

THE ALL ENGLAND LAW REPORTS ANNOTATED

OF CASES DECIDED IN

THE HOUSE OF LORDS

THE PRIVY COUNCIL

ALL DIVISIONS OF THE SUPREME COURT

AND

COURTS OF SPECIAL JURISDICTION

1944

VOLUME 2

Consulting Editor :

ROLAND BURROWS, K.C.

Recorder of Cambridge.

Managing Editor of Halsbury's Laws of England, Hailsham Edition.

Consulting Editor for Chancery Cases

HAROLD CHRISTIE, K.C.

Benchet of Lincoln's Inn.

General Editor :

P. F. SKOTTOWE, LL.B.

of Middle Temple, Barrister-at-Law.

[For full list of Editors and Reporters see overleaf]

Published by the Proprietors of

THE LAW JOURNAL, 11 & 12 BELL YARD, TEMPLE BAR,
LONDON, W.C.2.

INDEX

	PAGE
Acceptance, of cheque	83
Actual military service, Women's Auxiliary Air Force	36
Agent, fraud of, liability of principal	515
Agreement with local authority for maintenance of lunatic, preferable to take order of Divorce Court	124

AGRICULTURE

<i>Agricultural tenancy—Letting for successive periods of 364 days—Term of years or from year to year—Agricultural Holdings Act, 1923 (c. 8), ss. 25 (1), 57 [LAND SETTLEMENT ASSOCIATION, LTD. v. CABR]</i>	126
Air-raid shelter, lighting, obstruction	149

ANIMALS

<i>Dogs—Damage to rabbits—Whether rabbits kept for commercial purposes "cattle"—Dogs Act, 1906 (c. 32), ss. 1, 7 [TALLENTS v. BELL AND GODDARD]</i>	474
Annuity, computation of capital sum	528
Appeal, criminal, no substantial miscarriage of justice, assumption that jury not perverse	13
Apportionment costs, private street works	400
Audit, surcharge, increase in contractor's remuneration given on account of war costs	261

BANKRUPTCY

<i>Imprisonment for debt—Crown debt—Whether Debtors Act, 1869, applies to the Crown—Debtors Act, 1869 (c. 62), s. 4 [A.-G. v. RANDALL]</i>	179
Benevolent, charitable purpose	60
Boarding-house, dwellinghouse within rent Acts	167
Borstal prosecutions, quarter sessions, procedure	342
Building operations, emergency legislation, necessity for certificate, employment not as master man	8

BUILDING SOCIETIES

<i>Mortgage—Exercise of power of sale—Ensuring sale at best price—Law of Property Act, 1925 (c. 20), ss. 101, 106 (3)—Building Societies Act, 1939 (c. 55), s. 10 [RELIANCE PERMANENT BUILDING SOCIETY v. HARWOOD-STAMPER]</i>	75
Business, distinguished from profession	163
Capital expenditure, contribution to scheme releasing mine-owner from statutory obligation	279

CARRIERS

<i>Negligence—Railway—Infant passenger's fall through door of corridor train in motion—Opening of door unexplained—Whether doctrine of res ipsa loquitur applicable—Burden of proof [LEASON v. LONDON & NORTH EASTERN RY. CO.]</i>	425
Cause of action, county court, arising in district, parcel posted in London	205
Charge on assets of partnership, whether charge on land	181
Charitable or benevolent, charitable purpose, validity	60

CHARITIES

<i>Bequest of money on educational trusts—Asset representing testator's rights under agreement for dissolution of partnership—Whether "a charge or incumbrance affecting or to affect" land—Charitable Uses Act, 1735, s. 3 [Re NICOL, NICOL v. NICOL]</i>	181
<i>Charitable gift—Gift for encouragement of chess playing by boys or young men under the age of 21 years—Definite geographical limitation—Educational value [Re DUPREE'S TRUSTS, DALEY v. LLOYDS BANK, LTD.]</i>	344

<i>Charitable purposes—Education of class—Twenty-eight members of the class—Relatives of testatrix—Validity [Re COMPTON, POWELL v. COMPTON]</i>	255
<i>—Such charitable institution or institutions or other charitable or benevolent object or objects—"Or benevolent"—Validity [CHICHESTER DIOCESAN FUND AND BOARD OF FINANCE (INCORPORATED) v. SIMPSON AND OTHERS]</i>	60
<i>Validity—Bequest to the "Common Good Fund of the Leven Town Council"—Meaning of the "Common Good Fund"—Asset held under control of borough authorities for the benefit of borough and its inhabitants—Freedom of town council to spend income and capital—Perpetuity—Benefit of particular class and specified public purpose—Valid gift—[Re BAYNES, PUBLIC TRUSTEE v. PROVOST, MAGISTRATES AND COUNCILLORS OF THE BURGH OF LEVEN AND OTHERS]</i>	597
Charterparty, time charter, ship torpedoed, constructive total loss	249
Cheque, marked and post-dated, acceptance	88
Chess, bequest for encouragement of	443
Children, following ball into minefield	21
Coal, delivery of short weight	552
Coal mine, capital or revenue expense for income tax purposes	279
Committee rooms, tenancy of, liability for rent	6
Common soldier, who is	375

COMPANIES

<i>Winding up—Unregistered foreign company—Company dissolved by Russian law—Business formerly carried on in England—No principal place of business—Periodic visits by directors—Assets in England—Jurisdiction to wind up—Companies Act, 1929 (c. 23), ss. 337, 338 [Re TOVARISHESTVO MANUFACTURER LIUDVIG RABENEK]</i>	556
Company, petrol, liability of company for false return by officials	11

CONFLICT OF LAWS

<i>Jurisdiction—Nullity—Non-summation—Wilful refusal—Petitioner domiciled in America—Both parties resident in England—Ceremony in England [HUTTER v. HUTTER (OTHERWISE PERRY)]</i>	365
Conjuration of spirits, witchcraft	220
Constructive total loss, ship torpedoed but not sinking for 14 days	249

COPYRIGHT

<i>Infringement—Diary—Copyright in tables contained in diary—Knowledge, labour and judgment involved—Copyright Act, 1911 (c. 46), s. 1 (1) [G. A. CRAMP & SONS, LTD. v. FRANK (SMYTHSON, LTD.)]</i>	92
Cordial, meaning of	42, 544

CORONER

<i>Inquest—Verdict of suicide—No evidence to support verdict—Inquisition quashed—Fresh inquest ordered before another coroner—Coroners Act, 1887 (c. 71), s. 6 (1) (b), (2)—Coroners (Amendment) Act, 1926 (c. 59), s. 19 [R. v. HUNTBACH, Ex parte LOCKLEY]</i>	463
--	-----

COUNTY COURTS

<i>Jurisdiction—Cause of action arising wholly or in part in the district—Parcel posted in London—Not registered—Parcel lost—Jurisdiction of court at Bakersell—County Court Rules, 1936, Ord. 2, r. 1 (1) (b) [BEASLEY v. BURBERRYS, LTD.]</i>	205
Court of appeal, decisions of, when binding on itself	298

	PAGE
CRIMINAL LAW	
<i>Appeal—No substantial miscarriage of justice—Assumption that jury not perverse—Criminal Appeal Act, 1907 (c. 23), s. 4 (1) [STIRLAND v. DIRECTOR OF PUBLIC PROSECUTIONS]</i>	13
—, <i>Reference to previous conviction on indictment given to jury—Counsel given opportunity to ask for discharge of jury—Counsel electing to appeal—Appellant deprived of right to appeal—Criminal Appeal Act, 1907 (c. 23), s. 4 (1) [R. v. CUTTER]</i>	337
<i>Conspiracy to contravene provisions of statute—Plea of absence of mens rea—Limitation of Supplies (Miscellaneous) Order, 1940 (S.R. & O., 1940, No. 874) [R. v. SORSKY, BRESLER AND H. BRESLER & SONS, LTD.]</i>	333
<i>Criminal liability—Corporations—Intention of servants to defraud company [MOORE v. I. BRESLER, LTD.]</i>	515
<i>Evidence—Admissibility—Evidence by one prisoner against another jointly charged with same offence—Evidence by one prisoner against another charged on same indictment with different offences [R. v. FREDERICK GRANT, ROBERT GOODACRE PEELE, WILFRED JOHN LEY, EDWARD PEARCE, JOSEPH TRUEMAN AND GEORGE HENRY CLARKSON]</i>	311
—, <i>Good character—Accusation of dishonesty not made subject of charge—Criminal Evidence Act, 1898 (c. 36), s. 1 (f) [STIRLAND v. DIRECTOR OF PUBLIC PROSECUTIONS]</i>	13
—, <i>Cross-examination—Murder—Evidence of forgery to show motive introduced in cross-examination—Cross-examination to inadmissible statement by accused [R. v. TREACY]</i>	229
—, <i>Demonstration of spiritualistic powers—Admissibility [R. v. DUNCAN]</i>	220
<i>Loitering—Found upon premises for an unlawful purpose—In entrance hall of flats—Charged as upon premises in occupation of one of the tenants—Surplusage—Vagrancy Act, 1824 (c. 83), s. 4 [HOLLYHOMES v. HIND]</i>	8
<i>Murder—Agreement to commit suicide—Survivor not present when suicide committed by other party—Whether accessory before the fact—Countermanding of agreement—Conduct required [R. v. CRET]</i>	483
<i>Practice—Duty of judge to disallow inadmissible question without objection by counsel [STIRLAND v. DIRECTOR OF PUBLIC PROSECUTIONS]</i>	13
<i>Quasi-criminal offences—Mens rea—Responsibility for act of agent—Weights and Measures Act, 1889 (c. 21), s. 29 (2)—Sale of Food (Weights and Measures) Act, 1926 (c. 63), s. 12 (2) [BRENTNALL & L'ELAND, LTD. v. LONDON COUNTY COUNCIL]</i>	552
<i>Witchcraft—Pretence to exercise conjuration of spirits—Witchcraft Act, 1735 (c. 5), s. 4 [R. v. DUNCAN]</i>	220
<i>Cross-examination, based on inadmissible statement</i>	229
<i>Crown debt, liability of debtor to imprisonment</i>	179
DAMAGES	
<i>Duty to minimise loss—Breach of warranty—Beverage misdescribed as "cordial"—Whether purchaser required to replace label or add sufficient sugar to sell as cordial [SOPERS OF HARROW, LTD. v. JOHNSTON & SON (LONDON), LTD. AND HENDERSON & LIDDELL, LTD., AND COLLINS ARDEN PRODUCTS, LTD.]</i>	42
<i>Damages, general, no need to prove where guest wrongly refused accommodation by inn</i>	171
<i>Dangerous article, bursting shell in factory, non-natural user of premises</i>	98
<i>Dangerous machinery, absolute duty to fence</i>	434
—, <i>compliance with regulation, no common law liability</i>	485
—, <i>unfenced hand-operated paper compressing machine</i>	315
<i>Deposit, recovery of, specific performance action</i>	31

