or Special Committees received and read, and a time appointed for the consideration or adoption of the same.
- (8) Petitions received, read, and referred.
- (9) Communications received, read, and disposed of.
- (10) Consideration of any other business specially appointed for the first day of term.
- (11) Motions of which previous notice has been given.
- (12) Notices of motion.
- (13) Second reading of draft rules..

#### 2. *On the Second Day of Term:*

- (1) Reading the minutes.
- (2) Reports of Committees on petitions respecting call of barristers, admission of solicitors, or respecting students or clerks, or their examinations; or on special cases under the Rules 206 to 213 inclusive, and the consideration or adoption of the same, and of the reports of the examiners on the Intermediate Examinations.
- (3) Special reports from the examiners.
- (4) Such items of the business authorized to be transacted on the first day as may be unfinished.

It shall be the duty of the Treasurer or Chairman for the time being to defer until after the hour of 11 a.m. the consideration of any question or matter arising out of the business hereinbefore specified which requires special consideration, or is not of a formal character, or is reported by the Legal Education Committee as fit to be deferred.

It shall be the duty of the Treasurer or Chairman for the time being to announce to Convocation at the hour of 11 o'clock on the first and second days of term, and at the opening of Convocation on other business days of Convocation, any special or important matters on the order of business for the day, and to take the sense of Convocation as to the order of disposition of the same.

Signed on behalf of the Committee,

G. F. SHEPLEY, *Chairman.*

The Report was received and ordered for immediate consideration.

Mr. Mackelcan proposed to strike out so much of Section 2 of the work to be done on the second day as relates to reports of Committees.—Lost.

The Report was adopted.

Mr. Irving moved for leave to bring in Rules in pursuance of the report as follows :

Rule to amend Rules 11, 15, 23 and 24 :

Rule No. 11 is amended by inserting after the word "quorum," "except on Monday and Tuesday of the first week of term, during the hour between 10 and 11 o'clock in the forenoon, during which hour any three Benchers shall be a quorum," and.

Rule No. 15 is amended by striking out the words "half-past ten" in the fourth line thereof and inserting after the word "meeting" in the said line, "on Monday and Tuesday of the first week, ten o'clock in the forenoon, and on other standing Convocation days, eleven."

Rule No. 23 is amended by inserting after the words "on the first day of term," "during the hour between ten and eleven o'clock in the forenoon, the matters numbered in the said Rule 1, 2, 3, 5, 6 and 7."

Rule No. 24 is amended by inserting after the figure 24, "on the second day of term during the hour between ten and eleven o'clock, the matters numbered 1, 2 and 4 and the following matter, such items of the business authorized to be transacted on the first day as may be unfinished," and by inserting after paragraph 11 of Rule 24 as follows :

"24 A. It shall be the duty of the Treasurer or Chairman for the time being to defer until after the hour of eleven o'clock the consideration of any question or matter arising out of the business hereinbefore specified which requires special consideration or is not of a formal or routine character or is reported by the Legal Education Committee as fit to be deferred."

"24 B. It shall be the duty of the Treasurer or Chairman for the time being to announce to Convocation at the hour of eleven o'clock on the first and second days of term and at the opening of Convocation on other business days of Convocation, any special or important matters on the order of business for the day, and to take the sense of the Convocation as to the order of disposition of the same.—Carried."

Mr. Irving moved that the Rules be read a first time.

Ordered for a second reading at the next meeting of Convocation.

Mr. Hoskin, from the Discipline Committee, reported on the reference of the complaint of Messrs. Parkes & Gunther against Mr. W——, that a *prima facie* case had been made for enquiry.

Ordered for immediate consideration, and adopted.

Ordered, that the said complaint be referred to the Discipline Committee for enquiry and report, according to the Rules of the Society.

Mr. Hoskin, from the same Committee, reported on the case of Mr. B——e, referred to them for enquiry, and the letter of Mr. Bowes, withdrawing the complaint, also referred, recommending that under the circumstances no further action be taken, and that the order of reference be discharged.

Ordered for immediate consideration, adopted and ordered accordingly.

Mr. Hoskin, on the complaint of Messrs. Riddell and Hunter against a solicitor, brought up the Report of the Committee on Discipline, presented to Convocation on 8th September, and ordered to be taken into consideration to-day, moved the adoption of the Report to the effect that a *prima facie* case had been made for enquiry.

Adopted.

Ordered, that the above complaint be referred to the Committee for enquiry and report, according to the Rules.

The letter of the Principal to Mr. Moss was read and referred to the Finance Committee for immediate action.

Mr. Moss presented a Report from the Legal Education Committee, as follows :

(1) The Committee have considered the petition of Mr. J. A. Murphy and the papers accompanying it, and the communication of Mr. William Johnston, with reference to the application of Rule 142 to their respective cases. The Committee are of opinion that this Rule ought not to apply retrospectively, and, in order to remove all doubt upon the point, recommend that the Rule be amended by adding thereto the words, "But this Rule shall not apply to students-at-law who were admitted prior to Hilary Term, 1889."

(2) The Committee have also had under consideration the communication of the Honorable the Attorney-General, referring to a proposed amendment of the "Act respecting Solicitors," so as to permit the admission to practice as solicitors of certain barristers who have not served under articles as at present required by the Act.

The Committee recommended that Convocation give its concurrence to an amendment to the effect set forth in the annexed draft. This, the Committee is of opinion, will enable Convocation to deal with all such cases as may arise.

(3) The Committee have also had under consideration the question of the propriety of applying for legislation similar to that passed by the Legislature of the Province of Quebec, providing for the admission to the Bar of Ontario of any person who is or has been or shall hereafter hold the office of Minister of Justice of Canada, and they recommend that such legislation be procured, and suggest the annexed draft amendment to the "Act respecting Barristers-at-Law" as sufficient to meet the case.

Ordered for immediate consideration.

Ordered that the 2nd and 3rd clauses be considered at the next meeting of Convocation.

The first clause was adopted.

Ordered, that the subject of providing an Annual Official Law List for Ontario be referred to the Reporting Committee, with instructions to report a plan for the consideration of Convocation.

Mr. Moss moved for leave to introduce a Rule in pursuance of the first paragraph of the Report of the Legal Education Committee, adopted this day.

Ordered accordingly.

The Rule was introduced, and is as follows :

Rule to amend Rule 142: Rule 142 is hereby amended by adding thereto the words, "But this Rule shall not apply to any such student who was admitted prior to Hilary Term, 1889."

Ordered, that the Rule be read a first time.

Ordered, that the said Rule be read a second time at the next meeting of Convocation.

*Friday, September 19th.*

Convocation met.

Present—The Treasurer, Sir Adam Wilson, Kt., and Messrs. Beaty, Bruce, Britton, Foy, Hoskin, Irving, Kerr, Lash, McCarthy, McMichael, Macdougall, Martin, Meredith, Morris, Moss, Murray, Purdom, and Shepley.

The minutes of last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, presented a Report.

In the case of Henry White, recommending that his Second Intermediate Examination, taken in Hilary Term, 1890, be allowed as of that term notwithstanding the previous direction of Convocation.

Ordered for immediate consideration and adopted.

In the case of W. P. McMahan, recommending that the petition be reserved until next term and be then brought up for favorable consideration as to the allowance at that time of the final examinations already passed.

Ordered for immediate consideration and adopted.

On the petition of D. R. Tate *et al*, as to their attendance on the Law School

for their second and third years, recommending that each of the petitioners and others in a similar position may exercise an option as to whether they shall attend the course of the school for their second year in the year 1890 or in the year 1891, on signifying their option by letter to the Principal on or before the 6th October,

Ordered for immediate consideration and adopted.

Ordered, that the petitioners be notified of the decision by the Secretary, and that he do cause a notice of the same, to be put up in the Library and the Law School.

On the petition of L. P. Duff *et al*, recommending that they be allowed to take the Second Intermediate Examination in November next, under the old curriculum, taking the Law School course in the third year for 1890-91, and that the examination in that course may stand for their final examinations,

Ordered for immediate consideration and adopted.

Ordered, that the order of the day for the appointment of examiners for the Law School be now taken up.

Mr. Moss presented a Report showing the names and date of call to the Bar of each of the applicants.

Messrs. M. G. Cameron, F. J. Joseph, and A. W. A. Finlay, were then elected examiners by Convocation.

The Report of Mr. McCarthy's Special Committee, as follows, was then taken up:

Report of Special Committee appointed 29th November, 1889, to consider and report on the question of unauthorized persons practising in the Surrogate Courts, as set forth in the letters of Messrs. Carroll, Beaumont, and Ross.

Your Committee to whom was referred the letters of Mr. Carroll, accompanied by communications from Messrs. Beaumont and Ross, charging that Mr. P. Heaslip is practising in the way of procuring probate of wills in the Surrogate Courts, for enquiry, beg leave to report:

(1) That it is the right of the members of the Society to call upon it to protect the profession against the unlawful encroachments of those who, not belonging thereto, practise or assume to practise in legal matters contrary to the statute in that behalf, and that the Society is bound to assume the burden of prosecuting such offenders.

(2) That no prosecution, however, should be undertaken unless authorized by Convocation upon the report of a Committee by whom the complaint and the evidence in support thereof has been investigated, and such Committee may, if it think fit, obtain the assistance of the Solicitor in making such investigation.

(3) That with reference to the complaint against Mr. P. Heaslip, your Committee has made no investigation as to the alleged violation of the statute, but your Committee is of opinion that a *prima facie* case is presented, and that, if the facts are as stated, he did act as a solicitor in the Surrogate Courts in preparing and presenting papers to obtain probate, and in so doing he did commence a proceeding in a Court of Civil Jurisdiction contrary to the statute.

All which is respectfully submitted,

(Signed) D'ALTON MCCARTHY, *Chairman*.

Mr. McCarthy moved the adoption of the Report.

Ordered to be taken by paragraph.

On the first clause, Mr. McCarthy moved that the first paragraph be amended by striking out after the word "Society" where it last occurs the words "is bound to," and inserting the words, "in cases thought by Convocation of sufficient moment should."

Mr. Macdougall moved that the further consideration of the Report be deferred until the first Tuesday of next term.—Lost.

The amendment was adopted.

The clause as amended was adopted.

The second clause was adopted.

Mr. McCarthy moved to add to this clause the following words: "But as the offence, if any, was committed before the adoption of the Rule proposed in the Report, it is recommended that no further action be taken thereon by Convocation."

The clause as amended was adopted.

The Report as amended was adopted.

Mr. Lash (for Mr. Hoskin) presented the petition of the Osgoode Lawn Tennis Club, praying for relief.

Mr. Lash proposed that the petition be referred to the Finance Committee to report to Convocation.

Mr. Moss moved that the order of the day for the consideration of the Report of the Legal Education Committee on the subject of proposed legislation do stand to the second day of next term.

On the order of the day for the further consideration of Mr. Osler's motion as to the erection of a Law School building,

It was ordered that the question be deferred till after a further report of the Select Committee, already ordered, on the subject, and that they be requested to report further on the subject on the first day of next term.

On the order of the day for the second reading of the Rules as to the order of business, the same were read a second and third time and adopted.

Mr. Moss, pursuant to order, moved the second reading of the Rule amending Rule 142.

The Rule was read a second time and third time, adopted, and is as follows:

Except in special cases provided for by any statute, students-at-law who are not articulated clerks shall actually and *bonâ fide* attend in a barrister's chambers for the same respective periods as articulated clerks are required to serve under articles, but this rule shall not apply to any such student who was admitted prior to Hilary Term, 1889.

Mr. Moss presented a Report from the Legal Education Committee:

In the case of Mr. S. M. Evans, recommending that the prayer of his petition be not granted.

In the case of Mr. G. F. Downes, recommending that the prayer of his petition be not granted.

In the case of J. F. Macdonald, recommending that he be allowed to present himself for his final examinations in November, provided he attends the Law School meanwhile.

In the case of C. R. McKeown, recommending that he be admitted as a student-at-law as of this term on producing to the Secretary and Chairman of the Committee proper evidence of his having received his degree of B.A., as the result of the May and Supplementary September Examinations.

In the case of A. C. Boyce, recommending that his Certificate of Fitness be granted on his producing to the Secretary proper proof of the completion of his service.

In the cases of J. B. Quinton, recommending that the prayer of his petition be not granted.

In the case of W. B. Mills, recommending that his examination be not allowed.

In the case of F. B. Fetherstonhaugh, to the effect that the Rule of 1885 should apply to his case, and that the prayer of the petition should not be granted.

The Report was ordered for immediate consideration and adopted.

Mr. Meredith gave notice for the second day of next term of a motion for the amendment of the Rules, with a view to putting graduates of the Royal Military College on same footing as graduates of Universities.

Convocation adjourned.

LAW SOCIETY OF UPPER CANADA.

MICHAELMAS TERM, 1890.

The following is a *résumé* of the proceedings of Convocation during the above term:—

The following gentlemen were called to the Bar, viz.:

*November 17th*—Thomas Dykes Law, with honors and gold medal; John Bell Holden, with honors and silver medal; and John James O'Meara, Edward Bayly, John Reeve, William McBrady, William Mackay, James John McLennan, Charles Joseph McCabe, Edward Samuel Blake Cronyn, Arthur Clayton Sutton, Arthur Ferrier Wilson, Arthur Gordon Smith, William Yorke, John Joseph Hughes, Robert Baldwin, Ernest Willey McIntyre, Thomas Walter Horn, John Henry Dunlop, John McEwen, Charles Perly Smith.

*November 18th*—William Patrick McMahan.

The following gentlemen were granted certificates of fitness as Solicitors, viz.:

*November 17th*—J. B. Holden, T. D. Law, E. Bayly, W. McBrady, E. S. B. Cronyn, J. J. Hughes, W. J. Kidd, M. O. Johnston, A. G. Smith, W. Mackay, J. J. MacLennan, J. McEwen, H. W. Steward, H. A. Simpson, W. A. Smith.

*November 18th*—W. P. McMahan, C. J. McCabe.

" *22nd*—A. Weir, W. L. Morton.

" *23rd*—C. P. Smith.

*December 6th*—R. Baldwin, E. W. McIntyre.

" *30th*—J. F. Macdonald, P. H. Bartlett.

The following gentlemen passed the Second Intermediate Examination, viz.:—W. S. Morden, C. H. Glassford, A. Bicknell, M. P. McDonagh, J. H. Madden, M. H. McLaughlin, P. A. Malcolmson, W. H. P. Walker, A. L. Malone, J. A. Oliver, F. D. Boggs, C. Pierson, O. Watson, C. J. Lucy.

The following gentlemen passed the First Intermediate Examination, viz.: W. H. Perry, A. E. Shaunessy, J. E. Day, J. M. Pike, J. N. Fish, F. C. Cooke, H. I. Lyon, A. Cowan, M. J. McFarlane, F. C. Kerby, H. M. McConnell, C. G. Powell, J. B. Quinton, G. S. Henderson, F. W. Hall, E. McMartin, C. E. Gillan, H. W. Maw, J. J. Coughlin.

*Monday, November 17th.*

Convocation met.

Present—The Treasurer, and Messrs. Britton, Christie, Hoskin, Irving, Proudfoot, and Purdom, and in addition, from 11 a.m. to adjournment, Messrs. Ferguson, Foy, Kingsmill, Mackelcan, McCarthy, Moss, Murray, and Osler.

The minutes of last meeting were read and approved.

Mr. Kingsmill, from the Select Committee on Honors and Medals, reported that Messrs. T. D. Law and J. B. Holden are entitled to be called with honors, and that Mr. Law is entitled to receive a gold medal and Mr. Holden a silver medal.

Ordered for immediate consideration, adopted, and ordered accordingly.

The memorial of the Osgoode Legal and Literary Society was read and received.

Ordered for immediate consideration.

Ordered to be further considered when the Report of the Building Committee is taken up.

The letter of Mr. H. R. Hardy was read and received.

Ordered, that the letter be referred to the Reporting Committee, with instructions to report on question involved.

Mr. Hoskin, from the Discipline Committee, presented a report on the case of Mr. F——, to the effect that a *prima facie* case for enquiry had been shown.

Ordered, that the report be considered on 28th inst.

Mr. Hoskin also presented a report on the cases of Messrs. T—— and B——.

Ordered for consideration on the 28th inst.

Mr. Irving gave the following notice of motion:—That he will move at the next meeting that a committee be appointed to consider and report upon a system whereby Benchers not residents of Toronto may be paid the expenses of their attendances at meetings of Convocation, or of committees of which Benchers are members. The Committee to be composed of Messrs. Morris, Moss, Murray, Shepley, Foy, Kingsmill, Ferguson, McCarthy, Robinson, and Irving.

*Tuesday, November 18th.*

Convocation met.

Present—The Treasurer and Messrs. Foy, Fraser, Irving, Macdougall, Moss, Osler, and Robinson, and in addition, from 11 a.m. to adjournment, Messrs. Bruce, Ferguson, Kerr, Kingsmill, Lash, Martin, Murray, and Purdom.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

The Report was ordered for immediate consideration and adopted.

The petition of certain students, praying for an additional supply of textbooks, was received and read.

Ordered, that the petition be referred to a Special Committee composed of Messrs. Moss, Kingsmill, Lash, Martin, Bruce, Osler, Irving, Ferguson, and Shepley.

A letter from Mrs. M. Bennett was received and read.

Ordered, that it be referred to the Discipline Committee to report whether a *prima facie* case for enquiry is shown.

Mr. Moss presented a Report from the Building Committee.

The Report was ordered for immediate consideration.

The Report was considered and adopted.

The petition of the Osgoode Legal and Literary Society was taken up, and it was

Ordered, that it is not possible to acquire an interest in the Parliament Buildings or U. C. College grounds for the purposes of an athletic club, and that it is not expedient to undertake the erection of a gymnasium in connection with the new Law School building.

Mr. Martin presented the Report of the Inspector of County Libraries, and moved that Mr. Winchester's fee for inspection of \$150 be paid.—*Carried.*

*Saturday, November 22nd.*

Convocation met.

Present—The Treasurer and Messrs. Ferguson, Foy, Irving, and Moss.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee.

The Report was ordered for immediate consideration, adopted, and ordered accordingly.

The order for the consideration of Mr. Moss' motion as to legislation was adjourned to the next sitting of Convocation.

*Friday, November 28th.*

Convocation met.

Present—Messrs. Britton, Ferguson, Foy, Hoskin, Lash, Mackelcan, McMichael, Meredith, Murray, and Smith.

In the absence of the Treasurer, Dr. Larratt W. Smith was appointed chairman.

The minutes of last meeting were read and approved.

Mr. Hoskin, from the Discipline Committee, in the case of Mr. F——, reported that a *prima facie* case had been shown.

Ordered, that the case be referred to the Committee for investigation and report.

In the case of Mr. R——, reporting that a *prima facie* case had not been shown.

In the case of Mr. W., reporting that the complaint had been withdrawn, and recommending that no further action be taken by the Committee pending the criminal proceedings taken by the complainants.

In the case of Mr. B., reporting the withdrawal of the complaint.

The Report in the case of Mr. T. was read and received.

Ordered, that further consideration be postponed till the last day of Term, and that Mr. T. be notified through his counsel to attend before Convocation at 11 a.m. on that day.

The Report was read and received, ordered for immediate consideration, and adopted.

A letter was read from Mr. Dickson Patterson, stating that the portrait of Sir Wm. Campbell had been completed, and enclosing his account for \$250.

The petition of the Osgoode Legal and Literary Society was read, asking permission to have an "At Home" in the building once a year.

Ordered, that it be deferred till next meeting, on 6th December.

*Saturday, December 6th.*

Convocation met.

Present—The Treasurer, and Messrs. Bruce, Ferguson, Hardy, Hoskin, Irving, Kerr, McCarthy, Mackelcan, McMichael, Martin, Morris, Moss, and Murray.

Ordered, that the reading of the minutes of the last meeting be postponed.

Mr. Hoskin presented a report in the case of A.M.T., stating that Mr. T.'s counsel has been unable to find his client.

Ordered, that further consideration of the Report be adjourned to the third sitting day of next Term.

Ordered, that Mr. T. be notified through his counsel that Convocation will take action in his case on that day, when he will be at liberty to attend Convocation.

The petition of the Osgoode Hall Lawn Tennis Club, asking that the Law Society provide a suitable dressing-room and an annual grant of fifty dollars to the funds of the club, was refused.

Mr. H. R. Hardy's letter of 5th December was read.

Ordered, that the grant of \$100 for Legal Chart of Ontario be continued for 1891.

Mr. Murray, from the Finance Committee, reported that the extra expenditure of the year had involved an overdraft of \$1,242, and moved that they be authorized to sell debentures to a limited amount.

Ordered, that the Committee be authorized to sell debentures to such an amount as will leave the cash balance at the close of the year about \$1,000.

*Tuesday, December 30th.*

Convocation met.

Present—The Treasurer, and Messrs. Bruce, Cameron, Ferguson, Foy, Guthrie, Irving, Kingsmill, Lash, Macdougall, Mackelcan, McMichael, Martin, Meredith, Moss, Murray, and Osler.

The minutes of the meetings held on November 28th and December 6th were read and approved.

Ordered, that the use of the hall, Convocation room, Benchers' room, students' reading-room, cloak room, and consultation rooms, be allowed to the Osgoode Legal and Literary Society for four musical and literary entertainments in each year, under arrangements to be submitted to the approval of a Special Committee to be named by Convocation.

Ordered, that the Literary Society be allowed the use of all the rooms, including the library, for one "At Home" to be held in the winter of 1891, under arrangements to be submitted to the approval of a Special Committee to be named by Convocation.

Ordered, that Messrs. Murray, Mackelcan, Lash, Foy, and Osler, be appointed a Select Committee to act under the two foregoing resolutions.

Ordered, that the salary cheques for month of December be dated on 31st December.

Mr. Osler, from the Reporting Committee, recommended that the Official Law List for 1891 be published as of the 1st of March, in the same form as last year, and that Mr. H. R. Hardy be requested to edit the same.

The Report was adopted and ordered accordingly.

Mr. Moss presented the Report of the Law School Building Committee.

The Report was ordered for immediate consideration, and adopted.

Mr. Irving, from the Special Committee on the subject of Students' Text-books, reported that there are now in the library a considerable number of sets of each of the prescribed text-books, and that no increase should be made to the supply of text-books now furnished, and the Committee cannot recommend that the number of books be increased.

The Report was ordered for immediate consideration and was adopted.

The letter of Mr. A. MacMurchy, enclosing a copy of Mr. G. M. Gardner's notice of intention to apply to the Legislature for an Act, was read.

Ordered, that it be referred to a Select Committee, composed of Messrs. Hoskin and Irving, to take the proper action.

The letter of T. F. Lyall, on the subject of his intention to apply for legislation, was read.

Ordered, that it be referred to Messrs. Hoskin and Irving.

Ordered, that it be referred to the Legal Education Committee to prepare and submit to the Attorney-General for consideration legislation in the sense of authorizing Convocation to call to the Bar any solicitor in good standing who has been practising the profession for ten years prior to the first day of July, 1889, on such terms as to examination as may be fixed by Convocation in each case, or by general rule, and on such terms as to special fees as may be fixed by Convocation by general rule.

Ordered, that it be referred to the Legal Education Committee to consider and report on the first day of next Term whether, and if so, on what terms, graduates of the Royal Military College should be admitted and called to the Bar on more favorable conditions than ordinary students and clerks.

Mr. J. F. Smith's letter, as to the presentation of some volumes of the Canadian Almanac, was read.

Ordered, that his kind offer be accepted with the thanks of Convocation.

Mr. Moss, seconded by Mr. Irving, moved,

That Convocation records its regret at the death, on the 10th day of December, 1890, of James Henry Morris, M.A., Q.C., a member of Convocation since Easter Term, 1884, and its deep sense of the loss sustained by his associates.

That a copy of this resolution be suitably engrossed and forwarded to his family—*Carried*.

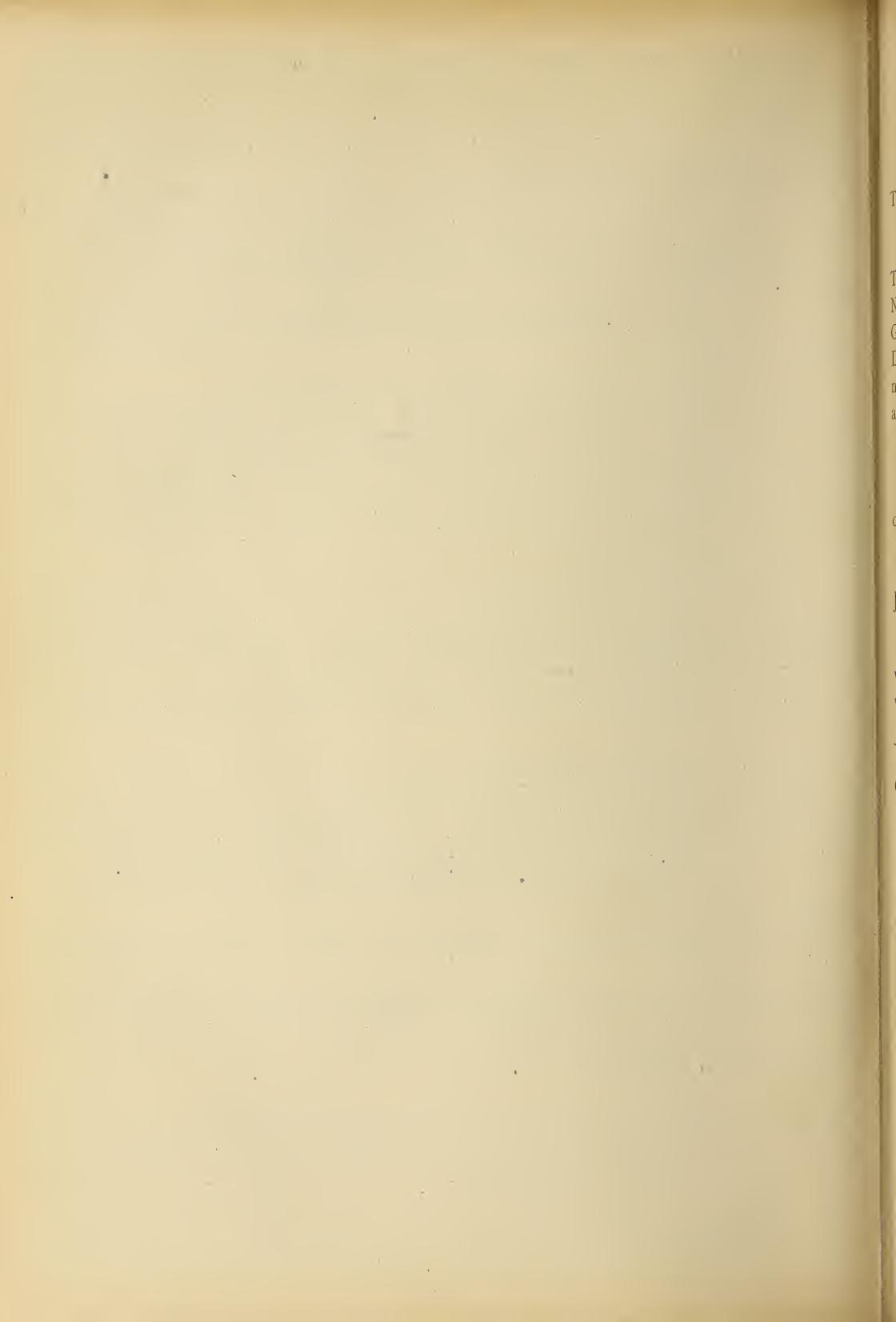
Ordered, that Mr. Proudfoot be added to the Library Committee in place of the late Mr. Morris.

Ordered, that a special meeting of the Benchers be called for the first day of Hilary Term next, to appoint a Bencher to fill the vacancy caused by the death of the late Mr. Morris.

Convocation adjourned.

J. K. KERR,

*Chairman Committee on Journals.*



LAW SOCIETY OF UPPER CANADA.

HILARY TERM, 1891.

The following is a *résumé* of the proceedings of Convocation during the above Term:—

The following gentlemen were called to the Bar, viz.:

*February 2nd.*—William John Hatton, Robert Ernest Gemmell, Walter Thompson Evans, Marshall Orla Johnston, Norman Blain Gash, Charles James Notter, Dighton Winans Baxter, William Loughton Morton, John Agnew, Edwin George Patrick Pickup, Roderick Balmacara Matheson, Henry Albert Simpson, Dudley Holmes, George Wellington Greene, William John Kidd, William Carnew, Henry Lumley Drayton, Frederick William Hill, James Fraser Macdonald, Stewart Charles Macdonald.

*February 3rd.*—Charles Currie Gregory (special case).

The following gentlemen were granted Certificates of Fitness as Solicitors, viz.:

*February 2nd.*—A. F. Wilson, W. T. Evans, E. G. P. Pickup, S. C. Macdonald, W. York, W. L. B. Lister, J. F. Carmichael, A. C. Sutton.

*February 3rd.*—C. J. Notter, J. J. O'Meara, H. White, R. E. Gemmell, F. W. Hill.

*February 7th.*—W. L. E. Marsh, H. Macdonald, W. Carnew, R. B. Matheson, J. W. Evans, N. B. Gash.

*February 13th.*—J. Agnew, C. Elliott, W. S. McBrayne.

The following gentlemen passed the Second Intermediate Examination, viz.: W. B. Taylor, T. C. Cameron, R. S. Robertson, T. W. McGarry, J. E. Varley, W. L. Wickett, P. F. Carscallen, Jas. Kerr, W. J. Harvey, L. H. Lafferty, A. J. F. Sullivan, J. O. Dromgole, S. D. Schultz, J. E. Bird, and A. C. M. B. Jones.

The following gentlemen passed the First Intermediate Examination, viz.: C. S. Dunbar, A. S. Dickson, H. D. Petrie, J. S. McKay, W. L. Phelps, H. P. Innes, and D. B. Mulligan.

*Monday, February 2nd.*

Convocation met.

Present—The Treasurer and Messrs. Irving and Moss, and in addition, from 11 a.m. to adjournment, Messrs. Beaty, Ferguson, Foy, Mackelcan, Meredith, Murray, Purdom, and Robinson.

The minutes of last meeting were read and approved.

Convocation proceeded to the election of a Bencher in the place of the late Mr. J. H. Morris, Q.C.

Mr. C. H. Ritchie, Q.C., was elected.

Mr. Moss presented a Report from the Building Committee.

Ordered for immediate consideration.

Ordered, that the cut stone arch and surroundings reported by the architect as adding \$1,000 to the cost be deducted, and that it be referred to the Building Committee to arrange as to the entrance, and to agree to the necessary modifications in the tenders, and to procure the contracts to be executed with the lowest tenderers.

Upon the Report of the Finance Committee, it was

Ordered, that Mr. Grasett, one of the assistants to the Secretary, be granted three months' leave of absence, owing to ill-health.

Ordered, that Mr. Martin be appointed to the Legal Education Committee, in place of the late Mr. Morris.

The Secretary laid on the table a list or register of members of the Bar entitled to vote at the election of Benchers.

*Tuesday, February 3rd.*

Convocation met.

Present—Before 11 a.m., the Treasurer, and Messrs. Bruce, Martin, Moss, Murray, Shepley; at and after 11 a.m., Messrs. Britton, Kerr, McMichael, and Robinson. The minutes of last meeting were read and approved.

Ordered, that Messrs. J. E. Robertson and F. M. Morson be appointed scrutineers in connection with the election of Benchers.

Ordered, that Mr. Irving be appointed to act as and for the Treasurer in case of his absence in connection with the election of Benchers.

The petition of certain students as to the payment of fees was read and received.

Ordered, that it be referred to the Finance Committee to report a draft rule to meet the complaint.

Ordered, that Mr. Ritchie be appointed a member of the Committee on Law Reporting, in place of Mr. Martin, resigned.

*Saturday, February 7th.*

Convocation met.

Present—The Treasurer, and Messrs. Bell, Ferguson, Foy, Hoskin, Kingsmill, Mackelcan, Meredith, Moss, Murray, Osler, and Smith.

The minutes of last meeting were read and approved.

Mr. Murray moved for leave to introduce a rule with regard to the payment of students' fees.

The rule was read a first time.

Ordered for a second reading at next meeting.

Mr. Murray, from the Finance Committee, presented a Report as to the yearly expenditure of the Society and its balance sheet for the past year.

Ordered, that the balance sheet be distributed and the report considered at the next meeting.

Mr. Mackelcan gave notice of motion for next meeting:

That the diploma given to each barrister upon his call to the Bar should have indorsed upon it the form of the oath to be taken by him before entering upon the practice of his profession, or that the terms of the oath, as containing an epitome of his duties as a barrister, should be prominently brought to his notice upon his call to the Bar, and that it should also appear in the printed Rules of the Society.