	PAGE
<i>Diary, infringement of copyright, tables of information</i>	92
<i>Disclaimer, multiple lease, right to disclaim part and retain remainder</i>	145
—, <i>notice giving wrong date for operation of disclaimer</i>	214
DIVORCE	
<i>Insanity—Alimony pendente lite and maintenance—Agreement under seal by petitioner to pay for respondent's maintenance—Undesirable as court has power to make and vary order according to circumstances [JESSON v. JESSON]</i>	124
<i>Judicial separation—Jurisdiction—Domicil—Residence—Wife petitioner—Both parties domiciled in Scotland—Wife resident in Scotland—Husband resident in England [SIM v. SIM]</i>	344
<i>Separate income of guilty wife—Settlement for benefit of child of marriage during minority—Child in custody and care of father—Supreme Court of Judicature (Consolidation) Act, 1925 (c. 49), s. 191 [BARKER v. BARKER]</i>	440
EDUCATION	
<i>Grammar school—Negligence of cleaner—Liability—Governors—Public authority—Limitation of time—Infancy—Endowed Schools Act, 1869 (c. 56), s. 45—Public Authorities Protection Act, 1893 (c. 61), s. 1—Limitation Act, 1939 (c. 21), s. 21 [WOODWARD v. MAYOR OF HASTINGS]</i>	119, 565
<i>Education, charity, mainly for relatives of testator</i>	255
<i>Election, alternative remedies, workmen's compensation and common law action</i>	293, 317
EMERGENCY LEGISLATION	
<i>Bankruptcy—Petition—Stay of proceedings—Inability to pay arising from "circumstances... attributable to war"—Material transactions entered into after outbreak of war—Conditions of stay varied—Courts (Emergency Powers) Acts, 1943 (c. 19), s. 1 (5) (Re DEBTORS (Nos. 2 AND 3 OF 1944), Ex parte THE PETITIONING CREDITORS v. THE DEBTOR)</i>	525
<i>Building—"No person shall carry out any work in the course of a building undertaking carried on by him unless there is in force a certificate... under this regulation"—Appellant employed as a servant to build a barn—No certificate issued to appellant under the regulation—"Carry out"—In the course of a building undertaking carried on by him—"Defence (General) Regulations, reg. 56AB [COURTMAN v. TALBOT]</i>	3
<i>Compensation—Artificial menopause resulting in highly nervous and hysterical condition—Nervous and hysterical condition aggravated by sight of bombed home—"War injury"—Hysteria functional disorder but not organic disease—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), ss. 1, 2, 8 (1) (b)—Pensions (Mercantile Marine) Act, 1942 (c. 26), s. 5—Pension, Personal Injuries (Civilians) Scheme, S.R. & O., 1944, No. 369, Part IV, art 12 (2) [FLORENCE YOUNG v. MINISTER OF PENSIONS]</i>	304
—, <i>House requisitioned by military authorities—Agreement with tenant—Compensation payable in respect of house and in respect of storage of furniture—Disclaimer of lease by tenant—Whether tenant still entitled to compensation in respect of storage of furniture—Construction of agreement—Compensation (Defence) Act, 1939 (c. 75), s. 2—Landlord and Tenant (Requisitioned Land) Act, 1942 (c. 13), ss. 1, 2 [LOCKER v. R.]</i>	513
—, <i>Personal injuries—Child injured in following ball into minefield—"In combating the enemy"—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), ss. 3, 8 [ADAMS v. NAYLOR]</i>	21
<i>Conditions of employment—Building trade—Rates of wages settled by collective bargaining—Failure to pay recognised rate—Agreement to pay recognised rate in future</i>	

	PAGE
—Right of workman to recover past wages at recognised rate—Matter not referred to National Arbitration Tribunal—No implied term in contract of service—Defence (General) Regulations, 1939 (S.R. & O., 1939, No. 927 as amended), reg. 58AA—Conditions of Employment and National Arbitration Order, 1940 (S.R. & O., 1940, No. 1305), arts. 1, 2, 5, 7 [HULLAND v. WILLIAM SAUNDERS & SON]	568

Controlled goods—Quota—Agreement by registered person to sell goods to quota holder and then to sell goods as agent of quota holder—Goods supplied in excess of quota "supply"—Limitation of Supplies (Miscellaneous) Order, 1940 (S.R. & O., 1940, No. 874), art. 2 (R. v. SORSKY, BRESLER AND H. BRESLER & SONS, LTD.)	333
--	-----

Essential work—Unauthorised dismissal of employee—Specified person—Essential Work (Building and Civil Engineering) Order, 1942 (S.R. & O., 1942, No. 2044) [McMORRAN v. A. E. MARRISON (CONTRACTORS), LTD.]	448
---	-----

Landlord and tenant—Multiple lease—War damage—Disclaimer and retention of lease—Lease comprising two separate buildings—One building rendered unfit for occupation—Whether tenant entitled to disclaim as to one building and retain as to other—Jurisdiction of the court—Landlord and Tenant (War Damage) Act, 1939 (c. 72), s. 15 (3), (4)—Landlord and Tenant (War Damage) (Amendment) Act, 1941 (c. 41), Sched. [Re FITZHARDINGE'S LEASE, MACKENZIE v. SAMUEL ESTATES, LTD.]	145, 535
---	----------

War damage—Disclaimer—Notice of disclaimer served one year after damage but ante-dated for purposes of repayment of rent—Validity—Landlord and Tenant (War Damage) Act, 1939 (c. 72), ss. 4, 5, 8—Landlord and Tenant (War Damage) (Amendment) Act, 1941 (c. 41), s. 13 [A.-G. v. DAIMLER CO., LTD.]	214
--	-----

Personal injury—Fatal injury to engine-driver by reason of bomb crater on track—"War injury"—Whether direct and substantial connection between enemy act and injury—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), ss. 3 (1), 8 [GREENFIELD v. LONDON AND NORTH EASTERN RY. CO.]	438
---	-----

War injury—Fatal injury—Cases unprovided for by scheme—Partial dependency—Funeral expenses—Claim in trespass—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), ss. 3, 8—Personal Injuries (Civilians) Scheme, 1944 S.R. & O., 1944, No. 369, arts. 1 (8), 29 [BILLINGS v. REED]	415
---	-----

Petrol—Application by employee for allocation—Untrue statements—Letter by employers certifying accuracy of information furnished—Statements not known to be untrue by employers—Whether "knows" to be interpreted as "ought to have known"—Defence (General) Regulations, reg. 82 (2) [LONDON COMPUTATOR, LTD. v. SEYMOUR]	11
--	----

Purchase tax—False returns with intent to deceive made by servant of company in fraud of company—Liability of company [MOORE v. I. BRESLER, LTD.]	515
---	-----

ESTATE DUTY

Exemptions—Property of "common soldier"—Member of the Home Guard killed while undergoing course of instruction—Finance Act, 1894 (c. 30), s. 8 (1)—Stamp Act, 1815 (c. 184), Sched., Pt. III Army Act, 1881 (c. 58), ss. 176, 190—Defence (Local Defence Volunteers) Regulations, 1940 (S.R. & O., 1940, No. 745), reg. 2 (3), as amended by S.R. & O., 1940, No. 1383 [BLYTH v. LORD ADVOCATE (ON BEHALF OF INLAND REVENUE COMRS.)]	375
--	-----

Property passing on death—Policies of assurance—Policies transferred to trustees—Separate fund provided for payment of premiums—Appointment—Death of assured—Whether policies kept up for donee's benefit—Customs and Inland	
--	--

Revenue Act, 1881 (c. 12), s. 38—Customs and Inland Revenue Act, 1889 (c. 7), s. 11—Finance Act, 1894 (c. 30), s. 2 (1) (c) [BARCLAYS BANK, LTD. v. A.-G.]	208
Estoppel, recorded agreement for compensation, infant's right to bring common law action	317

EVIDENCE

Admissibility—Contemporaneous declarations of donor sufficient to rebut presumption of advancement even if uncorroborated—Subsequent declarations of donor only admissible when against his interest [WARREN v. GURNEY]	472
Document—Extrinsic evidence—Tenancy agreement—Person called tenant mere nominee of actual tenant [DANZIGER v. THOMPSON]	151
Evidence, admissibility, evidence of one prisoner against another	311
—, cross-examination, inadmissible statement	229
—, demonstration of spiritualistic powers	220
—, good character, accusation of dishonesty	13
—, inadmissible question, duty of judge to disallow	13
Excess profits tax, calculation of profits of company	320
—, computation of capital	285
—, income received from investments, royalties	340

EXECUTORS

Administration—Protective trust—Annuity free of income tax—Death of tenant—Estate actuarially insolvent—Valuation of annuity—Bankruptcy Act, 1914 (c. 59), s. 30 (3), (4)—Administration of Estates Act, 1925 (c. 23), First Sched., Part 1, para. 2—Trustees Act, 1925 (c. 19), s. 33 (1) (i)—Finance Act, 1941 (c. 30), ss. 25, 26 [Re VISCOUNT ROTHERMERE, MELLORS BASDON & CO. v. COUTTS & CO.]	593
Probate—Dispositive document attested but not signed—Document enclosed in envelope signed by intending testator—Wills Act, 1837 (c. 26), s. 9—Wills Act Amendment Act, 1852 (c. 24), s. 1 [In the Estate of BEAN]	348

FACTORIES AND WORKSHOPS

FACTORIES

Dangerous machinery—Absolute duty—Circular saw—Guard complying with Woodworking Machinery Regulations, 1922, reg. 10—Operator injured—Whether any residual duty under Factories Act, 1937, s. 14—Factory and Workshop Act, 1901 (c. 22)—Factories Act, 1937 (c. 67), ss. 14, 60, 159—Woodworking Machinery Regulations, 1922 (S.R. & O., 1922, No. 1196), reg. 10 [NICHOLLS v. AUSTIN (LEYTON), LTD.]	485
—, Cutting machine—Guard provided—Machine accidentally set in operation—Failure to use clearing tool—Operator injured—Factories Act, 1937 (c. 67), ss. 14 (1), (2), 133 [DENNISTOWN v. CHARLES E. GREENHILL, LTD.]	434
—, Fencing—Unfenced hand-operated paper compressing machine—Criterion by which danger determined—Adapting for sale	315
—, Factories Act, 1937 (c. 50), s. 151 [KINDER v. MAYOR ALDERMEN AND COUNCILLORS OF THE METROPOLITAN BOROUGH OF CAMBERWELL]	315

Shipbuilding yard—Wet dock—Boiler repairs—Safety of staging—Factories Act, 1937 (c. 67), ss. 60, 106, 159—Shipbuilding Regulations, 1931 (S.R. & O., 1931, No. 133) [LOVELL v. BLUNDELS & T. ALBERT CROMPTON & CO., LTD.]	53
Floating charge, on assets of partnership	181

FOOD AND DRUGS

Express warranty—Nature substance or quality demanded—"Cordial"—Whether cordial must contain substantial percentage of sugar—Implied warranty on sale by description—Sale of Goods Act, 1893 (c. 71), s. 13—Food and Drugs Act,	
---	--

1938 (c. 56), s. 3 [SOPERS OF HARROW, LTD. v. JOHNSTON & SON (LONDON), LTD., AND HENDERSON & LIDDELL, LTD., AND COLLINS ARDEN PRODUCTS, LTD.] 42, 586

Food not of nature, substance or quality demanded—"Cordial"—Character of article—No statutory or recognised standard—Certificate of public analyst—Evidence not contradicted—Article sold to prejudice of purchaser—Food and Drugs Act, 1938 (c. 56), s. 3 (1) [BROUGHTON v. WHITTAKER] 544

Milk—Milk tested while standing at appointed collecting point—Contract completely executed by producer—Whether milk still in producer's possession—Possession—Food and Drugs Act, 1938 (c. 56), s. 24 [OLIVER v. GOODGER] 481

GIFTS INTER VIVOS

Property bought by father—Conveyance in name of daughter—Title deeds retained by father—Presumption of advancement—Claim by daughter to be beneficial owner of property—Claim for possession of title deeds against executors of father's estate [WARREN v. GURNEY] 472
Governors, endowed school, public authority
Grammar school, liability of governors, public authority 119