*Friday, February 13th.*

Convocation met.

Present—The Treasurer and Messrs. Britton, Christie, Foy, Hoskin, Irving, Kerr, Kingsmill, Lash, Mackelcan, Martin, Meredith, Moss, Murray, Purdom, Ritchie, Robinson, and Shepley.

The minutes of last meeting were read and approved.

Mr. Moss presented the Report of the Legal Education Committee on the reference to them as to the Royal Military College, as follows:

1. Your Committee have had under consideration the following resolution of Convocation, viz.:—  
“That it be referred to the Legal Education Committee to consider and report on the first day of next term whether any, and if so, on what terms, graduates of the Military College should be admitted and called on more favorable conditions than ordinary students and clerks.”

2. The Committee recommend that provision be made (a) for the admission to the Society as students-at-law of cadets of the Royal Military College who have received diplomas of graduation upon production of such diplomas and compliance with the other rules and regulations of the Society with regard to admission as students; (b) for entitling such students to be called to the Bar and admitted to practise as solicitors at the expiration of three years from their admission, they having first conformed to the other rules and regulations of the Society respecting call to the Bar and admission to practice.

(Signed) CHARLES MOSS,  
*Chairman.*

February 12th, 1891.

The Report was ordered for immediate consideration and was adopted.

Mr. Meredith moved for leave to introduce a rule based on the Report.—*Carried.*  
Ordered, that the rule be read a first time.

Ordered, that the rule be read a second time on the second day of next Term.

Mr. Britton gave notice of motion to amend the said rule by providing that the matriculation examination of the Royal Military College shall be accepted for entrance to the Law Society.

Mr. Moss presented the Report of the Legal Education Committee on the reference to them as to legislation on call to the Bar, as follows:

1. The Committee have had under consideration the resolution of Convocation by which it was referred to them to prepare and submit to the Attorney-General for consideration legislation in the sense of authorizing Convocation to call to the Bar any solicitor in good standing who has been practising the profession for ten years prior to the first day of July, 1889.

2. The Committee beg to call the attention of Convocation to the rules now in existence with regard to the call of solicitors to the Bar in special cases, viz., Rules 206 to 210 inclusive.

3. The Committee are of opinion that in regard to solicitors of the class mentioned in the resolution an amendment to the rules so as to enable Convocation to call such solicitors upon their passing such examination as may be prescribed at the time of their application will meet the object of the resolution.

(Signed) CHARLES MOSS,  
*Chairman.*

February 12th, 1891.

The Report was ordered for immediate consideration, and was adopted.

Ordered, that leave be granted to introduce a rule based on the Report.

Mr. Lash moved that Rule 209 be amended accordingly.

The rule was read a first time.

Mr. Lash moved that the rule be now read a second and third time.—*Carried unanimously.*

The rule was read a second and third time and passed.

Rule 209 as amended :

A barrister, as mentioned in sub-sections 2 and 3 of Rule 206, shall pass such examination as may be prescribed at the time of his application, *and a solicitor of the Supreme Court of Judicature for Ontario, in good standing, who has been practising his profession in this Province for ten years prior to the first day of July, 1889, shall pass such examination as may be prescribed at the time of his application.*

Mr. Ferguson presented the Report of the Committee on the Roll of Benchers as follows :

The Committee to whom the Roll of Benchers prepared by Mr. Read, Q.C., was referred for revision and for the consideration of the question of remuneration to be paid to Mr. Read, beg leave to report that they have not been able to complete their revision of the list, and ask leave to retain the consideration of that portion of the reference till next term.

And as to the remuneration to be paid to Mr. Read for his services, they report that, in the opinion of the Committee, the value of the same to the Society is of about the sum of one hundred dollars, and recommend that that sum be paid to Mr. Read.

(Signed) F. MACKELCAN,  
J. K. KERR,  
J. H. FERGUSON,  
GEO. F. SHEPLEY.

The Report was ordered for immediate consideration, adopted, and ordered accordingly.

The letter of Miss M. Wynn, resigning her situation as telegraph and telephone operator, was read.

Ordered, that her resignation, to take effect on 1st March, 1891, be accepted, and that her sister, Miss G. Wynn, be appointed operator on the same terms and conditions as Miss M. Wynn.

Ordered, that Mr. H. R. Hardy be paid \$100 in full compensation for his loss on the Law List of last year and \$150 for the Law List for this year, and that it be referred to the Reporting Committee to report next term as to proper arrangements for future years, and to make any necessary arrangements for this year, in case Mr. Hardy declines the remuneration directed by this resolution.

The Report of the Finance Committee and the Balance Sheet ordered to be taken into consideration this day were taken up.

The Report was adopted.

Ordered, that the Finance Committee do prepare and add to the Balance Sheet, for distribution, a detailed memorandum showing the abnormal expenditure for the year in addition to the permanent expenditure.

The rule as to the fees of students was read a second and third time and passed as follows :

RULE.—In all cases where students in the Law School are entitled to present themselves for their final examinations for call to the Bar or admission as solicitors before the expiration of three or five years, as the case may be, from the time of their admission into the Society, they may present themselves for such examinations upon paying the sum of \$10 for each examination ; and, having passed such examinations, they may thereafter on the expiration of such three or five years, as the case may be, be called to the Bar and enrolled as solicitors upon paying the sums of \$90 and \$50 respectively on or before the third Saturday preceding the terms in which they are so entitled to be so called or enrolled ; and that in case of the failure of any student, the sums paid on the examinations be forfeited, and the application of this rule shall terminate as to such student.

Mr. Martin, pursuant to notice, moved for leave to introduce a rule limiting the annual grant to County Libraries on all accounts to \$700.

Ordered, that the rule be read a first time.

Ordered, that the rule be read a second time on the second day of next Term.

Ordered, that the matter of the proposed rule be referred to the County Libraries Aid Committee to enquire into the same and to report their views thereon on the first day of next Term.

Ordered, that Mr. Berthon be commissioned to make copies of the portraits of Chief Justice Elmsley and Chief Justice Powell, now shown to Convocation, at the price of \$150 each.

Ordered, that leave be granted to introduce a rule providing for sending out the voting papers for the election of Benchers.

The rule was read a first, second, and third time unanimously, and is in the words following :

RULE.—The form of voting paper for election of Benchers required by sec. 10 of chap. 145 of R.S.O., 1887, shall be sent by the Secretary by mail to each member of the Bar entitled to receive such voting paper between the first and tenth days of March preceding the day of election.

Convocation adjourned.

J. K. KERR,  
*Chairman Committee on Journals.*

LAW SOCIETY OF UPPER CANADA.

EASTER TERM, 1891.

The following is a *résumé* of the proceedings of Convocation during the above Term :—

The following gentlemen were called to the Bar, viz. :

*May 18th.*—Thomas Milton Higgins, Robert McKay, William James Fleury, John Fosberry Orde, George Wilkie, John Alexander Ferguson, Samuel King, James Edmund Jones, Honore Chatelain, Robert B. Henderson, Norman Mackenzie, Thomas Alexander Gibson, John Albert Taylor, Alexander Grant Mackay. Edward Francis Blake, Edward Gerald Fitzgerald, Frederick Forsyth Pardee. Henry Langford, Robert Alexander Montgomery. William Cameron Smith, Gordon Waldron, D'Arcy Fenton, Hugh Macdonald, Percy Allan Malcolmson, David Mackenzie, William Havelock Garvey, Patrick Kernan Halpin, Charles Edwin Oles, Matthew Wilkins.

*May 19th.*—Frank Stewart Mearns, James Albert McMullen, Horatio Clarence Boulton, William Hardy Murray.

*June 6th.*—James Hales, D. Grant, Edward Mortimer, Alexander Grant McLean, Harold Jamieson, Robert Moore Noble.

*June 30th.*—Norman Phelps Buckingham.

The following gentlemen were granted Certificates of Fitness as Solicitors, viz. :

*May 18th.*—John Fosberry Orde, John Albert Taylor, Harper Armstrong, Frederick Forsyth Pardee, Edward Gerald Fitzgerald, D. Fenton, Ashman Bridgeman, William Havelock Garvey, Robert B. Henderson, Thomas William Scandrett, Edward Lindsay Middleton, Matthew Ford Muir, Joseph Braun Fischer.

*May 19th.*—James Duncan Lamont, William Hardy Murray, Norman Mackenzie, William James Fleury, James Albert McMullen. D. W. Baxter, Newton Wesley Rowell, William Cameron Smith.

*May 29th.*—Samuel King.

*June 6th.*—Robert Alexander Montgomery, George Wilkie, Thomas Alexander Gibson, Horatio Clarence Boulton, Gordon Waldron, James Hales, Harold Jamieson.

*June 30th.*—Arthur Crowe, Thomas Milton Higgins, William Frederick Hull, David Mackenzie, Henry Langford, Norman Phelps Buckingham.

The following gentlemen passed the Second Intermediate Examination, viz. :

T. H. Lemox, J. H. Rodd, L. P. Duff, W. D. Card, G. F. Blair, W. J. McCammon, E. Donald, H. A. Stewart, E. G. Rykert, N. Jeffrey, I. B. Irwin, L. B. C. Livingstone, J. R. Milne, H. A. Lavall, F. W. Gladman, H. E. McKee, P. S. Lampman, M. O. Street, G. G. Duncan.

The following gentlemen passed the First Intermediate Examination, viz.:

James T. Scott, John McCready, Edward W. Drew, P. A. LaRose, A. Nugent, Hugh Matheson, Charles O'Connor, J. F. McMaster, James K. McLennan, G. S. Bowie, T. H. Grant, J. M. Farrell, A. E. Garrett, W. Starnworth, F. M. Brown, Allan McLennan, G. G. Thrasher.

The following gentlemen were entered as Students-at-Law and Articled Clerks, viz.:

*Graduates.*—John Douglas Kennedy, Arthur Breden Cunningham, Charles Theophilus Des Brissay, George Drewry, Daniel P. O'Connell, Geo. F. Peterson, Francis G. Kirkpatrick, David Allen Burgess, David Wesley Jameson, George Arthur Bell, Alfred William Briggs, Walter Ellis Buckingham, George Bennett Burson, Henry Zane Churchill Cockburn, Thomas David Dockeray, Duncan Donald, Alexander Fasken, George Howard Ferguson, Hugh McEwen, John Milton Godfrey, William Heard Harris, Arthur Thomas Kirkpatrick, Gordon Laing, William James Moran, Patrick J. O'Rourke, Henry C. Pope, Hugh Edward Rose, John Sale, John Manning Scott, Russell M. Thomson, Uriah Morley Wilson, Henry Montgomery Wood, George Alexander M. Young, C. R. McKeown.

*Matriculants.*—J. L. Killoran, G. H. Thompson, E. J. Butler, E. J. Deacon, G. F. Kelleher, O. E. Klein, A. Langlois, J. E. McPherson, D. A. McDonald, J. E. McMullen, J. W. Payne, J. A. Supple, F. W. Tiffin, J. P. White, P. A. Manning, M. J. O'Reilly, M. A. Secord, H. H. Wood, O. A. Langley, H. H. Bicknell, W. A. McCord, I. H. Addison.

Convocation met.

Present.—Messrs. McCarthy, Moss, Guthrie, Strathy, Barwick, McDougall, Hoskin, Irving, Riddell, Mackelcan, Hardy, Shepley, Idington, Fraser, S. H. Blake, Ritchie, Britton, Bruce, Teetzel, Kerr, Martin, and Aylesworth.

The Secretary declared and reported the following gentlemen to be elected Benchers of the Society for the ensuing five years, viz.:

Messrs. W. R. Meredith, Charles Moss, A. J. Christie, Colin Macdougall, James Magee, Donald Guthrie, B. B. Osler, Edward Martin, Christopher Robinson, B. M. Britton, Arthur S. Hardy, John Hoskin, Christopher F. Fraser, H. H. Strathy, F. MacKelcan, D'Alton McCarthy, John Bell, George F. Shepley, Alex. Bruce, J. V. Teetzel, A. B. Aylesworth, George H. Watson, Z. A. Lash, J. K. Kerr, Walter Barwick, Emilius Irving, Charles H. Ritchie, William Douglas, W. R. Riddell, and John Idington.

On motion of Mr. Hoskin, seconded by Mr. Moss, the Honorable Edward Blake was unanimously elected Treasurer for the ensuing year.

The minutes of the last meeting were read and approved.

Ordered, that leave be granted to Mr. Hoskin to introduce rule to amend Rule 30.

Ordered, that the petition of Miss Clara Brett Martin for admission as a Student-at-Law be referred to a Special Committee composed of Messrs. S. H. Blake, D. Guthrie, Idington, Meredith, Moss, Riddell, Shepley, Martin, and McCarthy.

The Secretary reported that he had been served on the 15th of April with

notice of an application to reinstate Mr. J. G. Currie on the Roll of Solicitors, and that the solicitor of the Society had appeared, according to the exigency of the notice, and had the matter enlarged till after the first day of Convocation.

Ordered, that the matter be referred to the Discipline Committee, and that the solicitor be instructed to obtain further enlargements if necessary.

Ordered, that the consideration of Mr. Justice Rose's letter, enclosing a letter from C. W. Yomex to W. R. Riddell alleging improper conduct on the part of a solicitor, do stand till the Saturday next after the appointment of the Standing Committees.

Ordered, that the word "nine" in Rule 30 be struck out and the word "twelve" substituted therefor.

Ordered, that Messrs. Bruce, Hoskin, Irving, Kerr, Strathy, McCarthy, Shepley, Martin, Moss, Lash, and Riddell, be a Special Committee to strike the Standing Committees to be elected in accordance with Rule 29.

Mr. Hoskin, on behalf of Mr. Irving and himself, presented their Report on the application of Mr. G. M. Gardner to the Provincial Legislature for an act to admit the said Gardner to practice in Ontario as a solicitor as follows:

(1) That a bill with this object in view was introduced at the late session, and that your Committee had a lengthy correspondence with the Attorney-General, pointing out the reason why an act to the above effect should not pass.

(2) That ultimately the bill was withdrawn.

(3) That this is the third time that the said Gardner has made application for the purpose aforesaid to the Legislature, and your Committee would suggest that Convocation should appoint a committee to prepare between this and the next meeting of the Legislature such matter as will enable them to oppose any further application of the said Gardner to the Legislature.

Ordered, that Mr. Barwick be added to the above Committee.

Ordered, that the report of the Discipline Committee on Mr. Armstrong's complaint against Mr. W. G. Fisher, a solicitor, be considered on 23rd May instant.

Ordered, that the letter of W. H. Vandersmissen, Librarian, Toronto University, in reference to presenting the University with a complete set of Reports from the time when they became the property of the Society, be referred to the Reporting Committee to report how far the request can be complied with and the whole cost involved.

The Report of the Legal Education Committee on the Primary Examinations was received and read as follows:

The following candidates for admission were entered on the books of the Society as Students of the Graduate Class, viz.:

(1) John Douglas Kennedy, Arthur Breden Cunningham, Charles Theophilus Des Brissay, George Drewry, Daniel Patrick O'Connell, George Frederick Peterson, and Francis Grant Kirkpatrick.

(2) That the following candidates were entered as Students-at-Law of the Matriculant Class, viz.:

James Lawrence Killoran, George Herbert Thompson, Edward James Butler, Ernest John Deacon, George Frederick Kelleher, Otto Edward Klein, Alexander Langlois, James Edgar Macpherson, Donald Alexander McDonald, James E. McMullen, John Webber Payne, Joseph Alfred Supple, Frederick William Tiffin, John Percival White, Percy Alexander Manning, Michael Joseph O'Reilly, Melvin A. Secord, Herbert Harold Wood, Oliver Aylmer Langley, Hugh Harry Bicknell, William Arthur McCord.

Ordered, that the above-named gentlemen be entered as members of the Law Society.

Ordered, that leave of absence be extended to Mr. Grasett to 1st September next, and that the Finance Committee see that his duties are properly performed in the meantime, with power to make such arrangements as may be necessary in the premises.

Ordered, that leave of absence be granted to Mr. Esten, during vacation from first July to first September, and his salary to be continued as usual, and that his salary up to 31st August be paid in advance if he shall so desire.

Ordered, that the Finance Committee arrange for any temporary assistance required by reason of the absence of Mr. Esten.

The Report of the Special Committee on Standing Committees was read and adopted.

*Tuesday, May 19th.*

Convocation met.

Present—Messrs. Riddell, Ritchie, Irving, Moss, Martin, Strathy, Barwick, McDougall, Shepley, McCarthy, Meredith, Teetzal, Kerr, Aylesworth, Watson.