GUARANTEE OR INDEMNITY

Contract by defendants to repair plaintiffs' ship—Indemnity clause—Whether applicable to subject-matter of contract [GREAT WESTERN RY. CO. v. PORT TALBOT DRY DOCK CO., LTD.] 328
Guest, refusal to accept, right to general damages 171

HIGHWAYS

Obstructions—Air-raid shelter in roadway—Lighting—Shelter sometimes illuminated—Trap [FISHER v. RUISLIP-NORTHWOOD URBAN DISTRICT COUNCIL AND COUNTY COUNCIL OF MIDDLESEX] 149
Private street works—Apportionment of cost—Objection—Persons protected under statute required to give notice of objection—Private Street Works Act, 1892 (c. 57), ss. 7, 22 [MAYOR, ALDERMEN AND BORGESSES OF THE BOROUGH OF WATFORD v. LONDON PASSENGER TRANSPORT BOARD] 400
Hire, cessor of, ship torpedoed, not sinking for 14 days 249
Home Guard, position of, in relation to death duties 375
Hotel, wrongful refusal to receive guest, right to general damages 171
Imprisonment for debt, Crown debt, Debtors Act, 1869, not binding on Crown 179

INCOME TAX

Covenant to pay annuity free of tax—Supplemental deed made after Act—Principal deed to have effect as if s. 25 had never become law—Variation after Act came into force—Whether includes a variation made after the Act—Finance Act, 1941 (c. 30), s. 25 [FITZGERALD v. INLAND REVENUE COMRS.] 153

Deduction against profits—Coal mine—Statutory obligation to remedy damage to district drainage system resulting from subsidence—Contribution to scheme releasing mine owner from statutory obligation—Contribution payable by instalments—Whether capital or revenue expense [J. H. BEAN (INSPECTOR OF TAXES) v. DONCASTER AMALGAMATED COLLIERIES, LTD.] 270

Dispositions in favour of children—Payments returned to taxpayer—Effective payment under disposition [RUSSELL v. INLAND REVENUE COMRS.; INLAND REVENUE COMRS. v. RUSSELL] 192

Dividends—Dividends of foreign corporation—Dividend payable four years after declaration—Whether shareholders assessable in year of declaration or in year of payment [ASSOCIATED INSULATION PRODUCTS, LTD. v. H. GOLDER (INSPECTOR OF TAXES)] 203

Licence to take surface gravel—Income tax deducted from money due under licence—Whether gravel pit a "concern" within Income Tax Act, 1918, Sched. A, No. 111, rr. 1, 2, 3—Income Tax Act, 1918 (c. 40), All Schedules Rules, r. 19, Sched. A, No. 111, rr. 1, 2, 3—Finance Act, 1934 (c. 32), s. 21 [MOSLEY v. GEORGE WIMPEY & CO., LTD.] 135

Penal provisions—False returns—Taxpayer entitled to same relief even if he had made true returns—Whether penalties applicable—Income Tax Act, 1918 (c. 40), s. 30 [ATTORNEY-GENERAL (ON BEHALF OF HIS MAJESTY) v. LLOYDS BANK, LTD. (EXECUTOR OF LILLICRAP, deceased)] 157

Returns—Income from hereditament taxable under Sched. A included in return under Sched. D, Case 1—Application for relief—Case stated by Commissioners for the opinion of the court—Whether "point of law arising in connection with the computation of profits or income"—Limitation of jurisdiction of court—Income Tax Act, 1918 (c. 40), s. 149—Finance Act, 1923 (c. 14), s. 24 (5) [CARRIMORE SIX WHEELERS, LTD. v. INLAND REVENUE COMRS.] 158, 503

Schedule B—Nurseries and market gardens—Watercress beds—Assessment—Income Tax Act, 1918 (c. 40), Sched. B, rr. 1, 3 [INSPECTOR OF TAXES v. H. S. HARTER, INSPECTOR OF TAXES v. C. W. WILLIAMSON] 154

Sur-tax—Settlements—Avoidance of tax—Irrevocable settlements—Trust fund invested in companies controlled by settlor—Winding up by settlor destroying trust fund—"Income payable to settlor in any circumstances whatsoever"—Loan by settlor repaid out of income by trustees—Finance Act, 1936 (c. 34), s. 21—Finance Act, 1938 (c. 46), s. 38 [JENKINS v. INLAND REVENUE COMRS.] 160, 491

"Tied houses"—Premium paid by tenant—Brewery acquiring tied houses from another company—Whether premiums payable by tenants to be taken into account—Income Tax Act, 1918 (c. 40), Sched. D, Case I [A. S. LUCAS (INSPECTOR OF TAXES) v. CHARLES HAMMERTON & CO., LTD.] 183

Trade expenses—Sums paid by water board to body of which it is constituent member—Sums part of price payable for water supplied to board's own consumers—Whether allowable as deductions—Income Tax Act, 1918 (c. 40), Sched. D, Case I [OSTIME (INSPECTOR OF TAXES) v. PONTYPRIDD AND RHONDDA JOINT WATER BOARD] 237

Trade receipt—Sums received by water board under precepts issued to constituent authorities—Sums provided out of general rate—Whether trade receipt—Income Tax Act, 1918 (c. 40), Sched. D, Case I [OSTIME (INSPECTOR OF TAXES) v. PONTYPRIDD AND RHONDDA JOINT WATER BOARD] 237

Indemnity clause in contract to repair ship, extent of operation 328
Indictment, witnesses named on, whether prosecution must call all 139
Infancy, custody of parent, defence to statute of limitations 119

INJUNCTION

Interim injunction—Contract—School-muster—Licensee on premises—Revocation of licence—Forcible re-entry—Trespass [THOMPSON v. PARK] 477

INNS AND INNKEEPERS

Hotel—Refusal to accommodate guest—No special damage—Right to general damages [CONSTANTINE v. IMPERIAL LONDON HOTELS, LTD.] 171
Innkeeper's lien—Luggage—Ring handed to innkeeper as security for bill [MARSH v. COMRS. OF POLICE AND MCGEE] 392

INSURANCE

Fire insurance—Insurer against damage by explosion of boilers used for domestic purposes only—Boiler used for heating building—Certain rooms in building used for business purposes—Domestic purposes only [RE AN ARBITRATION BETWEEN THE MAYOR, ALDERMEN AND BURGESS OF THE BOROUGH OF WILLES- DEN AND MUNICIPAL MUTUAL INSURANCE LTD.] 590

Marine insurance—Re-insurance—Named ships—and/or steamers held covered at premiums to be arranged—Cargo in fact carried by another ship which was lost at date of re-insurance—Whether policy effective to cover loss [MARINE INSURANCE CO., LTD. v. GRIMMER] 197

Motor insurance—Passenger in private car—Voluntary contribution towards expenses—Policy not covering use for hiring—Road Traffic Act, 1930 (c. 43), ss. 35, 36, 38 [BONHAM v. ZURICH GENERAL ACCIDENT AND LIABILITY INSURANCE CO., LTD.] 573

Permitted driver—Insurers of permitted driver indemnifying driver—Whether entitled to contribution from insurers of owner—Road Traffic Act, 1930 (c. 43), s. 36 (4) [AUSTIN v. ZURICH GENERAL ACCIDENT AND LIABILITY INSURANCE CO., LTD.] 243

Insurance, policy, keeping up 208

Joint tenancy, liability of survivor for rent 6

Jointure, income tax on 547

JUDGMENTS

Judicial decisions as authorities—Court bound by its previous decision—Full Court of Appeal has no greater power than division of the court—Decisions given per incuriam [YOUNG v. BRISTOL AEROPLANE CO., LTD.] 293

Judicial separation, jurisdiction, petitioner resident outside jurisdiction 344

Jurisdiction, county court, cause of action arising in the district, parcel posted in London 205

LANDLORD AND TENANT

Liability of landlord for repairs—Roofs of houses in state of disrepair—Damage to roofs caused by enemy action—Statutory nuisance—Abatement notice served on landlord—Failure to carry out repairs—Whether landlord entitled to relief from obligation in case of war damage—Public Health Act, 1936 (c. 49), ss. 91-94—Landlord and Tenant (War Damage) Act, 1939 (c. 72), s. 1 [TUKLEY v. KING] 489

Rent—Joint tenancy—Tenancy of committee rooms—Death of one of two joint tenants—Liability of executor for contribution towards payment of rent—Law of Property Act, 1925 (c. 20), s. 34 (2), 36 [CUNNINGHAM-REID v. PUBLIC TRUSTEE AND UNDERWOOD] 6

Rent restriction—Letting at less than standard rent—No clause allowing deduction from standard rent—Right of landlord to increase rent to standard rent [CAPITAL AND COUNTIES PROPERTIES, LTD. v. BUTLER] 223

Permitted increase—Transfer to landlord of liability to repair previously borne by the tenant—Increase of Rent and Mortgage Interest (Restrictions) Act, 1920 (c. 17), s. 2 (3) [WINCHESTER COURT, LTD. v. MILLER] 106

Premises within the Acts—Boarding-house—Tenant reserving for own use certain rooms according to requirements—Whether subject to control—Rent and Mortgage Interest Restrictions Act, 1939 (c. 71), s. 3 (3) [VICKERY v. MARTIN] 167

Tenancy agreement allowing bonus on punctual payment of rent—Agreement terminated by notice—Statutory tenancy—Whether proviso for bonus imported into statutory tenancy—Increase of Rent and Mortgage Interest (Restrictions) Act, 1920 (c. 17), s. 15 (1) [OXLEY v. REGIONAL PROPERTIES, LTD.] 510

Tenancy—Terms of years or from year to year—Letting for successive periods of 364 days [LAND SETTLEMENT ASSOCIATION, LTD. v. CARR] 126

Lien, innkeeper's, when attaching 392

LOCAL GOVERNMENT

Audit—Surcharge on councillors—Contract to dispose of refuse—Decision to increase remuneration of contractor—Whether the contractor is a person "aggrieved"—Local Government Act, 1933 (c. 51), ss. 228 (1), 229 [RE LOCAL GOVERNMENT ACT, 1933, AND RE THE DECISION OF C. R. H. HURLE-HOBBS, DISTRICT AUDITOR] 261

Loitering, in dwelling-house, no need to specify occupier, surplage 8

Lunacy, lodgment order, effected on dividend mandates 406

Lunatic, order for maintenance, in preference to agreement with local authority 124

MAGISTRATES

Jurisdiction—"Person charged"—Money taken from person without any charge preferred—Subsequent charge of theft of articles in postal packets not including money—Direction by magistrates at trial for return of money—Summary Jurisdiction Act, 1879 (c. 49), s. 44 [ARNELL v. HARRIS] 522

Practice—Jurisdiction—Appeal—Court of summary jurisdiction—Recognition forfeited—Whether order of forfeiture a conviction in respect of an offence—Right of appeal to quarter sessions—No appeal open—Summary Jurisdiction Act, 1879 (c. 49), ss. 9 (1), (2), 19—Criminal Justice Administration Act, 1914 (c. 58), s. 37—Criminal Justice Act, 1925 (c. 86), s. 26 (1) [R. v. KEEPER OF THE PEACE AND DURHAM JUSTICES, Ex parte LAURENT] 530

Quarter sessions—Borstal prosecutions—Offender previously convicted or previously discharged on probation—Offender placed on probation—Failure to observe recognisance—Conviction for offence for which offender placed on probation—Whether liable to be sent to Borstal—Criminal Justice Administration Act, 1914 (c. 58), s. 10—Criminal Justice Act, 1925 (c. 86), s. 46 (1) [MARTIN v. NOLAN] 342

Summary jurisdiction—Application for case stated—Refusal—Point of law involved previously decided by judgment in Chancery Division—Judgment not final and binding—Duty to state a case—Mandamus—Summary Jurisdiction Act, 1879 (c. 49), s. 33 (1)—Administration of Justice (Miscellaneous Provisions) Act, 1938 (c. 63), ss. 8, 19 [R. v. SIR BERTIAND WATSON, Ex parte BRETHERTON] 562

Maintenance, gift for, no liability to account, vesting of gift to infant 1

Marine insurance, re-insurance, ship lost at date of slip 197

MASTER AND SERVANT

Duty of master—Provision of safe system of working—Adaptation to changing circumstances—Unloading of cargo—Change over from discharging by means of a derrick to hauling up by straight lift—Breaking of rope [PORTER v. PORT OF LIVERPOOL STEVEDORING CO., LTD.] 411

Liability of master—Provision of safe system of working [LOVELL v. BLUNDELLS & T. ALBERT CROMPTON & CO., LTD.] 53

Mens rea, in quasi-criminal offence 552

Milk, adulterated, possession of 481

Minefield, children following ball, liability of military authority 21

Minimising damage, replacing label, adding sugar to goods supplied 42

Mortgage, building society, exercise of power of sale, duty to get best price 75

Mortgagee, sale under power, consent of mortgagor, validity under 1914 Emergency legislation 115

Motor insurance, contribution from insurers of owner 243

	PAGE
Multiple lease, right to retain part and disclaim remainder	145
Named ship, "and/or steamers," ship lost at date of re-insurance	197
NEGLIGENCE	
Air-raid shelter—Stairway uneven, inadequately illuminated and no centre hand rail—Concealed danger—"War injury"—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), s. 8 [ANNIE AMELIA BAKER v. MAYOR, ALDERMEN AND BURGESSSES OF BETHNAL GREEN]	301
Bomb crater on railway track—Engine-driver ordered to proceed "at caution"—Fatal injury—Assessment of damages [GREENFIELD v. LONDON & NORTH EASTERN RY. CO.]	438
Dangerous article—High explosive—No escape from premises—Bursting of high explosive shell injuring employee—Non-natural user of premises [NORAH READ v. J. LYONS & CO., LTD.]	98
Fatal injury by aeroplane—"War injury"—Cases unprovided for by scheme—Partial dependency—Funeral expenses—Claim in trespass—Personal Injuries (Emergency Provisions) Act, 1939 (c. 82), ss. 3, 8—Personal Injuries (Civilians) Scheme, 1944 (S.R. & O., 1944, No. 369), arts. 1 (8), 29 [BILLINGS v. REED]	415
Trespassers—Minefield laid by military authorities in war-time—Children playing—Fence obliterated by natural causes [ADAMS v. NAYLOR]	21
Volenti non fit injuria—Employee directed to employment by Minister of Labour and National Service [NORAH READ v. J. LYONS & CO., LTD.]	98
Nominee, described as tenant, evidence to show actual facts	151
Notice, disclaimer, wrong date given for operation of disclaimer	214
Novus actus interveniens, defective medical treatment as	350
NUISANCE	
Unlighted vehicle on road in darkness—No negligence—Not ipso facto a nuisance [MAITLAND v. RAISBROCK]	272
Nuisance, liability for war damage	439
Nullity, jurisdiction in, whether exclusively in court of domicile	368
Optician, whether business or profession	163
Partnership, agreement for payment of commission, whether constituting	274
Passing-off, damages, absence of fraud	269
PATENTS	
Extension or term—Patents acquired from German company—English company paying under agreement one-quarter of moneys received under patents to German company—German company majority shareholders in English company—Loss or damage suffered due to hostilities—Whether English company carried on wholly or mainly for benefit of German company—Custodian of enemy property—Vesting order—Shares sold by Custodian to directors of English company—Patents and Designs Acts, 1907-1942, s. 18 (6) [RE RING SPRINGS, LTD.'S PATENTS]	421
Permitted driver, contribution from insurers of owner	243
Permitted increase, transfer of burden of repair	106
Perpetuity, contingent charge on assets of partnership	181
Personal injury, child following ball into minefield	21
Petrol, untrue statements by official, liability of company	11
Policy, insurance, keeping up	208
POWERS	
Special powers and general power to appoint—Exercise—Whether intention to exercise expressed in will [RE HOLFORD'S SETTLEMENT, LLOYDS BANK, LTD. v. HOLFORD]	462
PRACTICE	
Security for costs—Appeal—Common law action by workman against employer—	

	PAGE
Workman unable to give security—Effect, if order made on right to workman's compensation—Whether order made—R.S.C., Ord. 58, r. 15 [HILL v. HARLAND AND WOLFE, LTD.]	219
Time for appeal—Appeal entered late—Overruling decision by superior court in an analogous case—Whether relevant ground for application to enlarge time for appeal—Discretion of court to extend time—Finance Act, 1941 (c. 30), s. 25 (1)—R.S.C., Ord. 58, r. 15, Ord. 64, r. 7 [RE BERKELEY, BORRER v. BERKELEY]	395
Leave to appeal—Interlocutory or final order—Order granting leave to proceed under the Courts (Emergency Powers) Act, 1943—Supreme Court of Judicature (Consolidation) Act, 1925 (c. 49), ss. 31 (1) (1), (2), 68 (2)—Courts (Emergency Powers) Act, 1943 (c. 19), s. 1—R.S.C., Ord. 58, r. 15 [EGERTON v. SHIRLEY]	583
Writ—Extension of time for service—Action under Fatal Accidents Act, 1846—Writ issued within the 12 months limited by the Act—Not served within 12 months of date of issue—Discretion of court to extend time for service—R.S.C., Ord. 8, rr. 1, 2—R.S.C., Ord. 64, r. 7 [BATTERSBY v. ANGLO-AMERICAN OIL CO., LTD.]	387
PRIVY COUNCIL	
India—Bills of Exchange—Cheque—Post-dated cheque marked "Good for Payment"—No ostensible authority of manager to certify post-dated cheques—Certification not an acceptance—Estoppel—Custom—Bills of Exchange Act, 1882 (c. 61), s. 13 (2)—Indian Negotiable Instruments Act, 1881, s. 7 [BANK OF BARODA, LTD. v. PUNJAB NATIONAL BANK, LTD.]	83
New Zealand—Wills—Construction—Gift to surviving descendants on death of last survivor of testator's children—Gift divisible per stirpes—Whether children or grandchildren to be the stirpes [SIDEY v. PERPETUAL TRUSTEES ESTATE AND AGENCY CO. OF NEW ZEALAND, LTD.]	225
Palestine—Criminal law—Discretion of prosecuting counsel to call witnesses named on indictment or information—Constitution of Court of Criminal Assize—Order made by the High Commissioner—Ultra vires—Palestine Interpretation Ordinance, 1933 (1933), No. 69, s. 7—Palestine Criminal Code Ordinance, 1936, ss. 214, 216—Emergency Powers (Defence) Act, 1939 (c. 62), s. 1—Palestine Defence (Judicial) Regulations, 1942, reg. 3 [ADEL MUHAMMAD EL DABBAH v. ATTORNEY-GENERAL OF PALESTINE]	189
Quebec—Partnership—Agreement for payment of commission on orders obtained—Whether partnership agreement [TROWER & SONS, LTD. v. RIPSTEIN (since deceased)]	274
Practice—Writ of summons—Jurisdiction—Breach of a contract made in London—Action brought in Montreal—Writ not personally served—Code of Civil Procedure (Quebec), art. 94 [TROWER & SONS, LTD. v. RIPSTEIN (since deceased)]	274
Somaliland—Criminal law—Counsel retained by government to appear for defendants—Unavoidable absence of counsel on appeal—Hearing without counsel—Appeal not effectively heard—Poor Persons Defence Ordinance, 1939 (Ordinance, 1939, No. 26), s. 3 (2) [GALOS HIRAD v. R.]	50
Profession, distinguished from business	168
Prosecution, witnesses named on indictment, whether all must be tendered for cross-examination	189
PUBLIC AUTHORITIES	
Limitation of actions—What bodies protected—Governors of grammar school—Pupil slipping on worn step on snowy day—Infancy of plaintiff—Endowed Schools Act, 1869 (c. 56), s. 46—Public Authorities Protection Act, 1893 (c. 61), s. 1—Limitation Act, 1939 (c. 12), s. 12 [WOODWARD v. MAYOR OF HASTINGS]	119, 565
Quota, supply of goods in excess of	333

RATES AND RATING

Rateable occupation—Possession—	
Blocks of flats owned by companies—	
Tenants paying rent inclusive of rates—	
Rates in arrears—Order appointing receiver	
and manager—Receiver entered in rate-book	
of borough council as new rateable occupier	
No appeal against entry—Whether	
change of occupation of premises—Liability	
to be rated—Poor Rate Assessment and	
Collection Act, 1869 (c. 41), s. 16 [GYTON	540
v. PALMOUR]	
Valuation list—Proposed amendment	
to valuation list—Appeal—Appellants not	
entitled but invited to attend hearing—	
Whether appellants had a locus standi in	
the matter—Grounds of proposed amend-	
ment—“Annual revision”—Sufficiency—	
Rating and Valuation Act, 1925 (c. 90), s.	
37 (1), (2), (4), (5), (7), (8) [GARTSIDES	
(BROOKSIDE BREWERY) LTD., and BENTS	
BREWERY CO., LTD. v. UPPER AGRICULTURAL	
ASSESSMENT COMMITTEE, RATING	
AUTHORITY FOR THE URBAN DISTRICT OF	
SADDLEWORTH AND COUNTY VALUATION	
COMMITTEE OF THE WEST RIDING OF	
YORKSHIRE]	37
Receiver, rateable occupier, as	540
Recognisance, forfeiture of, appeal	530
Relatives, trust for education of, charity	255
Rent, joint tenancy, committee rooms	6
Rent restriction, boarding-house, within the	
Acts	167
—, letting at less than standard rent, right	
to increase up to standard rent	223
—, permitted increase, transfer of burden	
of repair	106
Repair, transfer of burden, rent restriction,	
permitted increase	106
Requisition, of vessel by government, whether	
order to discharge requisitioned cargo	
amounts to	323
Res ipse loquitur, application to opening of	
railway carriage door	425
Retention, right of, multiple lease, retaining	
part and disclaiming remainder	145

REVENUE

Excess profits tax—Capital employed	
in chargeable accounting period—Contri-	
bution to superannuation fund to equalise	
benefits for employees—Whether company	
had acquired an asset in consideration of	
contribution—“Asset”—Finance (No. 2),	
Act, 1939 (c. 109), s. 13 (3), Sched. 7, Pt. II,	
para. 1 [LEVER BROS. AND UNILEVER,	
LTD. v. INLAND REVENUE COMRS.]	285
—, Computation of standard profits	
—Appointment of directors with transfers	
of shares to enable them to become “working	
proprietors”—Whether valid for purposes	
of excess profits tax—Finance Act, 1941	
(c. 30), s. 35 [PINNER & WILLIS, LTD. v.	
INLAND REVENUE COMRS.]	320
—, Profits of profession dependent	
wholly or mainly on personal qualifications	
—Optician—Finance (No. 2) Act, 1939	
(c. 109), s. 12 (3) [CARR v. INLAND	
REVENUE COMRS.]	163
—, Royalties received from licences	
of patented inventions—Inventions made	
by research department—“Income received	
from investments”—Finance (No. 2) Act,	
1939 (c. 109), Sched. VII, para. 6 (1), (2)	
[INLAND REVENUE COMRS. v. ROLLS-	
ROYCE, LTD.]	340
Revival, codicil, by, absence of express con-	
fimation	397
Safe system of working, defective staging	73
Sale, by building society, duty to get best price	55
—, by mortgagee, under power with consent	
of mortgagor, validity under 1914 emergency	
legislation	115