The minutes of the last meeting were read and approved.

Mr. Moss, from the Legal Education Committee, reported the regulations made for the examinations in the Law School and under the former system for the present term.

Ordered, that Charles R. McKeown be admitted as a graduate as of Easter Term, 1891, and that his time run from the first day of this term.

The Legal Education Committee reported respecting the acts relating to the call to the Ontario Bar of Ministers of Justice of Canada not already members thereof, and to the admission as solicitors of barristers of certain standing.

The Committee suggest the framing of proper regulations for the carrying into effect the provisions of the act in regard to the admission of barristers as solicitors.

The Report was read and adopted.

Ordered, that so much thereof as relates to framing rules and regulations as to the admission of barristers as solicitors be referred to the Legal Education Committee.

The Report of the Examiners on the First and Second Intermediate Examination was received and adopted.

The Report of the Secretary on the standing of the candidates was received and read.

Ordered, that the following gentlemen be allowed their First Intermediate Examination, viz.:

J. T. Scott, J. J. McCreedy, E. W. Drew, P. A. C. LaRose, A. Nugent, H. Matheson, Charles O'Connor, J. F. McMaster, J. K. McLennan, G. S. Bowie, T. H. Grant, J. M. Farrell, A. E. Garrett, W. Stamworth, F. M. Brown, A. McLennan, G. G. Thrasher.

Ordered that the following gentlemen be allowed their Second Intermediate Examination, viz.:

T. H. Lennox, J. H. Rodd, L. P. Duff, W. D. Card, G. F. Blair, W. J. McCammon, E. Donald, H. A. Stewart, E. G. Rykert, N. Jeffrey, I. B. Irwin, L.

B. C. Livingstone, J. R. Milne, H. A. Lavall, F. W. Gladman, P. S. Lampman, M. O. Street, G. G. Duncan, H. E. McKee.

The Report of the Principal of the Law School on the work of the School during the past term was laid on the table.

The Secretary laid before Convocation the order of the High Court of Justice, dated the third day of March, A.D. 1891, in the matter of Henry Auber Mackelcan, a solicitor, ordering that the said Henry Auber Mackelcan be struck off all existing rolls of attorneys and solicitors, and off the roll of the Supreme Court, and that he be not entered on any future list of the Supreme Court that may be made up, and the certificate of the Registrar of the Chancery Division of the High Court of Justice, certifying that, in pursuance of the said order, the name of the said Henry Auber Mackelcan was on the tenth day of March, A.D. 1891, by the Assistant-Registrar, struck off all existing rolls of attorneys and solicitors of the said High Court of Justice in open court, pursuant to the direction of the Honorable Mr. Justice Ferguson, then presiding.

Ordered, that the said Henry Auber Mackelcan be suspended from the Society, and that the Secretary do give the notice required by Rule 123.

Mr. Martin gives notice that he will move to have the question of Law School fees payable by students referred to the Finance Committee.

The Secretary read a letter from the Registrar of the University of Toronto with regard to the reception of a Committee of the Senate of the University, with a view to securing to graduates in the Faculty of Arts the benefits of the provisions in the rules of the Society with reference to the exemption of such graduates from one year's attendance at lectures in the Law School.

Ordered, that the letter be referred to the Legal Education Committee, and that the said Committee be appointed to meet the Committee of the Senate as requested, and to report the result of such conference.

Ordered, that the Secretary be instructed to inform Mr. Joseph Prevost that the rules do not contain any provisions to meet his application for admission.

Ordered, that the letter from the Attorney-General's Department of May 7th, 1891, enclosing a letter from Messrs. O. Ormiston, L. K. Murton, and L. I. Barclay, be referred to the Legal Education Committee.

Ordered, that the letter of Mr. Mortimer Clark in reference to the establishment of a Widows' Fund be referred to the Finance Committee.

Ordered, that the payment of the architect's next certificates in favor of contractors be referred to Messrs. Irving and Moss, with power to draw checks for the required payments.

Ordered, that Mr. Harford Ashby's letter of 14th March, 1891, enclosing a copy of a Belleville newspaper, be received, and that no action in regard to the matters set forth in it be taken by Convocation while they are *sub judice*.

*Saturday, May 23rd.*

Convocation met.

Present—Messrs. Idington, Martin, Meredith, Shepley, Watson, Ritchie, Riddell, Barwick, Aylesworth, Bruce, Irving.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and confirmed.

Ordered, that the further consideration of the Report of the Discipline Committee upon the complaint of Mr. Armstrong against W. G. Fisher be adjourned to the next meeting of Convocation, and that Mr. Fisher be notified through his solicitor that Convocation will then take action in the matter, and that he will be at liberty to attend before it.

The Standing Committees were then elected in pursuance of Rule 29 as amended as follows :

*Finance.*—Messrs. S. H. Blake, Watson, Irving, Lash, Martin, Ritchie, Barwick, Hoskin, Bruce, Riddell, Douglas, Strathy.

*Reporting.*—Messrs. Britton, Aylesworth, McCarthy, Mackelcan, Ritchie, Teetzel, Shepley, Sir Adam Wilson, Osler, Magee, Macdougall, Idington.

*Discipline.*—Messrs. Bruce, Christie, Kerr, Mackelcan, Magee, Robinson, Shepley, Aylesworth, Hoskin, Guthrie, Sir Adam Wilson, Watson.

*Library.*—Messrs. S. H. Blake, Aylesworth, Watson, Riddell, Proudfoot, Moss, Robinson, Shepley, Irving, Barwick, Guthrie, Strathy.

*County Libraries' Aid.*—Messrs. Britton, Bruce, Guthrie, Hardy, Christie, Kerr, Meredith, Osler, Martin, Douglas, Strathy, Idington.

*Legal Education.*—Messrs. Ritchie, Hoskin, Barwick, Lash, Mackelcan, Meredith, Martin, Robinson, Moss, Teetzel, Riddell, Macdougall.

*Journals and Printing.*—Messrs. Idington, Britton, Bell, Fraser, Lash, Magee, Moss, Douglas, Kerr, Christie, Teetzel, Macdougall.

Ordered, that the Legal Education Committee and Messrs. Irving, McCarthy, Osler, and Shepley, be the Law School Building Committee for the present year.

Ordered, that the question of the Law School fees payable by students be referred to the Finance and Legal Education Committees for consideration and report.

Mr. Martin gave notice that he would move that one copy of the Exchequer Reports be ordered for and supplied to each of the County Libraries at the expense of the Law Society, and that the propriety of supplying the Supreme Court Reports to the profession be considered.

Mr. Riddell gave notice that he would move that the expense of lunches for Benchers be no longer paid out of the funds of the Society.

Mr. Watson gave notice that at the next meeting he would move for the appointment of a committee to consider the question of unlicensed conveyancers.

The Secretary was directed to issue notices to members of Standing Committees of meeting on Friday, 29th inst., to elect chairmen and other business.

*Friday, May 29th.*

Convocation met.

Present—Sir Adam Wilson, and Messrs. Martin, Strathy, Aylesworth, Teetzel, Kerr, Guthrie, Irving, Douglas, Ritchie, Mackelcan, Meredith, Britton, Lash, Barwick, Shepley, Riddell, Watson, Macdougall.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of last meeting were read and approved.

The petitions of Daniel E. Sheppard and Thomas F. Lyall for call to the Bar under the new act were referred to the Legal Education Committee.

Ordered, that the letters of Messrs. Lóunt & Marsh of 18th and 27th inst., on the subject of the application of the Honorable J. G. Currie to the Supreme Court of Judicature, to be reinstated as a solicitor of the Court, be referred to the Discipline Committee with the reference in Mr. Currie's case already made to them.

The Report of the Discipline Committee on the case of Armstrong against Fisher was brought up for consideration.

Ordered, that Mr. Fisher should appear before Convocation with his counsel.

Mr. Fisher having appeared, the said report was read to him,

A resolution founded on the report was then carried :

Ordered, that Mr. Fisher attend before Convocation.

Mr. Fisher attended and the resolution was read to him.

Ordered, that the subject of Mr. Martin's motion in regard to supplying one copy of the Exchequer Reports to the County Libraries, and to supplying the profession with the Supreme Court Reports and the question of the reduction of the price of the digest now being compiled, be referred to the Reporting Committee.

Mr. Riddell's motion, that the expense of the lunches for Benchers should be no longer paid out of the funds of the Society, was lost on a vote of 12 to 4.

Ordered, that the question of unlicensed and unauthorized conveyancing be referred to the following committee, viz. :

The Attorney-General, and Messrs. Aylesworth, Barwick, Britton, Christie, Douglas, Fraser, Guthrie, Hardy, Idington, Macdougall, Magee, Meredith, Moss, Riddell, Ritchie, Shepley, Strathy, Teetzel, and Watson.

*Saturday, June 6th.*

Convocation met.

Present—Messrs. Moss, Teetzel, Martin, Britton, Watson, Meredith, Hardy, Irving, Barwick, Ritchie, Shepley, Osler, and Aylesworth.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The Report of the Examiners of the Law School on the Third Year Examination, and on the examination for Honors in connection with the Third Year, was presented as follows :

The following gentlemen have passed their Third Year Examination, viz. :

William Stewart, N. Simpson, A. B. Armstrong, J. S. Denison, R. C. Gillett, C. F. Maxwell, J. J. Warren, T. H. Lloyd, F. R. Martin, Wm. Johnston, W. C. McCarthy, W. A. Lamport, J. F. Tannahill, F. R. Blewett, W. M. McKay, J. A. D. Leask, W. M. Campbell, J. Hales, N. P. Buckingham, W. A. Leys, H. Jamieson, G. F. Downes, W. H. Hodges, G. S. McDonald, A. S. Burnham, W. A. Baird, F. A. Haugh, P. Ritchie, J. N. Anderson, D. Grant, J. McBride, R. T. Harding, Edward Mortimer, C. H. Glassford, A. G. McLean, L. A. Smith, R. N. Noble, T. B. P. Stewart, J. H. D. Hulme, R. A. Hunt, A. J. Anderson, J. E. Cook, W. E. Burritt, J. B. Pattullo, J. A. Mather, J. W. Winnett, C. B. Rae, L. V. McBrady, R. G. H. Perryn, A. Bedford-Jones, W. J. McDonald, D. O'Brien, L. T. D. Hector, J. P. Deacon, N. Kent, G. R. Sweney, W. E. L. Hunter, S. T. Evans, K. H. Cameron, N. D. Mills, James Lennon, S. A. C. Greene.

The following gentlemen passed the Examination for Honors in connection with the third year, viz. :

(1) N. Simpson, (2) J. S. Denison, (3) C. F. Maxwell and J. J. Warren, equal, (4) W. A. Lamport, (5) Wm. Johnston.

The Legal Education Committee presented their Report thereon as follows :

The following gentlemen, who have duly passed the Law School Examination for the third year and are certified by the Principal to have duly attended the required number of lectures and whose papers for call are certified by the Secretary to be correct, are entitled to be called to the Bar forthwith, viz. :

Messrs. J. Hales, N. P. Buckingham, D. Grant, E. Montgomery, A. G. McLean.

The following gentlemen who passed the Law School Examination for the third year failed to attend the required number of lectures, but the Principal certifies that such failure was due to illness, viz. : H. Jamieson, R. N. Noble.

The Secretary reports that the papers for call are correct. The Committee recommends that they be called to the Bar forthwith.

The other gentlemen who are certified by the Examiners to have duly passed the Law School Examination for the third year are not entitled to be called to the Bar at present, and their cases are not dealt with until the time arrives when they are entitled to present themselves for call.

The Report was read and adopted.

Ordered, that so much of the Examiner's Report as relates to the examination of gentlemen whose time to be called to the Bar has not arrived shall stand for the present, and that as the time for call for candidates on Honor Examinations has not yet arrived the Report on Honors do stand.

Ordered, that the application of Mr. E. Cross to be admitted as a student be not granted, as not coming within the rule.

Ordered, that the petition of Mr. L. U. C. Titus to be restored to the Roll of Solicitors be referred to the Discipline Committee with a request that they instruct the solicitor to have the application postponed till after the Discipline Committee have an opportunity to make enquiries and report to Convocation on June 30th, or to a further day if found expedient, and that Mr. Shepley be requested to act as convener of the Discipline Committee for this purpose.

The letter from the Osgoode Hall Lawn Tennis Club in regard to a dressing-room was deferred till after the completion of the new building.

Ordered, that Duncan Donald's petition for leave to put in a notice for admission *nunc pro tunc* be granted.

Ordered, that Mr. Moss, Q.C., be appointed a member of the Senate of the University of Toronto to represent the Law Society.

The rule respecting graduates of the Military College at Kingston was read a second and third time and passed, and is as follows :

(1) A cadet of the Royal Military College who has received his diploma of graduation shall be entitled to be admitted on the books of the Society as a Student-at-Law or Articled Clerk, and subject to the same terms and conditions as a graduate in the Faculty of Arts is or shall for the time being be entitled to admission thereon.

(2) Every such cadet shall be entitled to be called to the Bar and to be admitted and enrolled as a solicitor after the like period of service and on and subject to the like terms and conditions as are and shall for the time being be applicable to a graduate in the Faculty of Arts.

(3) The provisions of these rules shall apply retrospectively, so as to entitle any such cadet who has heretofore been admitted on the books of the Society and has not yet been called to the Bar or admitted and enrolled as a solicitor to apply to be so-called or admitted and enrolled after the like period of service as is required in the case of Graduates of Arts.

The Secretary was directed to prepare a list of the solicitors who can apply to Convocation under the amendment to Rule 120 for call to the Bar and a circular with the approval of the Finance Committee for transmission to each of such solicitors.

*Tuesday, June 30th.*

Convocation met.

Present—Messrs. Moss, Bell, Shepley, Mackelcan, Martin, Barwick, Ritchie, Aylesworth, Lash, S. H. Blake, Irving, Bruce, Strathy, Watson, Macdougall, Douglas.

In the absence of the Treasurer, Mr. Irving was appointed Chairman.

The minutes of the last meeting were read and confirmed.

On motion duly made, a resolution of condolence with the widow and family of the late Right Honorable Sir John A. Macdonald was passed.

Ordered, that the same be engrossed and forwarded to Lady Macdonald.

Ordered, that the service of J. O'Donnell Dromgole be allowed.

Ordered, that the consideration of the Report of the Legal Education Committee on the case of Mr. D. B. S. Crothers be deferred until the second day of Trinity Term.

Ordered, that Mr. T. H. Addison be admitted as of the first day of Easter Term, 1891.

The Legal Education Committee reported the results of the first and second year examinations of the Law School.

Ordered, that the following gentlemen be allowed their first year examinations, viz.:

Messrs. J. C. Haight, W. E. Woodruff, W. A. Fraser, A. T. Thompson, W. A. H. Kerr, D. Plewes, A. H. Sinclair, G. H. D. Lee, George Kelly, W. R. Givens, G. A. Harcourt, J. F. Smellie, W. A. Wilson, J. W. Mallon, A. F. McMichael, Alexander Smith, John Lamont, C. F. E. Evans, J. G. Campbell, G. J. Ashworth, J. A. McKay, W. B. Wilkinson, N. B. Eagen, W. H. Holmes, R. Bradford, A. C. McMaster, W. Brydone, W. C. Hall, J. T. Thomson.

Ordered that the following gentlemen be allowed their second year examinations, viz.:

Messrs. C. H. Barker, J. H. Moss, A. Y. Blain, F. C. Snider, S. V. Blake, D. R. Tate, F. W. McConnell, W. Cross, R. M. Lett, J. D. Swanson, A. E. Scanlan, R. L. Johnston, G. A. Kingston, J. G. Smith, J. E. Jeffrey, H. J. Martin, J. D. Spence, R. J. Gibson, M. J. O'Connor, G. E. J. Brown, B. M. Aikens, W. H. Grant, G. St. V. Morgan, F. C. Cooke, D. R. C. Martin, F. King, W. J. Boland, J. E. O'Connor, G. C. Biggar, T. B. Martin, W. T. J. Lee, F. S. Costello, W. M. Allen, F. M. Canniff, J. R. Blake, J. Henderson, J. N. Fish, J. B. Quinton, S. Griffin, H. F. McLeod, E. C. Senkler, J. H. Coburn, M. A. Brown, A. Bain, W. J. Dick, W. D. Earngey, Strachan Johnston, J. T. Copeland, A. S. Macdonald, C. R. Hamilton, T. R. E. McInnes, F. Jones, T. C. Gordon, C. S. Coatsworth, W. Carney, G. E. Powell, S. F. Houston, H. W. Maw.

So much of the Reports as referred to Honors and Scholarships was referred to a Special Committee composed of Messrs. Lash, Bruce, and Watson.

On motion of Mr. Lash, it was ordered

That of the candidates who may be found by the Special Committee to have passed with Honors at the Law School Examinations held in June, 1891, and allowed to them in lieu of the First and Second Intermediate Examinations

respectively, the first of such candidates of each class be awarded a scholarship of one hundred dollars, the second a scholarship of sixty dollars, and each of the next five a scholarship of forty dollars.

The Report of the Discipline Committee on the case of Mr. L. U. C. Titus was presented.

Ordered, that instructions be given to the solicitor to appear on the petition for reinstatement, and to ask the Court to direct it to stand over until Mr. Titus has applied to Convocation with respect to the matter and has satisfied Convocation of the propriety of his application.

The County Libraries Aid Committee presented their report in reference to the County of Simcoe Law Association.

Ordered, that the usual initiatory grant be made to the association, which will amount to six hundred and ten dollars, being double the amount of the cash paid in, but not exceeding the maximum sum of twenty dollars or each practitioner in the county.

The County Libraries Aid Committee presented their Report recommending:--

(1) That a loan of five hundred dollars be made to the Carleton Law Association, under the provisions of Rule 78, to be repayable in two equal yearly payments, and that security be given for such repayment in the form adopted in other similar cases.

(2) That a loan be made to the County of Norfolk Law Association of one hundred and sixty dollars, the conditions of the loan to be the same as recommended in the case of the Carleton Law Association above referred to.

(3) That a loan of two hundred and fifty dollars be made to the County of Perth Law Association on the same conditions.

(4) That the County of Wellington Law Association be granted an allowance equal to the cost of the Supreme Court Reports from the date of the incorporation of the Association, and that the amount, when established to the satisfaction of the Chairman of this Committee, be paid to the County of Wellington Law Association.

Ordered accordingly.

Mr. Blake, from the Special Committee, presented their Report on the petition of Clara Brett Martin to be admitted as a student, submitting that authority was not intended to be given to the Law Society to admit women as members thereof, and that the statutes, rules, and regulations do not authorize it, and that the prayer of the petition should not be granted.

Ordered, that a copy of the Report be sent to every Bench, including the memorandum of cases, and that the consideration of the Report be deferred to the second day of Trinity Term, 1891.

The Report of the Law School Building Committee was presented as follows:

(1) The contract for the erection of the Law Society building, signed by all the contractors and on behalf of the Society, is herewith submitted.

(2) The Committee have from time to time authorized the issue of cheques to contractors producing certificates from the architect, and up to this date cheques to the amount of \$8,200 have been issued as follows:

|   |          |
|---|----------|
| (1) To Benjamin Brick, contractor for stone, brick, and excavation, 3 certificates .. | \$58 50  |
| (2) J. C. Scott, carpenter work, 2 certificates.....                                  | 15 50    |
| (3) Pendreth & Hutton, contractors for iron work, 2 certificates .....                | 8 00     |
|   | \$ 82 00 |

(3) The architect reports that the work is proceeding satisfactorily, and that there is every prospect of the building being completed within the time stipulated for in the contract.

The report of the Legal Education Committee on the regulations for admission as solicitors or barristers, under 54 Vict., c. 25, recommending that rules for giving effect to the following regulations be forthwith passed:

REGULATIONS UNDER THE ACT 54 VICT., C. 25.

(1) Any person applying for a certificate of qualification to be admitted as a solicitor under the provisions of the Act 54 Vict., c. 25, shall furnish proof of—

(a) That notice of his intention to apply for such certificate, signed by a Benchor, was given to the secretary at least two months preceding the first day of the Term in which he intends to apply for such certificate ;

(b) That notice of his intention as aforesaid was also published once a week, for at least two months preceding the first day of such Term, in some newspaper in the county town of the county in which such person resides ;

(c) That he was duly called to the Bar prior to the first day of January, 1891, and has been in actual practice, and that he still remains a member of the Bar in good standing, and that since his call no adverse application to disbar him or otherwise to disqualify him from practice as a barrister has been sustained, and that no charge is pending against him for professional or other misconduct ;

(d) That he has passed the usual examination prescribed for admission to practise as a solicitor ;

(e) That he has paid the fees payable by candidates for admission to practise as solicitor.

(2) The notice mentioned in sub-sections (a) and (b) shall be in the following form, viz.:—

“LAW SOCIETY OF UPPER CANADA.

“Mr. ....(some Benchor) gives notice that Mr. A. B., who has been called by the Law Society to the degree of Barrister-at-Law prior to the first day of January, 1891, will next term apply to the Law Society for a certificate under the corporate seal of the society of his fitness and capacity, and that he is in all respects duly qualified to be admitted as a solicitor.

“As of .....Term, 189..

.....  
(Benchor's Signature.)

(3) The secretary shall receive such notice upon payment of one dollar and shall make two lists containing the names, additions, and residences of the persons intending to apply as aforesaid, and affix one of such lists in a conspicuous place in his office and the other in Convocation Hall.

(4) The certificate to be granted shall be in the following form :

“These are to certify that Mr. A. B., who has been called by the Law Society to the degree of Barrister-at-Law prior to the first day of January, 1891, having now satisfied the society of his fitness and capacity, and that he is in all respects duly qualified to be admitted as a solicitor, may be admitted and enrolled as a solicitor in accordance with the provisions of the statutes in that behalf.

“In testimony whereof I, E. B., treasurer of the said society, have to these presents affixed the seal of the said society, at Osgoode Hall, this.....day of....., in the year of Our Lord one thousand eight hundred and.....and the..... year of Her Majesty's reign.

“ J. H. E.,  
“Secretary.

“ E. B.,  
“Treasurer.”

(5) The person applying for and obtaining such certificate shall pay therefor the sum of two dollars.

A rule founded on the Act 54 Vict., c. 25, and the above report, was then introduced, read a first, second, and third time, and carried.

The Secretary was directed to send a copy to every barrister entitled to apply under the provisions of the above.

The joint report of the Finance and Legal Education Committees, as to Law School fees, was then presented.

Ordered, that the fees payable by students for attendance upon lectures in the Law School be increased to twenty-five dollars a year, and that such amendments to existing rules as may be necessary to give immediate effect to such increase be made.

The Select Committee on Honors and Scholarships reported as follows :

(1) That the following candidates passed their second year's examination with Honors, namely, Messrs. C. H. Barker, S. Johnston, J. H. Moss, J. E. Jeffrey, R. M. Lett, W. Cross, M. J. O'Connor, and J. G. Smith.

(2) That Mr. Barker is entitled to a scholarship of \$100; Mr. Johnston to a scholarship of \$60; and Messrs. Moss, Jeffrey, Lett, Cross, and O'Connor to a scholarship of \$40 each.

(3) That the following candidates passed their first year's examination with honors, namely, Messrs. J. C. Haight, W. E. Woodruff, and W. A. Fraser.

(4) That Mr. Haight is entitled to a scholarship of \$100; Mr. Woodruff to a scholarship of \$60; and Mr. Fraser to a scholarship of \$40.

The report was read and adopted, and payments ordered to be made thereon.

Mr. Lash gave notice that he would next Term move to introduce a rule repealing Rule 201 of the rules of the 8th June, 1889, substituting therefor the following, to take effect from and after the first day of May, 1891, viz.:

(201) Of the candidates passed with honors at each intermediate examination or Law School examination, allowed in lieu thereof, the first shall be entitled to a scholarship of \$100, the second to a scholarship of \$60, and the next five to a scholarship of \$40 each; and that each scholar shall receive a diploma certifying to the fact.

Also, that Rule 204 of said rules be repealed and the following be substituted therefor, to take effect from the first day of May, 1891, viz.:

(204) Of persons called with honors, the first six shall be entitled to medals on the following conditions :

The first, if he has passed both the intermediate examinations or Law School examinations, allowed in lieu thereof, to a gold medal, otherwise to a silver medal;

The next two, if they have passed both intermediate examinations or Law School examinations, allowed in lieu thereof with honors, to a silver medal each, otherwise to a bronze medal;

The next three, if they have passed both intermediate examinations or Law School examinations, allowed in lieu thereof with honors to a bronze medal each.

On motion duly made, ordered that Rule 65, page 19, be amended by inserting after the word "Toronto," on the last line but one of page 19, the words "or other bank duly authorized by the Finance Committee."

The rule as to stages was suspended, and the rule as amended was read three times and carried.

Mr. Martin moved that Rule 156 be amended by adding thereto as follows :

(156) (a) Any Student-at-Law or Articled Clerk, not being a graduate, who is under Rule 156 subject to attend the school for three years, may at his option take the first year of his course during the first or second year of his attendance or service by giving notice of his intention to the Principal at least one week before the commencement of the session.

Carried.

The rule as to stages having been suspended, the rule was read a first, second, and third time, and passed.

Ordered, that two hundred copies of Mr. Reeve's report of 18th May, 1891; be printed and sent to judges, benchers, and County Law Associations.

STATEMENT OF REVENUE AND EXPENDITURE OF THE LAW SOCIETY

FOR THE YEAR ENDING 31ST DECEMBER, 1890.

REVENUE.

|  |                  |                    |
|--|------------------|--------------------|
| Certificate and Term Fees.....                               | \$23,611 31      |                    |
| Arrears, Fines, and Costs collected.....                     | 1,219 50         |                    |
|  | <u>24,830 81</u> |                    |
| Less Fees returned.....                                      | 135 50           | \$24,695 31        |
| Notice Fees.....   |                  | \$379 00           |
| Attorneys' Examination Fees.....                             | 6,820 00         |                    |
| Less Fees returned.....                                      | 150 00           |                    |
|  | <u>6,670 00</u>  |                    |
| Students' Admission Fees.....                                | 3,610 00         |                    |
| Less Fees returned.....                                      | 320 00           |                    |
|  | <u>3,290 00</u>  |                    |
| Call Fees.....   | 11,265 00        |                    |
| Less Fees returned.....                                      | 525 00           |                    |
|  | <u>10,740 00</u> |                    |
| Interest and Dividends.....                                  |                  | 4,443 71           |
| Law School Fees.....   | 1,640 00         |                    |
| Less Fees returned.....                                      | 30 00            |                    |
|  | <u>1,610 00</u>  |                    |
| Reporting—Rowsell & Hutchison, for Reports sold.....         |                  | 1,438 13           |
| Fees on Petitions, Diplomas, etc.....                        |                  | 135 00             |
| Fines, Lending Library.....                                  |                  | 13 10              |
| Law Costs—Deposit, <i>Re</i> Hand, returned.....             |                  | 400 00             |
| Telephone Office, collected for Commission and Messages..... |                  | 102 83             |
| Balance, being excess of expenditure.....                    |                  | 4,653 52           |
|  |                  | <u>\$58,570 60</u> |

EXPENDITURE.

REPORTING:—

|   |               |
|---|---------------|
| Salaries, thirteen months.....  | \$10,658 16   |
| Insurance on Reports at Rowsell & Hutchison's.....  | 90 00         |
| Printing as per contract, including \$1,250 paid on 31st December, 1890, instead of on 1st January as heretofore..... | 8,725 49      |
| Notes for LAW JOURNAL.....  | \$215 21      |
| Notes for <i>Law Times</i> .....  | 231 45        |
|   | <u>446 66</u> |
|   | \$19,920 31   |

LAW SCHOOL:—

|   |                  |
|---|------------------|
| Salaries, thirteen months.....          | 9,166 53         |
| Scholarships.....                       | 720 00           |
| Printing Curriculum in LAW JOURNAL..... | 50 00            |
| Stationery and Printing.....            | 210 25           |
| Furniture.....                          | 215 00           |
| Extra Attendance ( <i>Gilly</i> ).....  | 102 66           |
|   | <u>10,464 44</u> |

## EXAMINATIONS :—

|   |          |            |
|---|----------|------------|
| Salaries—Proportion of Examiners' Salaries in respect of Old Curriculum ..... | \$708 30 |            |
| Printing and Stationery .....   | 210 00   |            |
| Advertising Curriculum in LAW JOURNAL.....                                    | 50 00    |            |
| Examiners for Matriculation, Hilary Term, 1890 .....                          | 82 00    |            |
| Medals .....  | 54 51    |            |
|   |          | \$1,104 81 |

## LIBRARY :—

|                                      |          |          |
|--------------------------------------|----------|----------|
| Books, Reports, and Periodicals..... | 2,568 53 |          |
| Binding and Repairs.....             | 411 11   |          |
|                                      |          | 2,979 64 |

## COUNTY LIBRARY AID :—

|                                    |          |          |
|------------------------------------|----------|----------|
| Brant.....                         | \$ 84 83 |          |
| Bruce.....                         | 25 20    |          |
| Carleton.....                      | 288 92   |          |
| Essex.....                         | 578 50   |          |
| Frontenac.....                     | 46 00    |          |
| Hamilton.....                      | 383 48   |          |
| Leeds and Grenville.....           | 660 00   |          |
| Lindsay.....                       | 70 00    |          |
| Middlesex.....                     | 405 00   |          |
| Norfolk.....                       | 155 00   |          |
| Perth.....                         | 71 00    |          |
| Peterboro.....                     | 475 00   |          |
| Welland.....                       | 40 00    |          |
| Wellington.....                    | 71 00    |          |
| York.....                          | 814 00   |          |
| Reports on County Libraries.....   | 7 92     |          |
| J. Winchester, for inspecting..... | 300 00   |          |
|                                    |          | 4,475 85 |

## GENERAL EXPENSES :—

## Salaries to 31st December, 1890—

|   |          |          |
|---|----------|----------|
| Secretary and Librarian, thirteen months..... | 2,166 67 |          |
| Assistants, " ".....                          | 2,106 59 |          |
| Auditor, " ".....                             | 108 33   |          |
| Housekeeper " ".....                          | 568 75   |          |
|   |          | 4,950 34 |

## Lighting, Heating, and Water—

|  |          |          |
|--|----------|----------|
| Gas.....   | 258 74   |          |
| Water.....   | 72 70    |          |
| Incandescent Lighting.....                             | 91 48    |          |
| Gas Stove.....   | 30 80    |          |
| Fuel.....  | 160 75   |          |
| Repairs to Apparatus, Gas, Steam, and Water Pipes..... | 45 17    |          |
| Government Lighting and Heating, during 1888-89.....   | 850 00   |          |
| " " " " 1889-90.....                                   | 1,070 00 |          |
|  |          | 2,579 64 |

Insurance—increased amount, three years' premium ..... 160 00

## Grounds—

|                                   |        |        |
|-----------------------------------|--------|--------|
| Gardener.....                     | 386 00 |        |
| Tools, and sharpening same.....   | 2 00   |        |
| Cartage.....                      | 5 00   |        |
| Labor, thirteen months.....       | 392 00 |        |
| Snow clearing.....                | 29 13  |        |
| Sodding, Plants, and Flowers..... | 74 35  |        |
|                                   |        | 888 48 |

## ADDITIONS, ALTERATIONS, AND REPAIRS :—

|                        |          |
|------------------------|----------|
| As per Schedule A..... | 6,768 21 |
|------------------------|----------|

PRINTING, ADVERTISING, AND STATIONERY :—

|                   |          |           |
|-------------------|----------|-----------|
| Advertising ..... | \$194 60 |           |
| Stationery .....  | 123 96   |           |
| Printing .....    | 207 40   |           |
|                   |          | \$ 525 96 |

LAW COSTS :—

|   |        |          |
|---|--------|----------|
| Solicitor's allowance, thirteen months.....                   | 325 00 |          |
| Lount & Marsh, Counsel Fees—                                  |        |          |
| McDonel <i>v.</i> Law Society..... \$                         |        |          |
| McDougall <i>v.</i> Law Society.....                          |        |          |
|   | 435 00 |          |
| Walter Read, Taxed Costs, Miscellaneous .....                 | 79 21  |          |
| Paid Defendants' Costs, Law Society <i>v.</i> McDougall ..... | 486 06 |          |
| Stenographer for use Discipline Committee.....                | 78 85  |          |
|   |        | 1,404 12 |

TELEPHONE OFFICE :—

|                              |        |        |
|------------------------------|--------|--------|
| Rent .....                   | 100 00 |        |
| Salary, thirteen months..... | 453 00 |        |
| Messenger, " " .....         | 130 00 |        |
|                              |        | 683 00 |

SUNDRIES :—

|   |        |             |
|---|--------|-------------|
| Mr. Hardy—  |        |             |
| 1890 { Legal Chart .....                                    | 100 00 |             |
| { Law List .....  | 100 00 |             |
| 1891—Legal Chart.....                                       | 100 00 |             |
|   |        | 300 00      |
| Portrait of Sir W. Campbell.....                            |        | 290 00      |
| Term Lunches.....   |        | 727 02      |
| Postages .....  |        | 116 78      |
| Telegrams.....  |        | 4 50        |
| Resumé.....   |        | 25 00       |
| Oiling Floor, \$8.40; Moving Pictures, \$18.....            | 26 40  |             |
| Laying Carpets, \$6.15; Pails and Brooms, \$13.10; Cleaning |        |             |
| Chimneys, \$3.35.....                                       | 22 60  |             |
| Soap, \$34.93; Dusting Books, \$18; Copy of Inventory and   |        |             |
| Catalogue, \$9.06.....                                      | 61 99  |             |
| Lock and Keys, etc., \$7.30; Petty Expenses, \$12.71.....   | 20 01  |             |
| Ice, two seasons.....                                       | 46 50  |             |
| Gratuity to Postman, \$5; Guarantee Premium, \$20.....      | 25 00  |             |
|   |        | 202 50      |
|   |        | \$58,570 60 |

Audited and found correct,

HENRY WM. EDDIS, F.C.A.,

*Auditor.*

SCHEDULE A.