SALE OF GOODS

Contract—Sale by sample—Breach of	
condition as to quality—Offer by defendants	
to accept return of undisposed stock—Offer	
rejected—Damages—Mitigation—Duty of	
plaintiffs to ascertain precise meaning of	
offer—Sale of Goods Act, 1893 (c. 71), ss.	
35, 36 [HOUNDSDITCH WAREHOUSE CO.,	
LTD. v. WALTIE, LTD.]	518

Machine-tools—Hire-purchase agree-	
ment—Conversion of goods by hirers—	
Claim by owners for damages—Owners’	
property in goods originally obtained in	
contravention of controlled price order—	
Whether illegality vitiated hire-purchase	
agreement—Public policy—Defence	
(General) Regulations, regs. 55 and 98—	
Control of Machine Tools (No. 3) Order,	
1940 (S.R. & O., 1940, No. 1374)—Control	
of Machine Tools (No. 5) Order, 1940	
(S.R. & O., 1940, No. 1784) [BOWMAKERS,	
LTD. v. BARNET INSTRUMENTS, LTD.]	579

SALE OF LAND

Offer—Letter by proposed vendor—	
Whether amounting to an offer [CLIFTON	
v. PALUMBO]	497
Recovery of deposit—Statement by ven-	
dor to requisitioning authority that he was	
prepared to accept requisition notice and	
that he intended to reside on the property—	
Whether requisition notice effective for the	
purpose of exercising power to enter into	
possession of property—Repudiation of	
contract by purchaser—Whether purchaser	
entitled to recover deposit—Law of Property	
Act, 1925 (c. 20), s. 49 (2)—Defence	
(General) Regulations, 1939, reg. 51 [JAMES	
MACARA, LTD. v. BARCLAY]	31, 589
Sale by mortgagee—Statutory restric-	
tions on mortgagee’s powers under 1914	
legislation—Sale with consent of mortgagor	
—Validity—Courts (Emergency Powers)	
Act, 1914 (c. 78) [COLEBROOK v. WATSON	
INVESTMENT CO.]	115
Security for costs, effect of order to deprive	
appellant of workmen’s compensation	219

SETTLEMENTS

Jointure rent-charge—Annual sums	
in arrears—Income subsequently available	
for payment of arrears—Deduction of	
income tax—Rate of tax to be deducted—	
“Standard rate for the year in which	
the amount payable becomes due”—Pay-	
ment of jointures “without any deduction”	
—Exoneraton from succession and estate	
duties—Income Tax Act, 1918 (c. 40), All	
Schedules Rules, r. 19—Finance Act, 1927	
(c. 10), s. 39 (1) [RE SEBRIGHT, PUBLIC	
TRUSTEE v. SEBRIGHT]	547

SEWERS AND DRAINS

Land drainage—Drainage rates—	
Annual value of premises for purposes of	
drainage rates determined by drainage board	
—Whether board required to make fresh	
valuation in each year—Land Drainage	
Act, 1930 (c. 44), ss. 24, 26, 29 [PORT OF	
LONDON AUTHORITY v. ESSEX RIVERS	
CATCHMENT BOARD]	507
Shell, bursting in factory, liability of owners,	
non-natural user of premises	98

SHIPPING

Charterparty—Time charter—Hire—	
Ship torpedoed but sinking 14 days later—	
When hire ceases to be payable—Actual	
total loss—Constructive total loss—	
Abandonment—Marine Insurance Act,	
1906 (c. 41), ss. 57 (1), 60 [RE PETITION	
OF RIGHT OF COURT LINE, LTD., THE	
LAVINGTON COURT]	249
Emergency legislation—Compensation	
—Requisition—Ship ordered by Minister of	
Shipping to proceed from Belfast to Man-	
chester to discharge requisitioned cargo—	
Whether requisitioning of cargo amounts to	
requisitioning of ship—Compensation	
(Defence) Act, 1939 (c. 75), ss. 4, 7—	
Defence (General) Regulations, reg. 53 (2)	
[RE A DISPUTE BETWEEN N. G. NICOLAOU	
AND THE MINISTER OF WAR TRANSPORT	
AND N. G. NICOLAOU AND THE ADMIRALTY]	322
Signature, of will, on envelope	348
Soldier’s will, Women’s Auxiliary Air Force	36

SOLICITOR

Practice—Order to strike name off roll	
—Refusal of Disciplinary Committee to	
suspend publication of findings pending	
appeal—Provision under rules for suspend-	
ing order—Whether court has inherent juris-	
diction to prevent publication—Solicitors	

	PAGE
(Disciplinary Proceedings) Rules, 1942 (S.R. & O., 1942, No. 1831/L25), r. 29 (1) [Re A SOLICITOR]	432
Spiritualistic powers, demonstration of	220
Staging, safety of, in wet dock	53
Standard rent, letting at lower rent, rise to increase up to standard rent	223

STATUTES

Construction — Enforcement — Non-observance of "recognised terms and conditions" — Private remedies [HULLAND v. WILLIAM SAUNDERS & SON]	508
Stirpes, whether children or grandchildren to be stirpes	225
Stocks and shares, meaning of, whether includes investments in other than limited companies	19
Suicide, agreement to commit	483
—, whether presumed	453
Surcharge, increase in contractor's remuneration given on account of war costs	261
Tables, of information, copyright	92
Tenancy, agricultural, letting for periods of 364 days	126
—, yearly, letting for periods of 364 days	126
Tenant, nominee described as tenant, evidence to show actual facts	151
Term of years, letting for periods of 364 days	126
Title deeds, retention of, effect on presumption of advancement	472

TRADE NAMES

Passing off—Name merely descriptive of business—Fraud expressly negatived—Office Cleaning Services—Office Cleaning Association [OFFICE CLEANING SERVICES, LTD. v. WESTMINSTER OFFICE CLEANING ASSOCIATION]	269
--	-----

TRADE UNIONS

Illegal strike—Acts committed before commencement of illegal strike—Whether acts "in furtherance of" strike—Trade Disputes and Trade Unions Act, 1927 (c. 22), s. 1 [R. v. TEARSE, LEE AND HASTON AND KEEN]	403
Trespassers, children following ball into minefield	21
Valuation list, amendment, party not entitled but invited to attend hearing, right of appeal	37
—, annual revision, sufficiency as reason for amendment	37
Vehicle, unlighted, on highway, not <i>ipso facto</i> nuisance	272
Vesting, gift for maintenance, no liability to account	1
<i>Volenti non fit injuria</i> , employee directed to work	98
War, increase in costs, lump sum given to contractor, surcharge	261
War damage, disclaimer, notice giving wrong date for operation of disclaimer	214
—, multiple lease, right to disclaim part and retain remainder	145
War injury, accident on stairway to air-raid shelter as	301
—, case unprovided for by scheme, effect on liability for negligence	415
—, engine falling in bomb crater	438
—, hysteria due to bombing as	308
Warranty, food and drugs, cordial	42

WEIGHTS AND MEASURES

Coal — Weight of sack — Carman delivering sacks of less weight than that represented—Delivery delegated by coal merchants to agents—Mens rea—Whether agents under control of coal merchants—Weights and Measures Act, 1899 (c. 21), s. 29 (2)—Sale of Food (Weights and Measures) Act, 1926 (c. 63), s. 12 (2) [BRENTNALL AND CLELAND, LTD. v. THE LONDON COUNTY COUNCIL]	552
Wet dock, whether factory	53
Wife, residence of	344

WILLS

Bequest—All stocks, shares and moneys in the care, custody or possession of bank—Bank holding only dividend mandates for
--

	PAGE
stocks inscribed at the Bank of England—Testatrix afterwards of unsound mind—Order in lunacy for transfer of stocks to the name of Accountant-General—Effect of order on dividend mandates—Lunacy Act, 1890 (c. 5), s. 116—Lunacy Act, 1922 (c. 60), s. 2 (8) [Re PALMER, NATIONAL PROVINCIAL BANK, LTD. v. BARWELL]	406

Construction — Annuity — "Clear yearly sum"—Computation of capital sum—Statutory variation of tax burden—Finance Act, 1941 (c. 30), s. 25 (1) [Re JOHN POWELL (deceased), NEALE v. ROBERTS]	528
---	-----

—, Bequest—"All other contents of my home or at the bank"—Whether choses in action included—"To be sold"—Whether cash included [Re ABBOTT, PUBLIC TRUSTEE v. ST. DUNSTON'S, BRITISH HOME AND HOSPITAL FOR INCURABLES AND TRUSTEES OF WESTERN OPHTHALMIC HOSPITAL, AND LADY RUBY LILLIAN DUGAN]	457
--	-----

—, Direction for payment of death duties out of residuary estate—"Gifts or settlements made in my lifetime"—Whether annuities payable by third parties under contracts with testator included—Testator "economic source" of benefits—Prima facie meaning of "gifts or settlements," unless restricted by context, sufficient to cover any benefaction [Re NOAD, MIDLAND BANK EXECUTOR AND TRUSTEE CO., LTD. v. NOAD]	470
--	-----

—, Legacies—"All my stocks and shares"—Whether bequests included investments other than stocks and shares of limited companies [Re EVERETT, PRINCE v. HUNT]	19
---	----

—, Vesting—Gift of fund to child on attaining the age of 21 years—Direction to executors to pay income during infancy and after death of life tenant to mother of child to be applied for advancement and education of child [Re ROGERS, LLOYDS BANK, LTD. v. LORY]	1
---	---

Revival — Three wills — Later will revoking earlier—Subsequent codicil altering main portions of first will—Absence of express confirmation of first will—Intention to revive first will—Wills Act, 1837 (c. 26), s. 22 [In the Estate of MARDON]	397
Soldier's will—Actual military service—Women's Auxiliary Air Force—Wills Act, 1837 (c. 26), s. 11 [In the Estate of ROWSON]	36
Wills, gift per stirpes, children as stirpes	225
Witchcraft, conjuration of spirits	220
Witnesses, named on indictment, whether prosecution must tender all	139

WORKMEN'S COMPENSATION

Alternative remedies—Election between two remedies—Receipt of compensation—Knowledge of workman—Workmen's Compensation Act, 1925 (c. 84), s. 29 (1) [YOUNG v. BRISTOL AEROPLANE CO., LTD.]	293
—, Recorded agreement for compensation—Benefit of infant—Estoppel by record—Workmen's Compensation Act, 1925 (c. 84), ss. 23, 25 (4), 29 (1) [ARABIAN v. TUFFNALL & TAYLOR, LTD.]	317

Injury due to accident—Defective medical treatment—Injury not discovered until too late for successful treatment—Incapacity due to defective medical treatment—Novus actus interveniens—Workman not entitled to compensation—Workmen's Compensation Act, 1925 (c. 84), ss. 9 (1), 12 (3), 19 (4) [ROTHWELL v. CAVERSWALL STONE CO., LTD.]	350
---	-----

Partial incapacity—Workman called up for military service—Pay and allowance in army less than pre-accident wages but probably more than in civil employment—Compensation only for actual loss—Workmen's Compensation Act, 1925 (c. 84), s. 9 (3) (1) [HEANEY v. B. A. COLLIERIES, LTD.]	289
Yearly tenancy, letting for periods of 364 days	126