DETAILS OF ADDITIONS, ALTERATIONS, AND REPAIRS.

LAW SCHOOL. Students' Rooms :—

|                                       |          |            |
|---------------------------------------|----------|------------|
| Douglas & Co., sheet iron work.....   | \$ 88 67 |            |
| O'Connor, painting and glazing .....  | 246 67   |            |
| Rundle, plastering.....               | 136 27   |            |
| Dudley & Scott, carpentering .....    | 291 03   |            |
| Duthie, deck roof.....                | 28 33    |            |
| Bennett & Wright, steam fitting ..... | 172 10   |            |
| Brick, brick work.....                | 83 07    |            |
|                                       |          | \$1,046 14 |

CONSULTATION ROOMS :—

|                                     |        |
|-------------------------------------|--------|
| Douglas & Co., sheet iron work..... | 44 33  |
| O'Connor, painting and glazing..... | 123 00 |
| Rundle, plastering .....            | 68 13  |

|   |          |            |
|---|----------|------------|
| Dudley & Scott, carpentering .....                              | \$145 51 |            |
| Duthie, deck roof .....   | 14 17    |            |
| Bennett & Wright, steam fitting .....                           | 86 23    |            |
| Brick, brick work .....   | 41 33    |            |
|   |          | \$522 70   |
| FIRE PROTECTION :—  |          |            |
| Nicholls, fire escape .....                                     | 318 22   |            |
| Pim, iron doors .....   | 180 00   |            |
| O'Connor, painting, etc. ....                                   | 15 18    |            |
| Brick, building up door and window .....                        | 51 40    |            |
| Bennett & Wright, water service and electric alarm .....        | 670 00   |            |
|   |          | 1,234 80   |
| EAST WING :—  |          |            |
| O'Connor, external repairing and painting, including roof ..... |          | 1,087 35   |
| Furniture, including carpet and wardrobes .....                 |          | 1,171 91   |
| Architect, Mr. Storm's fees for the year .....                  |          | 301 78     |
| ELECTRIC LIGHT IN LIBRARY :—                                    |          |            |
| Nicholls, putting in apparatus .....                            |          | 935 00     |
| LIBRARY IMPROVEMENTS :—   |          |            |
| Rundle, plaster work .....                                      | 54 40    |            |
| Scott, carpenter work .....                                     | 78 21    |            |
| O'Connor, painting, etc. ....                                   | 171 95   |            |
|   |          | 304 56     |
| BENCHERS' ROOM :—   |          |            |
| O'Connor, calsoining .....                                      |          | 30 80      |
| GENERAL REPAIRS :—  |          |            |
| Tennant, carpenter work .....                                   | 56 45    |            |
| Bryce, repairs to asphalt floor in area .....                   | 20 00    |            |
| Pim, one new iron gate .....                                    | 30 00    |            |
| " repairing old gates .....                                     | 17 50    |            |
| " " railings .....  | 5 00     |            |
| Maguire & Bird, gasfitting and plumbing .....                   | 11 45    |            |
|   |          | 140 40     |
|   |          | \$6,775 44 |
| Less Cheque No. 1526 cancelled .....                            |          | 7 23       |
|   |          | \$6,768 21 |

## NOTE.

Total Expenditure .....

\$58,570 60

The following items which are of an exceptional character, namely :—

|  |             |             |
|--|-------------|-------------|
| Proportion of insurance chargeable in 1891 and 1892 .....                                  | \$ 53 00    |             |
| Permanent improvements, \$6,768 21 (see Schedule A.), less ordinary repairs, \$1,000 ..... | 5,768 21    |             |
| Reporters' salaries, payment made Dec. 31, '90, instead of Jan. 1, '91, as formerly .....  | 960 31      |             |
| Printing Reports, " " " " " " " " .....  | 1,250 00    |             |
| Law School, " " " " " " " " .....  | 705 11      |             |
| General Salaries, " " " " " " " " .....  | 380 79      |             |
| Labor, " " " " " " " " .....   | 30 15       |             |
| Solicitor, " " " " " " " " .....   | 25 00       |             |
| Telephone salaries, " " " " " " " " .....  | 44 80       |             |
| Chart, " " " " " " " " .....   | 100 00      |             |
| Government heating for the year 1889 .....   | 850 00      |             |
|  |             | 10,167 37   |
| Expenditure, less items of exceptional character .....                                     |             | \$48,403 23 |
| Revenue for year .....   | 53,917 08   |             |
| Ordinary Expenditure for year .....  | 48,403 23   |             |
| Balance of Revenue of 1890 over ordinary expenditure of 1890 .....                         | \$ 5,513 85 |             |

LAW SOCIETY OF UPPER CANADA.

TRINITY TERM, 1891.

*Monday, September 14th.*

Present—Between 10 and 11 a.m.: The Treasurer, and Messrs. Hoskin, Moss, Sir Adam Wilson, S. H. Blake. In addition, present after 11 a.m.: Messrs. Irving, Idington, Shepley, Barwick, Osler, Lash, and Watson.

Between 10 and 11 a.m., the minutes of last meeting of Convocation were read and approved, and signed by the Treasurer.

The Report of the examiners on the examination of candidates for call was received.

Ordered for immediate consideration, and adopted.

The Report of the Secretary on the papers of the candidates was read.

Ordered, that the following gentlemen, whose papers have been reported by the Secretary as regular, be called to the Bar :

W. Wright, N. W. Rowell, W. A. Cameron, W. L. Wickett, S. E. Lindsay, J. G. Harkness, A. A. Smith, H. Carpenter, W. E. Raney, G. S. Kerr, J. F. Hare, A. A. Adams, J. F. Keith, T. A. Beament, W. F. Hull, T. W. Scandrett, H. B. Travers.

Ordered, that the case of Mr. Hugh McMillan be reserved.

The Report of the examiners on examinations for candidates for call to the Bar with honors was received and read.

Ordered for immediate consideration, and adopted.

Ordered, that it be referred to a select committee, composed of the following gentlemen, for consideration and report, viz. : Messrs. Moss, S. H. Blake, and Hoskin.

The Report of the examiners on the examinations for certificates of fitness was received and read.

Ordered for immediate consideration, and adopted.

The Report of the Secretary on the papers of the candidates was read.

Ordered, that the following gentlemen, who have passed the examination and whose papers are reported regular, do receive their certificates, viz. :

Messrs. S. E. Lindsay, J. G. Harkness, W. A. Cameron, W. L. Wickett, C. Murphy.

Ordered, that the cases of Messrs. Hunter and Saunders be reserved, and that the cases of the following gentlemen be reserved for further report :

Messrs. W. Wright, G. S. Kerr, A. A. Smith, H. E. McKee, J. H. H. Hoffman, W. F. Smith, and T. A. Beament.

The Report of the examiners on the First Intermediate Examination was received.

Ordered for consideration to-morrow.

The Report of the examiners on the Second Intermediate Examination was received.

Ordered for consideration to-morrow.

The Report of the Committee on Legal Education on the admission of students-at-law and articled clerks was received and read.

Ordered for immediate consideration.

Ordered, that the following gentlemen, reported entitled as graduates, be entered as students and articled clerks, viz. :

Wm. Henry Buchan Spotton, B.A., Toronto, 1889 ; Daniel Davis, B.A., Laval, 1891 ; Francis Archer, Wm. Ireland, M.A., McGill, 1891 ; James Facey Warne, B.A., Queen's, 1891.

11 a.m. : Mr. Irving, from the Finance Committee, reported as follows :

*To the Benchers of the Law Society in Convocation assembled!*

(1) The Finance Committee beg leave to report that they have opened an account with the Bank of Hamilton on which the Society will be allowed interest at the rate of 4 per cent. on current daily balances, such interest to be credited twice, on 31st May and 30th November.

(2) The committee have instructed the Bank, subject to further order, to honor the cheques of the Society on the signatures of any of the following named Benchers : Messrs. Edward Blake, Æmilius Irving, John Hoskin, countersigned by the sub-Treasurer, Mr. J. H. Esten.

(3) The Committee report \$8,056.14 at credit to the Society in the Bank of Hamilton. The balance at credit of the Society in the Bank of Toronto, to be drawn out as occasion may require, at the present time is \$264, and when drawn the account will be closed.

(4) The Committee have to report that Mr. C. B. Grasett, the senior assistant to the Secretary, returned, on the 1st of September instant, to his duty, after an absence with leave, by reason of illness, of about ten months. The Committee are of opinion that the services of Mr. Grasett be dispensed with, and recommend that his salary to the end of 1891 be paid to him.

(5) The Committee are strongly of opinion that, in view of the necessity and importance of having the system and management of the work of the office of Secretary and sub-Treasurer revised and made thoroughly effective and efficient, the office of Librarian be separated from the office and duty of Secretary and sub-Treasurer, and the Committee beg to recommend accordingly.

(Signed) ÆMILIUS IRVING,

*On behalf of the Committee.*

Dated 21st September, 1891.

The Report was received and read.

Ordered for immediate consideration.

First, second, and third clauses adopted.

Fourth clause ordered to stand till to-morrow.

Fifth clause ordered to stand till to-morrow.

Mr. Shepley, from the Library Committee, presented their Report as follows :

#### REPORT OF THE LIBRARY COMMITTEE :

(1) Your Committee, during vacation, caused effect to be given to the resolution of Convocation of 8th June, 1888, and to the Report of Special Committee then appointed, which Report was adopted by Convocation during the succeeding Michaelmas Term, by the removal from the Library of the furniture, books, and papers pertaining to the general business of the Society.

(2) Your Committee caused the closets under the stairways leading to the gallery of Convocation Hall, and other unauthorized and improper receptacles for books and papers, to be thoroughly overhauled.

This has resulted in the discovery of many valuable volumes belonging to the Library, and large quantities of stationery and supplies hidden away under the accumulated rubbish of years. In some instances the volumes so found have been, since their supposed loss, replaced at considerable expense. A list of the volumes so found is reported herewith.

(3) Your Committee would call the attention of Convocation to the condition of a large number of the books in the Library. Many of the bindings are almost completely destroyed or worn out. A large outlay must now be made to bring the Library into anything like fair condition.

A specification and estimate, made at the request of your Committee, and accompanying this Report, places the probable expense at something like \$1,500.

This expenditure would have been largely avoided by some system involving the continuous and proper attention to the condition of the books.

Your Committee suggest that the authority of Convocation be given to the inviting of tenders for the repairing of the books in the Library upon the specification herewith submitted.

In this connection your Committee would further suggest that the authority of Convocation be also given the Committee to place the contract for binding generally upon a better and less expensive system.

(4) Your Committee learn that it has not been the custom to close, at night, the iron doors at the east end of the Library, and that the electric fire alarm which, with the iron doors, was recently placed in position at a very considerable expense, has not been in working order for many months.

Your Committee also learn that the duplicate inventories of the books and furniture of the Society, directed by the order of Convocation of 23rd May, 1890, have not been written up since they were deposited under that direction, though large numbers of books have since been added to the Library, and that the only approximately complete catalogue in existence is kept in the Library and exposed to the same risks as the books themselves.

(5) Your Committee is of the opinion that the miscellaneous library now principally contained in the gallery shelves—much of which is of great value—ought to be further protected by the locking of the doors or gates leading into the galleries, and that the books contained in it should not be open to casual visitors, but should be handed out by the Librarian on special application only. This portion of the Library has been classified and arranged during the vacation.

(6) Your Committee is strongly of opinion that in view of the growth and present condition of the Library and the matters referred to in this Report, and the importance of having the system and management of the Library thoroughly revised and put upon the most modern and effective footing, the office of Secretary and sub-Treasurer should be separated from the office of Librarian, and your Committee beg to recommend accordingly.

(Signed) GEO. F. SHEPLEY,  
*Chairman.*

The Report was read and received.

Ordered, that it be considered to-morrow.

Mr. Moss, from the Legal Education Committee, presented their Report as to call of attendants on Law School.

Ordered, that the following gentlemen, who have passed the Law School Examination and attended the requisite lectures, and whose papers are reported by the Secretary to be correct, and who are reported as entitled to be called to the Bar, be called accordingly, namely:

Messrs. Leys, Hunter, Kent, McKay, Johnston, Hector, Downes, Hough, Ritchie, O'Brien, and Lamport.

Ordered, that the question of honors and medals in relation to the Law School examinations for Call in June last be referred to a Select Committee composed of Messrs. Moss, Shepley, and Hoskin.

Mr. Moss, from the Legal Education Committee, reported recommending that the examination and attendance of Mr. Leask, who passed the examination and attended the requisite number of lectures, save one in equity, be allowed, and, his papers being regular and he being entitled to call, that he be called to the Bar.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from the same Committee, reported on the case of Mr. W. J. Macdonald, recommending that his attendance being allowed, and his examinations being satisfactory, his papers regular, and he being entitled to call, that he be called to the Bar.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from the same Committee, reported on the cases of gentlemen who have passed the examinations and attended the lectures, but have failed to give the required notice, recommending that the attendance and examination of these gentlemen, namely, Messrs. Burritt, K. H. Cameron, and Gillett, be allowed, and that their notices stand good for next Michaelmas Term, when they shall be entitled to be called to the Bar.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from the same Committee, reported on the case of Mr. N. D. Mills, who has passed the examination, but failed to attend the requisite number of lectures by three, and has failed to give the requisite notice, recommending that his examination and attendance be allowed, and that his notice stand good for next Michaelmas Term, when he shall be entitled to be called to the Bar.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from the Legal Education Committee, reported in the case of Mr. Leask, applying to be admitted as solicitor, recommending that his certificate from Mr. Kean be dispensed with and his service allowed, and, the Secretary reporting that his papers are otherwise correct, he be admitted as a solicitor and receive his certificate of fitness.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from same Committee, reported in the case of Mr. Gillett, recommending that his certificate from Mr. Weller be dispensed with and his service allowed, and, the Secretary reporting that his papers are otherwise correct, that he be admitted as a solicitor and receive his certificate of fitness.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Moss, from the same Committee, reported in the case of Mr. Mather, recommending that his service be allowed and that production of further proof of filing be dispensed with, and, the Secretary reporting that his papers are otherwise correct, that he be admitted as a solicitor and receive his certificate of fitness.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

The letter of Mr. Kivas Tully, from the Department of Public Works, as to light, was read and referred to the Finance Committee for consideration and report.

*Re Titus.* The letter from Mr. Read was read.

The letter from Mr. Pope for Lady Macdonald, acknowledging the Law Society's resolution, was read.

In the matter of J. P. McMillan, a solicitor, the Treasurer, pursuant to Rule 122, laid before Convocation the following papers, viz.: Certificate of the Registrar, Chancery Division, and the orders referred to therein.

The letter of Mr. Slater, preferring a complaint against a barrister, was read.

Convocation being of opinion that no *prima facie* case is made for enquiry in the said letter, ordered that no action be taken thereon, and that the Secretary do so inform Mr. Slater.