CASES REFERRED TO

	PAGE
A. v. B. (1868), L.R. 1 P. & D. 559; 27 Digest 266, 2334; <i>sub nom.</i> P. v. S., 37 L.J.P. & M. 80; <i>sub nom.</i> — v. —, 19 L.T. 22	368
A. v. B., [1940] 1 K.B. 217; [1939] 4 All E.R. 169; Digest Supp.: 109 L.J.K.B. 43; 161 L.T. 325	525, 527
Ackerley, <i>Re</i> , Chapman v. Andrew, [1913] 1 Ch. 510; 37 Digest 454, 562; 82 L.J.Ch. 260; 108 L.T. 712	462, 465, 466
Adams v. Naylor, [1944] 2 All E.R. 21; 171 L.T. 105	416, 439, 441
Addie (Robert) & Sons (Collieries) v. Dumbreck, [1929] A.C. 358; Digest Supp.: 98 L.J.P.C. 119; 140 L.T. 650	21, 22, 25, 29
Addie (Robert) & Sons Collieries v. Inland Revenue Comrs., [1924] S.C. 231; Digest Supp.: 8 Tax Cas. 671	280, 282
Aerators, Ltd. v. Tollitt, [1902] 2 Ch. 319; 9 Digest 64, 196; 71 L.J.Ch. 727; 86 L.T. 651	269, 270, 271
Alexander v. Rayson, [1936] 1 K.B. 169; Digest Supp.: 105 L.J.K.B. 148; 154 L.T. 205	580, 582
Alexander <i>Re</i> , Alexander v. Alexander, [1919] 1 Ch. 371; 44 Digest 998, 8561; 88 L.J.Ch. 242; 120 L.T. 692	225, 228
Allchin v. Coulthard, [1943] 2 K.B. 228; [1942] 2 All E.R. 39; 111 L.J.K.B. 609; 167 L.T. 18; on appeal [1942] A.C. 607; [1943] 2 All E.R. 352; 169 L.T. 328	548, 551
Anchor Trust Co. v. Bell, [1926] Ch. 805; 35 Digest 512, 2425; 95 L.J.Ch. 564; 135 L.T. 311	115, 117, 118
Anglinell v. Anglinell, [1918] P. 247; 11 Digest 426, 918; 87 L.J.P. 175; 119 L.T. 227	344, 347, 368, 371
Anglo-Persian Oil Co., Ltd. v. Dale (1931), 16 Tax Cas. 253; on appeal, [1932] 1 K.B. 124; Digest Supp.: 100 L.J.K.B. 504; 145 L.T. 529; 16 Tax Cas. 253	280, 282
Armytage v. Armytage, [1898] P. 178; 11 Digest 426, 917; 67 L.J.P. 90; 78 L.T. 689	344, 346, 347, 368, 371
Ashby v. White (1703), 2 Ld. Raym. 938; 17 Digest 81, 20; Holt K.B. 524; 6 Mod. Rep. 45; 1 Salk. 19; <i>revers</i> on other grounds (1704), 1 Bro. Parl. Cas. 62	172, 173, 175, 176, 177, 178
Ashworth v. Munn (1880), 15 Ch.D. 363; 8 Digest 273, 397; 50 L.J.Ch. 107; 43 L.T. 553	181, 182, 188, 189
Atherton v. British Insulated and Helsby Cables, Ltd., [1926] A.C. 205; Digest Supp.: 10 Tax Cas. 155	280, 281, 282, 283, 284, 285
A.-G. v. Bowman (1791), 2 Bos. & P. 532, n; 14 Digest 361, 3818	14, 17
A.-G. v. Edison Telephone Co. of London (1880), 6 Q.B.D. 244; 42 Digest 885, 1; 50 L.J.Q.B. 145; 43 L.T. 697	375, 379
A.-G. v. Edmunds (1870), 22 L.T. 667; 16 Digest 41, 422	179, 180
A.-G. v. Hancock, [1940] 1 K.B. 427; 1 All E.R. 32; Digest Supp.: 109 L.J.K.B. 243	179, 180
A.-G. v. Lonsdale (Earl) (1827), 1 Sim. 105; 8 Digest 312, 932	599
A.-G. v. National Provincial & Union Bank of England, Ltd., [1924] A.C. 262; Digest Supp.: 93 L.J.Ch. 231; 131 L.T. 34; <i>aff.</i> S.C. <i>sub nom.</i> Re Tetley, National Provincial & Union Bank of England, Ltd. v. Tetley, [1923] 1 Ch. 258	61, 65, 68
A.-G. v. Northumberland (Duke) (1877), 7 Ch.D. 745; 8 Digest 306, 856; 47 L.J.Ch. 569; <i>varied without affecting this point</i> (1878), 38 L.T. 245	255, 257
A.-G. v. Price (1810), 17 Ves. 371; 8 Digest 242, 12	255, 257
A.-G. v. Sidney Sussex College (1869), 4 Ch. App. 722; 8 Digest 332, 1171; 38 L.J.Ch. 656	255, 257, 258, 259
A.-G. v. Weymouth (Lord) (1743), Amb. 20; 8 Digest 266, 281; 27 E.R. 11	182
A.-G. for New Zealand v. Brown, [1917] A.C. 393; 8 Digest 298, 748; 86 L.J.P.C. 132; 116 L.T. 624	61, 63, 69, 71
A.-G. for New Zealand v. New Zealand Insurance Co., Ltd., [1936] 3 All E.R. 888; Digest Supp.	61, 63, 71
Attree v. Hawe (1878), 9 Ch.D. 337; 8 Digest 272, 384; 47 L.J.Ch. 863; 38 L.T. 733	182
Ayr. v. St. Andrew's Ambulance Assocn., [1918] S.C. 158; 38 Digest 125, p	119, 122
Baker v. James, [1921] 2 K.B. 674; 36 Digest 97, 647; 90 L.J.K.B. 1190; 125 L.T. 414	99, 100
Baldock v. Westminster City Council (1918), 88 L.J.K.B. 502; 26 Digest 392, 1190; 120 L.T. 470	150, 151
Barber, <i>Re</i> , <i>Ex p.</i> Stanford (1886), 17 Q.B.D. 259; 7 Digest 51, 272; 55 L.J.Q.B. 341; 54 L.T. 894	204, 299
Barnard Castle Urban District Council v. Wilson, [1902] 2 Ch. 746; 43 Digest 1080, 147; 71 L.J.Ch. 825; 87 L.T. 279	602
Barnes v. Lucille, Ltd. (1907), 96 L.T. 680; 2 Digest 245, 290	475, 476
Barr v. Gibson (1838), 3 M. & W. 390; 41 Digest 170, 107; 1 Horn. & H. 70; 7 L.J.Ex. 124	198, 199
Batey, <i>Re</i> , <i>Ex p.</i> Neal (1880), 14 Ch.D. 579; 4 Digest 297, 2778; 43 L.T. 264	595
Bath's (Bp.) Case (1605), 6 Co. Rep. 34 b; 31 Digest 59, 2065; <i>sub nom.</i> Fish v. Bellamy, Cro. Jac. 71	126, 129, 132
Beauchamp v. National Mutual Indemnity Insurance Co., Ltd., [1937] 3 All E.R. 19; Digest Supp.	574, 576
Beaumont, <i>Re</i> , Beaumont v. Ewbank, [1902] 1 Ch. 889; 6 Digest 10, 14; 71 L.J.Ch. 478; 86 L.T. 410	84, 91
Beecham's Settlement, <i>Re</i> , Johnson v. Beecham, [1934] Ch. 183; Digest Supp.: 103 L.J.Ch. 33; 150 L.T. 351	595
Belton v. Bass, Ratcliffe & Gretton, Ltd., [1922] 2 Ch. 449; 35 Digest 508, 2399; 91 L.J.Ch. 216; 127 L.T. 357	75, 78
Bender v. Zent (Owners), [1909] 2 K.B. 41; 34 Digest 328, 2676; 78 L.J.K.B. 533; 100 L.T. 639; 2 B.W.C.C. 22	453, 457
Beresford's Will Trusts, <i>Re</i> , Sturges v. Beresford, [1938] 3 All E.R. 566; Digest Supp.	463, 468, 469
Berkeley v. Swinburne (1834), 6 Sim. 613; 28 Digest 242, 1004; 3 L.J.Ch. 165	1, 2
Berkley v. Thompson (1884), 10 App. Cas. 45; 3 Digest 393, 312; 54 L.J.M.C. 57; 52 L.T. 1	275, 277
Besozzi v. Harris (1858), 1 F. & F. 92; 2 Digest 258, 241	99, 103
Best, <i>Re</i> , Jarvis v. Birmingham Corpn., [1904] 2 Ch. 354; 8 Digest 297, 744; 73 L.J.Ch. 808	61, 66, 69, 71
Beyfus v. Lodge, [1925] Ch. 350; 40 Digest 45, 284; 95 L.J.Ch. 27; 133 L.T. 265	31, 32
Bird v. Holbrook (1828), 4 Bing 628; 36 Digest 94, 629; 6 L.J.O.S.C.P. 146	21, 26, 30
Blair v. Duncan, [1902] A.C. 37; 8 Digest 295, 721; 71 L.J.P.C. 22; 86 L.T. 157	61, 63, 68, 597, 599
Blakey v. Latham (1889), 43 Ch.D. 23; 30 Digest 131, 94	584, 585
Bomford v. Osborne, [1942] A.C. 14; [1941] 2 All E.R. 426; 110 L.J.K.B. 462; 165 L.T. 205; 23 Tax Cas. 642	155, 156
Bonner v. Basset Mines, Ltd. (1912), 6 Tax Cas. 146; 28 Digest 48, 248; 108 L.T. 764	280, 282
Boulter v. Peplow (1850), 9 C.B. 493; 12 Digest 536, 4457; 19 L.J.C.P. 190	6
Bourne v. Keane, [1919] A.C. 815; 8 Digest 251, 106; 89 L.J.Ch. 17; 121 L.T. 426	61, 64
Bowater v. Rowley Regis Corpn., [1944] 1 All E.R. 465	99, 100

	PAGE
Bower v. Meggitt & Jones (1916), 86 L.J.K.B. 463; 34 Digest 343, 2773; 116 L.T. 178; 10 B.W.C.C. 146	351, 350, 361, 367
Bowker v. Woodroffe, Bowker v. Premier Drug Co., [1928] 1 K.B. 217; Digest Supp.; 96 L.J.K.B. 750; 137 L.T. 347	545, 546, 547
Rowmaker v. Tabor, [1941] 2 K.B. 1; [1941] 2 All E.R. 72	115, 117, 118
Bowman v. Secular Society, Ltd., [1917] A.C. 406; 8 Digest 265, 270; 86 L.J.Ch. 568; 117 L.T. 161	61, 60, 74
Boyce v. Whitwick Colliery Co., Ltd., Coalville Urban District Council v. Boyce (1934), 18 Tax Cas. 655; Digest Supp.; 151 L.T. 464	280, 282
Bozson v. Altrincham Urban District Council, [1903] 1 K.B. 547; 30 Digest 135, 137; 72 L.J.K.B. 271	584, 585
Bradford v. Symondson (1881), 7 Q.B.D. 456; 29 Digest 75, 346; 50 L.J.Q.B. 582; 45 L.T. 364	198, 199
British Vacuum Cleaner Co., Ltd. v. New Vacuum Cleaner Co., Ltd., [1907] 2 Ch. 312; 9 Digest 65, 193; 76 L.J.Ch. 511; 97 L.T. 201	260, 270
Brodie v. Brodie (1861), 2 Sw. & Tr. 259; 11 Digest 424, 896; 30 L.J.P.M. & A. 185; 4 L.T. 307	368, 372
Brook v. Badley (1868), 3 Ch. App. 672; 8 Digest 273, 398; 37 L.J.Ch. 884	182, 189
Brown v. Hamilton (William) & Co., Ltd., [1943] Session Notes 82	294, 297
Brown v. Kent (George), Ltd. [1913] 3 K.B. 624; 34 Digest 347, 2795; 82 L.J.K.B. 1039; 109 L.T. 293; 6 B.W.C.C. 745	351, 358, 360, 361, 366
Browne v. Brandt, [1902] 1 K.B. 696; 29 Digest 7, 75; 71 L.J.K.B. 367; 86 L.T. 625	172, 178
Browne v. Paull (1850), 1 Sim. N.S. 92; 28 Digest 244, 1009; 20 L.J.Ch. 75; 16 L.T.O.S. 550	1, 2
Bryanston Properties Co., Ltd. v. Edwards, [1944] 1 K.B. 32; [1943] 2 All E.R. 646; 113 L.J.K.B. 161	223, 224, 510, 511, 512
Buckle v. Holmes, [1926] 2 K.B. 125; Digest Supp.; 95 L.J.K.B. 547; 134 L.T. 743	475
Burns v. Bryan (or Martin) (1887), 12 App. Cas. 184; 31 Digest 420, 5663	6
Burns v. North British Ry. Co., [1914] S.C. 754; 8 Digest 79, 539 i	425, 428
Capital and Counties Properties Co., Ltd. v. Butler, [1944] 2 All E.R. 223	510, 511
Carlin v. Donaldson Atlantic Line, Ltd., [1943] S.C. 172	416
Carlton, The, [1931] P. 186; Digest Supp.; 100 L.J.P. 100; 145 L.T. 423	328, 332
Carritt v. Godson, [1899] 2 Q.B. 193; 34 Digest 589, 96; 68 L.J.Q.B. 799; 80 L.T. 771	563, 564
Cellular Clothing Co., Ltd. v. Maxton, [1899] A.C. 326; 43 Digest 276, 1090; 68 L.J.P.C. 72; 80 L.T. 809	269, 271
Chamberlain v. Inland Revenue Comrs., [1943] 2 All E.R. 200	160, 162
Chamney's Executors v. Inland Revenue Comrs. (1934), 19 Tax Cas. 375; Digest Supp.	548, 551
Charing Cross Electricity Supply Co. v. Hydraulic Power Co., [1914] 3 K.B. 772; 36 Digest 315, 189; 83 L.J.K.B. 1352; 111 L.T. 198	99, 101, 103, 104
Chetti v. Chetti, [1909] P. 67; 11 Digest 416, 827; sub nom. Venugopal Chetti v. Venugopal Chetti, 78 L.J.P. 23; 99 L.T. 885	344, 347, 348
Ching v. Surrey County Council, [1910] 1 K.B. 736; 19 Digest 556, 17; 79 L.J.K.B. 481; 102 L.T. 414	119, 120, 565, 566
Clover Clayton & Co. v. Hughes, [1910] A.C. 242; 34 Digest 273, 2316; 79 L.J.K.B. 470; 102 L.T. 340; 3 B.W.C.C. 275	351, 352
Coker v. Bolton, [1912] 3 K.B. 315; 29 Digest 289, 2348; 82 L.J.K.B. 91; 107 L.T. 54	250, 254
Cole v. De Trafford (No. 2), [1918] 2 K.B. 523; 34 Digest 198, 1621; 87 L.J.K.B. 1254; 119 L.T. 476	425, 430
Coleman's Depositories, Ltd., Re v. Life & Health Assurance Assocn., [1907] 2 K.B. 798; 29 Digest 406, 320; 76 L.J.K.B. 865; 97 L.T. 420	244, 249
Collins Arden Products, Ltd. v. Barking Corpn. [1943] 1 K.B. 419; [1943], 2 All E.R. 249; 112 L.J.K.B. 406; 169 L.T. 12	545, 547
Colla v. Parnham, [1922] 1 K.B. 325; 31 Digest 559, 7060; 91 L.J.K.B. 335; 126 L.T. 480	167, 170
Consett Iron Co., Ltd. v. Durham County Assessment, etc., [1931] A.C. 396; Digest Supp.; 100 L.J.K.B. 242; 144 L.T. 649	507, 509
Conway v. Wade, [1909] A.C. 506; 43 Digest 120, 1237; 78 L.J.K.B. 1025; 101 L.T. 248	403, 405
Cook v. Taylor, [1942] Ch. 349; [1942] 2 All E.R. 85	31, 35
Cooke v. Gill (1873), L.R. 8 C.P. 107; 1 Digest 13, 106; 42 L.J.C.P. 98; 28 L.T. 32	275, 278
Cooke v. Midland and Great Western Ry. of Ireland, [1909] A.C. 229; 36 Digest 70, 450; 78 L.J.P.C. 76; 100 L.T. 626	21, 26, 28
Corcoran, Re, Corcoran v. Riddell (1892), 62 L.J.Ch. 267; 8 Digest 274, 418; 67 L.T. 754	181, 186, 191
Costello v. Pigeon (Owners), [1913] A.C. 407; 34 Digest 243, 2069; sub nom. Costello v. Kelsall Bros., 82 L.J.K.B. 873; 108 L.T. 929; 6 B.W.C.C. 480	351, 352
Cotton, Re, Wood v. Cotton (1889), 40 Ch.D. 41; 37 Digest 451, 539; 58 L.J.Ch. 174	462, 466, 467
Cramph v. Henry Hughes & Son, Ltd., unreported	31, 35
Croft v. Sywell Aerodrome, Ltd., [1942] 1 K.B. 317; [1942] 1 All E.R. 110; 111 L.J.K.B. 215; 24 Tax Cas. 126	136, 138
Cross v. London and Provincial Trust, Ltd., [1938] 1 K.B. 792; [1938] 1 All E.R. 428; Digest Supp.; 107 L.J.K.B. 423; 158 L.T. 217; 21 Tax Cas. 705	203, 204, 205
Currie v. Inland Revenue Comrs., Durant v. Inland Revenue Comrs., [1921] 2 K.B. 332; Digest Supp.; 90 L.J.K.B. 499; 125 L.T. 33; 12 Tax Cas. 245	164, 166
Daglish v. Barton, [1900] 1 Q.B. 284; 2 Digest 633, 2604; 68 L.J.Q.B. 1044; 81 L.T. 551	294, 299
Dance v. Goldingham (1873), 8 Ch. App. 902; 43 Digest 912, 3531; 42 L.J.Ch. 777; 20 L.T. 166	75, 79
Davies v. Owen (Thomas) & Co., Ltd., [1919] 2 K.B. 39; 24 Digest 908, 68; 88 L.J.K.B. 887; 121 L.T. 156	434, 435, 436, 437
Dawson, Re, Pattison v. Bathurst, [1915] 1 Ch. 626; 8 Digest 273, 391; 84 L.J.Ch. 476; 113 L.T. 19	181, 182, 188, 190
Deane v. Clayton (1817), 7 Taunt. 489; 43 Digest 411, 345	21, 26
Debtor, A, Re, (No. 2 of 1943), unreported	525, 528
Dent v. Comondale Overseers (1891), 56 J.P. 519; 18 Digest 399, 1401	541, 544
Dering, Re, Neall v. Beale (1911), 105 L.T. 404; 44 Digest 998, 8569	225, 228
Digby v. General Accident, Fire & Life Assurance Corpn., Ltd., [1943] A.C. 121; [1942] 2 All E.R. 319	244, 249
Director of Public Prosecutions v. Kent and Sussex Contractors, Ltd., [1944] 1 K.B. 146; [1944] 1 All E.R. 119; 113 L.J.K.B. 88; 170 L.T. 41	515, 518
Dodds, Re, Ex p. Vaughan's Executors (1890), 25 Q.B. 529; sub nom. Re Dodds, Ex p. Pritchard 59 L.J.Q.B. 403; 4 Digest 299, 2807	595
Doe d. Plumer v. Mainby (1847), 10 Q.B. 473; 2 Digest 6, 6; 16 L.J.Q.B. 303	126, 128
Dolan v. MacDermot (1868), 3 Ch. App. 676; 8 Digest 298, 751	61, 68
Doncaster Amalgamated Collieries v. Leech, [1941] 1 K.B. 649; [1941] 2 All E.R. 7; 110 L.J.K.B. 676; 165 L.T. 338; 34 B.W.C.C. 88	290, 292