The Select Committee to whom was referred the question of honors and scholarships in connection with the Law School Examination for Call, presented their report as follows :

The Special Committee on Honors and Medals in connection with the Law School Examination for Call to the Bar, held in June last, report as follows :

- (1) Mr. N. Simpson is entitled to be called with honors during next Michaelmas Term and to receive then a gold medal.
- (2) Mr. J. S. Denison is entitled to be called with honors during next Hilary Term and to receive then a bronze medal.
- (3) Mr. J. J. Warren is entitled to be called with honors during next Hilary Term and to receive then a bronze medal.
- (4) Mr. C. F. Maxwell is entitled to be called with honors during next Michaelmas Term.
- (5) Mr. W. A. Lamport is entitled to be called with honors.
- (6) Mr. Wm. Johnston is entitled to be called with honors.

Respectfully submitted,

(Signed) Charles Moss,

" Geo. F. Shepley.

September 14, 1891.

The Report was received and read, ordered for immediate consideration, and adopted.

Ordered that Messrs. Lamport and Johnston be called with honors.

The Special Committee appointed to report on honors and scholarships in connection with the examinations not under the Law School presented Report as follows :

The Special Committee appointed to consider and report upon honors and medals in connection with the examinations for Call held before this term beg to report as follows :

They find the following candidates, viz., Messrs. Wm. Wright and N. W. Rowell, are entitled to be called with honors, and that Mr. Wright is entitled to receive a gold medal and Mr. Rowell is entitled to receive a silver medal ; all of which is respectfully submitted.

September 14, 1891.

(Signed) Charles Moss.

The Report was ordered for immediate consideration, and adopted.

Ordered, that Messrs. Wright and Rowell be called with honors, and that Mr. Wright do receive a gold medal and Mr. Rowell a silver medal.

The petition of Rebecca Thompson complaining of a barrister and solicitor was read.

Ordered, that it be referred to the Discipline Committee to search for precedents and to enquire and report as to the course to be pursued by Convocation on complaints of this nature.

The letters of Mr. Apjohn and Messrs. Robinson, Thibaudeau & Langford, complaining of Mr. J. K. B.'s action, was read.

Ordered to stand till to-morrow.

Mr. Hoskin moved, seconded by Mr. Moss, as follows :

That the Benchers of the Law Society of Upper Canada in Convocation assembled deem it their duty to represent to the Government of the Dominion of Canada that, in their opinion, the salaries paid to the judges of the Court of Appeal and of the High Court of Justice of this Province are wholly inadequate, and that in the interest of the public and to secure the efficient administration of justice a substantial increase should be made without delay, and that such increase should be at least two thousand dollars per annum to each of said judges in addition to the allowance for circuit expenses.—*Carried.*

Moved by Mr. Hoskin, Q.C., and seconded by Mr. Moss, Q.C., that a copy of the resolution in respect of the judges' salaries be forthwith transmitted to the Minister of Justice.—*Carried.*

The following gentlemen were called to the Bar with honors, viz. :

William Wright, N. W. Rowell, W. A. Lamport, W. M. Johnston.

A gold medal was presented to Mr. Wright and a silver medal was presented to Mr. Rowell.

The following gentlemen were called to the Bar, viz. :

W. L. Wickett, S. E. Lindsay, J. G. Harkness, A. A. Smith, H. Carpenter, W. E. Raney, G. S. Kerr, J. F. Keith, T. A. Beament, W. F. Hull, T. W. Scandrett, W. M. McKay, H. D. Leask, W. A. Leys, G. F. Downes, F. A. Hough, P. E. Ritchie, W. J. McDonald, Daniel O'Brien, F. T. D. Hector, N. Kent, and W. E. L. Hunter.

Mr. Watson gives the following notice of motion :

That, at the first meeting of Convocation in Michaelmas Term next ensuing, I will move for the appointment of a special committee to consider the best means to adopt to obtain the promotion of the administration of justice in the following amongst other respects :

The complete amalgamation of the three divisions of the High Court of Justice.

The abolition of the double circuits and provision for one sittings of the High Court of Justice in each county town and city, at certain fixed periods, at least twice a year, and oftener when required. In Toronto such sittings to be held monthly.

Provision for monthly sittings of the Court of Appeal for Ontario.

The abolition of terms and provision for monthly sittings of the Divisional Court of the three divisions, composed of three judges, none of whom shall be the judge appealed from.

The abolition of separate sittings for the divisions, and provision for a daily sitting in court of one judge for all divisions.

Provision for a daily sitting in chambers of one judge for cases in all the divisions, with instructions to the Committee to wait upon the Attorney-General and the Government in respect to the necessary legislation therefor, and with further instructions to the committee to represent the great inadequacy which exists in the compensation at present made to the judges of the High Court of Justice and of the Court of Appeal for this Province, and, in the absence of reasonable provision from the Dominion Government, to endeavor to obtain from the Government of Ontario such supplemental yearly grant to each of the judges as will make their compensation fitting to the position and adequate to the services rendered in the administration of justice in the province.

The Secretary reported that in the case of the following candidates who have passed their examinations in the Law School and whose attendance has been reported as satisfactory, their papers are regular and they are entitled to their certificates of fitness, viz. :

Wm. Johnston, W. A. Lamport, W. M. McKay, W. A. Leys, G. F. Downes, F. A. Hough, P. E. Ritchie, W. E. Burritt, Daniel O'Brien, F. T. D. Hector, N. Kent, W. E. L. Hunter.

Ordered, that they do receive their certificates of fitness.

The cases of the following candidates for certificates of fitness are reserved, viz.: Messrs. Mortimer, McLean, Noble, Cameron, Mills, and W. J. McDonald  
Convocation adjourned.

*Tuesday, September 15th.*

Present—between 10 and 11 a.m.: The Treasurer, and Messrs. Irving, S. H. Blake, Shepley, Moss, Strathy, and Guthrie. In addition, after 11, Messrs. Idington, Lash, Robinson, Barwick, and Riddell.

The minutes of last meeting of Convocation were read, approved, and signed by the Treasurer.

The Secretary reported, as to cases reserved, that the following gentlemen have completed their papers and are entitled to their certificates of fitness, namely: Messrs. E. F. Blake, A. G. McLean, E. Mortimer, G. S. Kerr, and T. A. Beament.

Ordered, that they receive their certificates of fitness.

The Report of the Examiners on the First Intermediate Examination was read.

Ordered for immediate consideration and adopted.

The Report of the Secretary on the standing of the candidates who had passed the examination was read.

Ordered, that the examination of the following candidates be allowed them as students and articled clerks, namely: Messrs. W. D. Moss, J. G. Hay, A. McFarlane, J. L. Crawford, W. F. W. Lent, A. B. Carscallen, R. J. Bonner, J. A. Stevenson, C. R. McKeown, F. H. Colter, D. H. McLean, A. Mearns, R. J. Slattery, G. H. Pettit, and H. Robertson.

The Report of the Examiners in the Second Intermediate Examination was read.

Ordered for immediate consideration, and adopted.

The Report of the Secretary on the standing of the candidates who had passed the examination was read.

Ordered, that the examinations of the following candidates be allowed them as students and articled clerks, namely: W. McFarlane, E. Harley, W. F. Scott, W. Farnham, St. Clair Leitch, C. T. Sutherland, G. A. Sayer, J. McKay, C. E. Fulford, H. M. Graydon, and J. H. Senkler.

The petition of D. E. K. Stuart was read and received.

Ordered to be referred to a special committee, composed of Messrs. Moss, Lash, Strathy, and Idington, to make the necessary enquiries and conduct the prescribed examination, and to report to Convocation.

The petition of H. McMillan was read and received.

Ordered to be referred to a special committee, composed of Messrs. Moss, Lash, Strathy, and Idington, to make the necessary enquiries and report to Convocation.

The petitions of Messrs. Saunders, Lyall, McCullough, and Hunter, praying for admission as solicitors under 54 Vict. cap. 25, were read and received.

Ordered to be referred to the Legal Education Committee, to enquire and report to Convocation.

The petitions of Messrs. Choppin, Morwood, Kennings, Stewart, Ross, and Defries were received and read.

Ordered, that the prayers of these petitions be granted, and that their notices stand good.

The petition of A. J. McKinnon was received and read.

Ordered, that the prayer be granted, and that his notice stand good.

The Report of the special committee on the case of Mr. D. E. K. Stuart was received and read.

Ordered for immediate consideration, and adopted.

Ordered, that Mr. Stuart be called to the Bar.

The Report of the special committee on the case of Mr. H. McMillan was received and read.

Ordered for immediate consideration, and adopted.

Ordered, that Mr. H. McMillan be called to the Bar.

The letters of Mr. Apjohn, and Messrs. Robinson, Thibeau & Langford, were received and read.

Mr. Shepley moved as follows: "That the matter of the communications from Mr. Apjohn, and Messrs. Robinson, Thibeau & Langford, be referred to the Discipline Committee, pursuant to the rule laid down in the Heaslip case, Easter, 1890, with instructions to communicate with these gentlemen and to ascertain and report whether it is a case in which the court may be moved under the Statute."—Carried.

Mr. Lash, pursuant to notice, moves for leave to introduce a Rule amending Rule 201, as to scholarships.

Ordered, and the Rule was introduced and read a first time.

Mr. Lash moves that the Rule be read a second time, as follows: "(201) Of the candidates passed with honors at each Intermediate Examination, or Law School Examination allowed in lieu thereof, the first shall be entitled to a scholarship of \$100, the second to a scholarship of \$60, and the next five to a scholarship of \$40 each; and each scholar shall receive a diploma certifying to the fact."—Carried.

The Rule as to stages was dispensed with unanimously, and the Rule was read a third time and passed.

The paragraphs 4 and 5 of the Report of the Finance Committee, deferred until to-day, were brought up for consideration.

The fourth paragraph was considered.

Ordered, that Mr. Grasett's services be dispensed with, and that on his retirement he do receive a gratuity of \$500 in addition to his salary for the current month.

The fifth paragraph was considered.

The Report of the Library Committee on the same subject, presented yesterday, was read.

Mr. Shepley moved: "That the fifth paragraph be adopted, and that the whole matter of staff reorganization be referred to a joint committee composed

of the Finance and Library Committees, with instructions to frame a scheme of reorganization, and report the same, with the details thereof, to Convocation during this term."—Carried.

The Report of the Library Committee, ordered to be taken up to-day, was considered paragraph by paragraph.

1st, 2nd, and 3rd paragraphs adopted. The committee to report its plan for placing the binding contract on a better footing.

4th, 5th, and 6th paragraphs adopted.

Messrs. D. E. K. Stuart and H. McMillan were called to the Bar.

The Report of the Special Committee on the application of Miss Clara Brett Martin, ordered to be considered to-day, was considered and adopted, and the Secretary was directed to notify Miss Brett Martin accordingly.

Mr. Shepley gave notice that he would at the next meeting of Convocation introduce a Rule to strike out Rule 134, to re-number Rule 135 as 134, and to enact the following Rule as Rule 135: "(135) The notices required by the preceding Rules may be given within three months prior to the taking of his degree by a graduate, or to the passing of his examination by a candidate, seeking admission under Rule 134."

Convocation adjourned.

*Saturday, September 19th.*

Convocation met.

Present—The Treasurer, and Messrs. Strathy, MacKelcan, Irving, Osler, Moss, Robinson, and Aylesworth.

The minutes of last meeting were read and approved.

Mr. Osler, from the Reporting Committee, presented the Editor's Report of 18th September, as follows:

TORONTO, 18th September, 1891.

DEAR SIR: The work of reporting is in a forward state. In the Court of Appeal there are eleven unreported cases, all of 30th June last. In the Queen's Bench Division there are six, five of which are of June, and one of August. In the Common Pleas there are nine, all of June. In the Chancery Division Mr. Lefroy has one of August; those judgments delivered this month having yet to be considered. Mr. Boomer has nine, two of June, one of July, two of August, and four of September. There are two Practice Cases unreported, one of July and one of August. A Number of the Election Cases is in type, revised, and will shortly issue. The Digest Number, Vol. 20 Ontario Reports, is in type, revised, and will be issued in a few days. I enclose a report from Mr. F. J. Joseph regarding the Consolidated Digest in course of preparation by him.

Mr. Joseph's letter referred to above:

TORONTO, 14th September, 1891.

MY DEAR MR. SMITH: Mr. Osler has asked me to inform him through you of the progress made in compiling the Digest. I expect that fully one-half the work will be in type this month, and if the printers continue working as at present the entire work will be in type (except the Table of Cases) by the end of the year. I have spared neither labor nor expense to get the work finished as soon as possible.

Ordered to be considered at the next meeting of Convocation.

Mr. Moss, from the Committee on Legal Education, reports:

(1) On the case of R. M. Noble: That the Secretary reports his papers complete, and his attendance at the Law School having been allowed by Convocation, the Committee recommend that he do receive his certificate of fitness.

Ordered for immediate consideration. Adopted.

Ordered, that he do receive his certificate of fitness.

(2) On the case of Nelson D. Mills: That the Secretary reports his papers complete, and his attendance at the Law School having been allowed by Convocation, the Committee recommend that he do receive his certificate of fitness.

Ordered for immediate consideration. Adopted.

Ordered, that he do receive his certificate of fitness.

(3) On the case of W. J. McDonald: That the Secretary reports his papers complete, save as to the date of filing his articles—that the filing be allowed *nunc pro tunc*—and Convocation having allowed his attendance at the Law School, that he do receive his certificate of fitness.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

(4) In the cases of Messrs. Sanders, Lyall, and McCullough: That they have been called to the Bar, passed the examination, and complied with the regulations applicable to their cases, and are entitled to receive certificates under the regulations for presentation to the court.

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr. Irving presented the Report of the Special Committee appointed at last meeting of Convocation, as follows:

*To the Benchers of the Law Society in Convocation assembled:*

The Special Committee appointed by Convocation at their meeting on 15th inst., composed of the members of the Finance and Library Committees, to frame a scheme of reorganization of the executive staff of the Society, and report the details thereof to Convocation, beg leave to report that they have considered the matters referred to, and have resolved to recommend as follows:

(1) That Mr. Esten, the present Secretary, sub-Treasurer, and Librarian, be relieved of his duties as Librarian, and discharge the duties of Secretary and sub-Treasurer, and that such duties be discharged by him without any further special assistance.

(2) That Convocation appoint a Librarian, to hold office like other officers, during pleasure, and that Mr. John J. Daley, hitherto an assistant of the Secretary, sub-Treasurer, and Librarian, be continued in the service of the Society with the title of Assistant Librarian.

(3) That the above-named three officers of the Society be severally required at all times to discharge or assist in the discharge of the duty of any officer of the Society as may be required by Convocation, or by the Treasurer, or by the Chairman of any Committee having supervision over the functions or duty to be discharged or required to be done.

(4) That Messrs. Irving, Watson, and Barwick be appointed a sub-Committee to confer with Messrs. Clarkson & Cross, accountants, with the object of having advice and assistance in relation to opening a new set of books and registers as may be suggested, and to report their own recommendations to this Committee.

(5) That the officers receive the following salaries:

The salary of Mr. Esten and emoluments to remain as at present.

The salary of the Librarian to be at the rate of one thousand dollars per annum, to be increased to eleven hundred dollars for the second year, and to twelve hundred dollars for the third and subsequent years.

The salary of Mr. Daley to remain as at present, eight hundred dollars per annum.

(6) The Committee respectfully suggest to Convocation that the selection of a Librarian be made as soon as practicable, and in view of Rule 40 of the Society's Rules (page 16), that it be ordered that a meeting of Convocation be held by adjournment from Friday next to Saturday, the 3rd of October, and that the notices, in the Rule specified, of intention to appoint a Librarian be given, and that in pursuance of the practice of Convocation, in accordance with a report adopted 3rd December, 1875, in relation to the appointment of lecturers, and subsequently extended to reporters, public notice of the intention to appoint be given by advertisement in two of the Toronto

daily papers, instructing persons desiring the said office to forward their applications to the Secretary of the Law Society by such certain date as Convocation may fix.

(Signed) ÆMILIUS IRVING,

19th September, 1891.

*On behalf of the Special Committee.*

The Report was ordered for immediate consideration, adopted, and the Committee was ordered to be continued for the purposes mentioned in the Report.

Mr. Irving moves for leave to introduce a Rule based on the Report of the Committee.—Ordered.

The Rule was read a first time and ordered to be read a second time as follows :

Rule 38 is amended as follows by repealing sub-sections 1 and 7 and substituting therefor the following :

38 (1) A Secretary who shall be ex-officio sub-Treasurer.

38 (7) A Librarian and an Assistant Librarian, and by adding the following as sub-section 8 :

38 (8) The Secretary, Librarian, and Assistant Librarian, shall be severally required at all times to discharge any of the duties of any officer of the Society when required by Convocation, or by the Treasurer, or by the Chairman of any Committee having supervision over the functions or duties to be discharged.

Rule 48 is repealed and the following substituted therefor :

48. The salary of the Secretary shall be two thousand dollars per annum, payable monthly for all his duties in every capacity, in addition to which he shall be furnished with rooms, fuel, water, and light.

Rule 49 is repealed and the following substituted :

49. The salary of the Librarian shall be at the rate of one thousand dollars per annum for his first year, eleven hundred dollars for his second year, and twelve hundred dollars for his third and subsequent years of service.

The salary of the Assistant Librarian shall be at the rate of eight hundred dollars per annum.

Rule 68 is repealed and the following substituted :

68. The Librarian shall have the immediate and general charge of the Library under the superintendence of the Library Committee.

Ordered unanimously, that the Rule as to stages be dispensed with.

The Rule was read a third time and passed.

The Secretary was directed to publish the usual advertisement under the instructions of the Chairman of the Finance Committee. Applications to be put in not later than Tuesday, 29th September, and to be reported to Convocation by the Library Committee, and the Secretary to issue the required notice that a meeting of the Bench would be held on Saturday, 3rd October, to make the appointment.

The Secretary reports that Mr. A. A. Smith has completed his papers and is entitled to his certificate of fitness.

Ordered, that he do receive his certificate.

The statement of the Ontario Government as to the allocation of the Government grant to libraries was read.

Ordered to be referred to the County Libraries Committee.

Mr. Moss, from the Legal Education Committee, reports as follows :

The Legal Education Committee beg to report as follows : During the vacation the Committee considered the suggestions contained in the Principal's report, with reference to changes in the text-books in the Law School curriculum, and decided to make the following changes :

(1) Transfer Deane's Principles of Conveyancing from the second year to the first year.

(2) Substitute Clarke and Humphries' Sales of Lands for Dart on Vendors, in the third year.

(3) Substitute Underhill on Trusts, Kelleher on Specific Performance, and De Colyar on Guaranty and Suretyship, for Lewin on Trusts, in the third year.

All of which is respectfully submitted.

(Signed)

CHARLES MOSS,

*Chairman.*

September 19th, 1891.

The Report was read.

The letter of Arthur Armstrong, as to his complaint against Mr. Fisher asking for a copy of the report, and of the finding of Convocation, was received and read.

Ordered to be referred to the Discipline Committee, to search for precedents, enquire and report to Convocation as to a general rule, and the action to be taken in the present case.

The letter of Mr. Walter Read, the solicitor of the Society, as to the case of Mr. J. G. Currie, was received and read.

Ordered, that it be referred to the Discipline Committee, with instructions to report on Mr. Currie's matter at the next meeting of Convocation.

Mr. Shepley, pursuant to notice, moves for leave to introduce a Rule as to notice.

Ordered, and the Rule was read a first time.

The Rule was ordered to be read a second time as follows :

(1) Rule 134a is renumbered 132a.

(2) Rule 134 is hereby repealed.

(3) Rule 135 is renumbered as 134.

(4) The following is hereby enacted as Rule 135 :

135. The notice required by the preceding Rules may be given within three months prior to the taking of his degree by a graduate, or to the passing of his examination by a candidate seeking admission under Rule 134.

Ordered to be read a third time at the next meeting of Convocation.

Convocation adjourned.

*Friday, September 25th.*

Convocation met.

Present : The Treasurer and Messrs. Kerr, Britton, Irving, Moss, Hardy, Ritchie, and Barwick.

The minutes of last meeting were read and approved.

Ordered, that the report of the Reporting Committee presented at last meeting be considered at next meeting.

Ordered, that the third reading of the Rule proposed by Mr. Shepley at last meeting be considered at next meeting.

Mr. W. A. Cameron was called to the Bar.

Mr. Moss, from the Legal Education Committee, reported :

In the case of Mr. J. Howard Hunter, finding that Mr. Hunter had complied with the regulations applicable to his case, save as to the form of notice, in which there had been a substantial compliance with the Rule, and recommending that he do receive his certificate of qualification for admission as Solicitor.

Ordered for immediate consideration, and adopted.

Ordered, that Mr. Hunter do receive his certificate of qualification.

Mr. Moss, from the Building Committee, presented a report, as follows :

The Law School Building Committee beg to report as follows :

(1) Since the date of their report on the 30th June last, the Committee have from time to time authorized the issue of cheques to the contractors upon the architect's certificates, and up to this date cheques have been authorized to the amount of \$22,450, as follows :

|   |          |
|---|----------|
| (a) Benjamin Brick, contractor for stone, brick, and excavation, 5 certificates | \$11,000 |
| (b) J. C. Scott, carpenter work, 7 certificates.....                            | 6,050    |
| (c) Pendrith & Hutton, contractors for ironwork, 3 certificates.....            | 1,250    |
| (d) Smead, Dowd & Co., contractors for heating, etc., 2 certificates.....       | 1,300    |
| (e) Geo. Duthie & Sons, contractors for deck-roofing and slating, 1 certificate | 500      |
| (f) John Douglas & Co., contractors for galvanized iron, 1 certificate.....     | 350      |
| (g) C. R. Rundle, contractor for plastering, 2 certificates.....                | 800      |
| (h) Gast & Atcheson, contractors for mineral wood work, 1 certificate.....      | 300      |
| (i) Joseph Wright, contractor for plumbing and gasfitting, 1 certificate.....   | 400      |
| (k) M. O'Connor, contractor for painting, 1 certificate.....                    | 500      |

Total to date \$22,450.

(2) The architect now reports that, contrary to his expectations, the building will not be in a sufficiently advanced condition by the 28th inst. to enable lectures to be commenced in the new lecture rooms, though he believes there is every prospect of the building being completed within the time stipulated for in the contract.

All which is respectfully submitted.

(Signed) CHARLES MOSS,  
*Chairman.*

September 25th, 1891.

Ordered to be considered at next meeting of Convocation.

The Secretary reported that Mr. J. E. Jones had completed his papers and was entitled to his certificate of fitness. Ordered accordingly.

The letter of Mr. Grasett was read, and the Secretary reported that Mr. Grasett had received his cheques.

The petition of W. B. Laidlaw on the subject of his application for admission was read and received, and the correspondence was read. It appearing that application had been made in due time for the necessary information, and that it had not been received till after the expiry of the time for giving notice,

Ordered, that the notice stand good.

Ordered, that when Convocation stands adjourned, it do stand adjourned till Saturday, 3rd of October next, at 11 a.m., and that at that meeting it do proceed to the election of a Librarian.

Convocation adjourned.

*Saturday, October 3rd.*

Present: The Treasurer, Sir Adam Wilson, Messrs. Proudfoot, Irving, McCarthy, Douglas, Robinson, Idington, Watson, Aylesworth, Hoskin, Martin, Barwick, Ritchie, Kerr.

The minutes of last meeting were read and approved.

Mr. Hoskin, from the Discipline Committee, presented their Report in the matter of Mr. J. G. Currie's notice. Ordered to be considered forthwith.

Mr. Hoskin moved that the Report be adopted.—Carried.

Ordered, that counsel be instructed to appear for the Law Society on Mr. Currie's application, to oppose the same on the ground of the order of the Court of Chancery set forth in the Report, and to communicate to the court the letter of Messrs. Lount, Marsh, Lindsay & Lindsay, and also the fact of any other applications which may have been made against Mr. Currie.

Ordered, that the direction of Convocation be communicated to Messrs. Lount, Marsh, Lindsay & Lindsay.

The Report of the Library Committee was read, as follows:

The Library Committee, pursuant to order of Convocation of 19th September, 1891, beg to report as follows:

That they have received applications for the vacant office of Librarian of the Law Society from the persons named in this Report, and beg to submit the several applications herewith to Convocation.

All which is respectfully submitted.

October 3, 1891.

(Signed) EDWARD BLAKE.

The Report was ordered for immediate consideration.

The applications were read.

Mr. Hoskin moved, seconded by Mr. Barwick, that the matter of the appointment of the Librarian be postponed, and that it be referred to the Library Committee to readvertise and to report at the next meeting upon the applications made and to be made, and upon the qualifications of the applicants, and upon any other matter connected with the proposed appointment of Librarian.

Mr. Martin moved, in amendment, to insert before "Library" the words "a Committee composed of the Finance and." The amendment was lost. The main motion was adopted.

Mr. Moss, from the Legal Education Committee, reported as follows :

(1) They have examined the Diplomas and other papers of the following candidates for admission as students-at-law as graduates of the universities named whose notices of intention to apply for admission have been ordered by Convocation to stand good as for Trinity Term, and recommend that they be admitted and entered on the books of the Society as students of the graduate class as of Trinity Term, 1891, viz. :

1. Charles R. Webster, B.A., Queen's College.
2. Archibald John Mackinnon, B.A., Toronto University.
3. Donald Ross, B.A., Toronto University.

Mr. Isaac R. Carling appears to have passed the required examination for B.A. at the University of Toronto, but has not yet received his Degree or obtained his Diploma.

The Committee recommended that he be admitted and entered, provided he produce his Diploma within one month.

(2) The Committee have also examined the papers and certificates of the following candidates for admission as students of the matriculant class whose notices of intention to present themselves have been ordered by Convocation to stand good for Trinity Term, and recommend that they be admitted and entered on the books of the Society as students-at-law of the matriculant class as of Trinity Term, 1891, viz. :

1. John Gordon Mackay, University of Toronto, 1888.
2. Holton R. Morwood, " " " " 1890.
3. Wm. Matthew Charlton, Victoria College, 1891.
4. Richard Alexander Leo Defries, Trinity College, 1891.

The following candidates for admission as students of the matriculant class whose notices have been ordered by Convocation to stand good for Trinity Term presented certificates showing they have passed the junior matriculation examination at the departmental examinations held in lieu of the university matriculation examinations.

While these do not bring the candidates strictly within the Rule as at present framed, the Committee are satisfied that the examination passed is the equivalent of the examination required by the Rules, and is such as would have been presented by the universities, and it is accepted in lieu of the matriculation examination.

The Committee therefore recommend that the candidates in question be admitted and entered on the books of the Society as students-at-law of the matriculant class as of Trinity Term 1891, viz. :

1. Harold Edward Mayer Choppin.
2. Edward C. Kenning.
3. Walter B. Laidlaw.
4. Alexander Stewart.

Mr. Wm. J. Moore failed in one subject and had to take the supplemental examination in this. The Committee recommend that he be admitted and entered of the matriculant class on production within one month of proof of his having duly passed the supplemental examination.

(3) The Committee are of opinion that Convocation should make some general provision dealing with the cases of candidates in the matriculant class who may have taken the departmental examinations, and recommended that a Rule providing for such cases be passed.

All which is respectfully submitted.

October 2nd, 1891.

(Signed) CHARLES MOSS,  
*Chairman.*

The Report was ordered for immediate consideration, adopted, and it was ordered accordingly.

Mr Moss, from the Legal Education Committee, reported :

(1) On the case of Mr. Wm. Wright, recommending that a certificate from Mr. Pollard be dispensed with, his service allowed, and that he do receive his certificate.

Ordered for immediate consideration, adopted, and ordered accordingly.

(2) On the case of P. A. Malcolmson, recommending that his examination for certificate be accepted, and that he do receive his certificate.

Ordered for immediate consideration, adopted, and ordered accordingly.

(3) On the case of Mr. H. E. McKee, recommending that he be required to re-article himself for eight months, and that his examination for certificate do stand for favorable consideration at the expiration of his service.

Ordered for immediate consideration, adopted, and ordered accordingly.

(4) In the case of Daniel O'Connell, who prays that his attendance at the Law School may be dispensed with, recommending that the petition be not granted.

Ordered for immediate consideration, adopted, and ordered accordingly.

(5) In the case of G. D. Grant, who prays that his attendance at the Law School may be allowed, and that he be permitted to present himself for examination for call to the Bar and admission as Solicitor at the ordinary examinations in November next, recommending that the prayer be granted.

Ordered for immediate consideration, adopted, and ordered accordingly.

(6) In the case of — McAvoy, recommending that he be allowed his first intermediate examination.

Ordered for immediate consideration, adopted, and ordered accordingly.

(7) In the case of V. M. Hare, recommending that his attendance at lectures and examination be allowed on his attending during this term ten lectures in excess of the total minimum, such excess to be in the lectures on contracts.

Ordered for immediate consideration, adopted, and ordered accordingly.

(8) In the case of A. C. McMaster, recommending that his attendance and examination at the Law School be allowed.

Ordered for immediate consideration, adopted, and ordered accordingly.

(9) In the case of E. J. Senkler, recommending that the decision on his application be deferred till after the close of this term.

Ordered for immediate consideration and adopted.

Mr. Moss, from the Legal Education Committee, presented their Report on the Principal's letter as to the division of attendance in the Law School in certain cases, as follows :

The Legal Education Committee beg to report as follows :

(1) They have considered the suggestions contained in the annexed letter from the Principal of the Law School with reference to permitting students in the position mentioned in the letter to divide their work and attendance for their final year between the course of the year 1891-1892 and that of 1892-1893, and are of opinion that the recommendation should be adopted and that provision should be made to carry it into effect.

(2) The Committee have requested the Principal to consider and report as to whether it might not be desirable to extend his recommendation to the cases of all students who might desire to divide the work of the first year's and second year's courses over three or four years instead of taking it in two years as now required by the rules.

All of which is respectfully submitted.

(Signed) CHARLES MOSS,  
*Chairman.*

October 2nd, 1891.

The Report was ordered for immediate consideration and was adopted.

The Secretary reported that Mr. R. McKay and Mr. K. H. Cameron had completed their papers and were entitled to their certificates of fitness.

Ordered accordingly.

The Report from Mr. Osler of the Reporting Committee laid before Convocation and ordered to be considered this day was read.

Ordered, that Convocation express its surprise that so much delay has taken place in the preparation by Mr. Joseph of the digest, and ordered that this expression of disappointment be conveyed to him, coupled with the request that steps be immediately taken by Mr. Joseph to complete the work in question without further delay.

Mr. Moss moved for leave to introduce a rule based on the Report of the Legal Education Committee as to the division of attendance in the Law School. Ordered—

Those students and clerks who have already been allowed their examination of the second year in the Law School or their second intermediate examination, and under existing rules are required to attend the lectures of the third year of the Law School course during the school term of 1892-3, may elect to attend during the term of 1891-2 the lectures on such of the subjects of the said third year as they may name, provided the number of such lectures shall, in the opinion of the Principal, reasonably approximate one-half of the whole number of lectures pertaining to the said third year, and complete their attendance on lectures by attending in the remaining subjects during the term of 1892-3. Every student or clerk desiring so to elect must, before commencing to attend, deliver to the Principal his written election specifying the subjects of the lectures he so elects to attend during the term of 1891-2, and obtain the approval of the Principal thereto, and must at the same time deliver to the Principal a certificate of the sub-treasurer showing that he has paid the school fee, and no such student or clerk having paid the said fee and having had his attendance duly allowed in respect of the lectures which he shall so have elected to attend, and of the lectures on each of the subjects named in his election according to existing rules, shall be required to attend any lectures on the same subjects during the term of 1892-3, or to pay any school fee for the said last mentioned term.

No students or clerks so attending shall be examined in the third year until the completion of their attendance as herein provided.

Ordered, that the Rule be read a second time on the first day of next term.

Ordered, that in the interim the Committee do act on the Report.

Mr. Moss gives notice that on the first day of next term he will introduce a Rule to provide for the cases of candidates for admission in the matriculant class who pass the departmental examinations in lieu of the matriculation examination at universities.

The Report of the Building Committee presented on September 25th was considered and adopted.

The Rule proposed by Mr. Shepley and read a second time last meeting was ordered to be read a third time and passed as follows :

(1) Rule 134 *a* is renumbered 132 *a*.

(2) Rule 134 is hereby repealed.

(3) Rule 135 is renumbered as 134.

(4) The following is hereby enacted as Rule 135 : (135) The notice required by the preceding Rules may be given within three months prior to the taking of his degree by a graduate, or to the passing of his examination by a candidate seeking admission under Rule 134.

The communication of the examiners addressed to the chairman of the Legal Education Committee for an increase of salary was read and ordered for immediate consideration.

Ordered, that Convocation does not see fit to grant any increase to the present salaries of the examiners.

The letter of H. B. Travers was read, asking for the return of certain papers connected with his petition.

Ordered, that he be informed that Convocation cannot permit the papers to be removed.

Convocation adjourned.

J. K. KERR,  
Chairman Committee on Journals.