	PAGE
Donegal v. Donegal (1821), 3 Phillim. 597; 16 Digest 117, 157; <i>sub nom.</i> Chichester v. Donegal, 6 Madd. 375; <i>subsequent proceedings</i> (1822), 1 Add. 5	344, 348
Doonan v. Hope (Henry) & Sons, Ltd. (1918), 87 L.J.K.B. 671; 34 Digest 345, 2782; 119 L.T. 14; 11 B.W.C.C. 93	351, 359, 365
Douglas, <i>Re</i> , Obert v. Barrow (1887), 35 Ch.D. 472; 8 Digest 298, 754; 56 L.J.Ch. 913; 56 L.T. 786	61, 66
Doyle v. Kaufman (1877), 3 Q.B.D. 7, 340; Digest, Practice 845, 3924; 47 L.J.Q.B. 26	388, 380, 390
Drughorn (Fred), Ltd. v. Rederiaktiebolaget Transatlantic, [1919] A.C. 203; 17 Digest 322, 1333; 88 L.J.K.B. 233; 120 L.T. 70; <i>affg.</i> S.C. <i>sub nom.</i> Rederi Aktienbolaget Transatlantic v. Drughorn (Fred), [1918] 1 K.B. 394	152
Ducker v. Rees Roturbo Development Syndicate, etc., [1928] A.C. 132; Digest Supp.; 97 L.J.K.B. 317; 138 L.T. 598; <i>sub nom.</i> Rees Roturbo Development Syndicate, Ltd. v. Ducker, etc., 13 Tax Cas. 366; <i>revg.</i> [1928] 1 K.B. 506	280, 284
Dunham v. Clare, [1902] 2 K.B. 292; 34 Digest 341, 2759; 71 L.J.K.B. 683; 86 L.T. 751; 4 W.C.C. 102	351, 356, 357, 358, 359, 360, 361, 362, 363, 366, 367
Dunlop Pneumatic Tyre Co. v. Act. fur Motor und Motorfahrzeugbau vorm Cadell & Co., [1902] 1 K.B. 342; 13 Digest 430, 1532; 71 L.J.K.B. 284; 86 L.T. 472	557, 560
Durham Brothers v. Robertson, [1898] 1 Q.B. 765; 8 Digest 444, 196; 67 L.J.Q.B. 484; 78 L.T. 438	182
East Midland Traffic Area Traffic Comrs. v. Tyler, [1938] 3 All E.R. 39; Digest Supp.	574, 576, 577
Easterbrook v. Easterbrook, [1944] P. 10; [1944] 1 All E.R. 90; 60 T.L.R. 60	368, 369
Edinburgh Southern Cemetery Co. v. Kinmont (Surveyor of Taxes) (1889), 2 Tax Cas. 516; 28 Digest 10, d	136, 138
Egmont's (Earl) Settled Estates, <i>Re</i> , Lefroy v. Egmont, [1912] 1 Ch. 251; 21 Digest 105, 774; 81 L.J.Ch. 250; 106 L.T. 292	548, 551
Elderton v. The United Kingdom Totalisator Co., Ltd., [1935] Ch. 373; Digest Supp.; 104 L.J.Ch. 105; 152 L.T. 549	562
Ellis v. Fulham Borough Council, [1938] 1 K.B. 212; Digest Supp.; [1937] 3 All E.R. 454; 107 L.J.K.B. 84; 157 L.T. 380	301, 305
Ellis v. Selby (1836), 1 My. & Cr. 286; 8 Digest 295, 726; 5 L.J.Ch. 214	61, 67, 71
Embrey v. Owen (1851), 6 Exch. 353; 17 Digest 84, 37; 20 L.J.Ex. 212; 17 L.T.O.S. 79	172, 177
English, Scottish & Australian Bank, Ltd. v. Inland Revenue Comrs., [1932] A.C. 238; Digest Supp.; 101 L.J.K.B. 193; 146 L.T. 330	294, 297
Epsom Grand Stand Assocn., Ltd. v. Clarke (1919), W.M. 170; 35 T.L.R. 525; 31 Digest 581, 7296	167, 169, 170, 171
Evans (Richard) & Co., Ltd. v. Astley, [1911] A.C. 674; 34 Digest 331, 2693; 80 L.J.K.B. 1177; 105 L.T. 385; 4 B.W.C.C. 319; <i>affg.</i> , [1911] 1 K.B. 1036	453, 456
Excelsior Wire Rope Co., Ltd. v. Callan, [1930] A.C. 404; Digest Supp.; 99 L.J.K.B. 380; 142 L.T. 531	21, 25, 30
Farrar v. Farrars, Ltd. (1888), 40 Ch.D. 395; 35 Digest 492, 2229; 58 L.J.Ch. 185; 60 L.T. 121	75, 77, 78
Fell v. Knight (1841), 8 M. & W. 269; 29 Digest 6, 60; 10 L.J.Ex. 277	172, 173
Fenton v. Thorley & Co., Ltd., [1903] A.C. 443; 34 Digest 266, 2264; 72 L.J.K.B. 787; 89 L.T. 314; 5 W.C.C. 1	351, 352
Ferrier v. Jay (1870), L.R. 10 Eq. 550; 37 Digest 451, 537; 39 L.J.Ch. 686; 23 L.T. 302	462, 466
Fife's (Duke) Trustees v. George Wimpey & Co., Ltd., [1944] S.L.T. 41	136, 138
Filburn v. People's Palace & Aquarium Co., Ltd. (1890), 25 Q.B.D. 258; 2 Digest 238, 243; 59 L.J.Q.B. 471	99, 103
Fitzpatrick v. C. & H. Crichton (1921), Ltd. (1941), unreported	54, 58
Fitzwilliam's (Earl) Collieries Co. v. Phillips, [1943] A.C. 570; [1943] 2 All E.R. 346; 112 L.J.K.B. 554; 169 L.T. 242	136
Flood's Case (1616), Hob. 136; 8 Digest 246, 58; <i>sub nom.</i> Jesus College, Oxford, Case, Duke 78	255, 259
Formby Brothers v. Formby (1910), 102 L.T. 116; 1 Digest 638, 2595	152
Forster v. Mackreth (1867), L.R. 2 Ex. 163; 6 Digest 52, 398; 30 L.J.Ex. 94; 16 L.T. 23	84, 91
Fox v. Newcastle-upon-Tyne Corpn., [1941] 2 K.B. 120; [1941] 1 All E.R. 563	150
France Fenwick & Co. v. R., [1927] 1 K.B. 8; 41 Digest 987, 8733; 96 L.J.K.B. 144; 136 L.T. 358	329, 325, 326, 327
Fry v. Salisbury House Estate, Ltd., Jones v. City of London Real Property Co., Ltd., [1930] A.C. 432; Digest Supp.; 99 L.J.K.B. 403; 143 L.T. 77; 15 Tax Cas. 266; <i>affg.</i> , [1930] 1 K.B. 304	136, 138
Furness Shipbuilding Co. v. London & North Eastern Ry. (1934), 103 L.J.K.B. 180; Digest Supp.; <i>sub nom.</i> London & North Eastern Ry. Co. v. Furness Shipbuilding Co., Ltd., 150 L.T. 382	328, 332
Gaden v. Newfoundland Savings Bank, [1899] A.C. 281; 3 Digest 225, 597; 68 L.J.P.C. 57; 80 L.T. 329	84, 88
Gale v. Motor Union Insurance Co., Ltd., Loyst v. General Accident, Fire & Life Assurance Corpn., Ltd., [1928] 1 K.B. 359; Digest Supp.; 96 L.J.K.B. 199; 138 L.T. 712	244, 247
Galene v. Galene (otherwise Galice), [1939] P. 237; [1939] 2 All E.R. 148; Digest Supp.; 108 L.J.P. 82	368, 372, 374
Garcia v. Harland & Wolff, Ltd., [1943] 2 All E.R. 477	54, 58
Gatti v. Shoosmith, [1939] Ch. 841; [1939] 3 All E.R. 916; Digest Supp.; 108 L.J.Ch. 380; 161 L.T. 208	395, 397
Gee v. Metropolitan Ry. Co. (1873), L.R. 8 Q.B. 161; 8 Digest 78, 533; 42 L.J.Q.B. 105; 28 L.T. 282	425, 428, 429, 430, 431
George v. Mitchell and King, [1943] 1 All E.R. 233	448, 450, 452
Gibson v. Fisher (1867), L.R. 5 Eq. 51; 44 Digest 998, 8554; 37 L.J.Ch. 67	225, 228
Glasgow Corpn. v. Farie (1888), 13 App. Cas. 657; 34 Digest 604, 12; 58 L.J.P.C. 33; 60 L.T. 274	136, 137
Glasgow Corpn. Water Comrs. v. Miller (Surveyor of Taxes) (1886), 2 Tax Cas. 131; 28 Digest 21, 107 m	237, 240
Glasgow Corpn. Waterworks, <i>Re</i> (1875), 1 Tax Cas. 28; 28 Digest 21, 107 o	237, 239, 240, 241, 242
Goldie v. Adam, [1938] P. 85; Digest Supp.; 107 L.J.P. 106; 158 L.T. 359; 54 T.L.R. 422; <i>sub nom.</i> <i>Re</i> Taylor's Estate, Goldie v. Adam, [1938] 1 All E.R. 586	398, 399
Goodman v. Saltash Corpn. (1882), 7 App. Cas. 633; 8 Digest 327, 1099; 52 L.J.Q.B. 193; 48 L.T. 293; <i>revg.</i> S.C. <i>sub nom.</i> Saltash Corpn. v. Goodman (1881), 7 Q.B.D. 106	61, 65, 597, 599, 600
Goodwin v. Roberts (1875), L.R. 10 Ex. 337; 17 Digest 7, 31; 44 L.J.Ex. 157; 33 L.T. 272	84, 86, 87, 89
<i>affg.</i> (1876), 3 App. Cas. 476	392, 393
Gordon v. Silber (1890), 25 Q.B.D. 491; 29 Digest 20, 259; 59 L.J.Q.B. 507; 63 L.T. 283	21, 25
Graham v. Peat (1801), 1 East 244; 31 Digest 47, 1953	

Gramophone & Typewriter, Ltd. v. Stanley, [1908] 2 K.B. 89; 28 Digest 30, 153; 77 L.J.K.B. 834; 99 L.T. 39; <i>sub nom.</i> Stanley v. Gramophone & Typewriter, Ltd., 5 Tax Cas. 358	193, 194
Great Western Ry. Co. v. Durnford (James) & Sons, Ltd. (1928), 1939 L.T. 145; 33 Com. Cas. 251; Digest Supp.; <i>aff. S.C. sub nom.</i> Durnford & Sons, Ltd. v. Great Western Ry. Co. (1927), 138 L.T. 137	328, 332
Greenwood v. Atherton, [1939] 1 K.B. 388; [1938] 4 All E.R. 686; Digest Supp.; 108 L.J.K.B. 165; 160 L.T. 37	119, 122, 123, 565, 566
Grey, <i>In the Estate of</i> , [1922] P. 140; 39 Digest 334, 196; 91 L.J.P. 111; 126 L.T. 799	36
Grey v. Pearson (1857), 6 H.L. Cas. 61; 44 Digest 533, 3502; 26 L.J.Ch. 473; 29 L.T.O.S. 67	61, 70
Griffiths v. Smith, [1941] A.C. 170; [1941] 1 All E.R. 66; 110 L.J.K.B. 156; 164 L.T. 386	119, 120, 121, 122, 565, 566
Grime v. Fletcher, [1915] 1 K.B. 734; 34 Digest 331, 2691; 84 L.J.K.B. 847; 112 L.T. 840; 8 B.W.C.C. 69	351, 361
Grimond v. Grimond, [1905] A.C. 124; 8 Digest 296, 734; 74 L.J.P.C. 35; 92 L.T. 477	61, 72
Grove v. Search (1906), 22 T.L.R. 290; 43 Digest 910, 3156	75, 79
Gutsell v. Reeve, [1936] 1 K.B. 272; Digest Supp.; 105 L.J.K.B. 213; 154 L.T. 1	569, 573
Hadow v. Hadow (1838), 9 Sim. 438; 28 Digest 243, 1005	1, 2
Hamilton, <i>Re</i> , Cadogan v. Fitzroy, [1896] 2 Ch. 617; 8 Digest 274, 419; 65 L.J.Ch. 815; 75 L.T. 113	181, 186
Hardy v. Central London Ry., [1920] 3 K.B. 459; 36 Digest 71, 457; 89 L.J.K.B. 1187; 124 L.T. 136	21, 28
Harris v. Irvine Corp'n. (1900), 4 Tax Cas. 221; 28 Digest 21, 107 n; 65 J.P. 663	237, 240
Harrison v. Richards (1881), 45 J.P. 552; 25 Digest 78, 76	545, 546
Harvey v. Harvey (1739), 9 Mod. Rep. 253; <i>sub nom.</i> Hervey v. Hervey (1739), 1 Atk. 561; 40 Digest 592, 1270	545, 551
Harwood v. Wyken Colliery Co., [1913] 2 K.B. 158; 34 Digest 348, 2803; 82 L.J.K.B. 414; 108 L.T. 283; 6 B.W.C.C. 225	351, 357, 360, 361, 366
Huselinde v. C. A. Daw & Son, Ltd., [1941] 2 K.B. 343; [1941] 3 All E.R. 156; 111 L.J.K.B. 45; 165 L.T. 185	566, 567
Hawthorn v. Hammond (1844), 1 Car. & Kir. 404; 29 Digest 6, 52	172, 173
Hay's Trustees v. Baillie, [1908] S.C. 1224; 8 Digest 296, c	61, 63, 70, 71
Henderson v. Glasgow Corp'n. (1900), 2 F. 1127; 24 Digest 900, p	315, 316
Hewett v. Barr, [1891] 1 Q.B. 98; Digest, Practice, 311, 362; 60 L.J.Q.B. 268	388, 390
Hicks v. Snook (1928), 93 J.P. 55; Digest Supp.	167, 169, 170, 171
Higgins v. Dawson, [1902] A.C. 1; 44 Digest 646, 4862; 71 L.J.Ch. 132; 85 L.T. 763	19, 20
Higgins, <i>Re</i> , Day v. Turnell (1885), 31 Ch.D. 142; 21 Digest 112, 845; 55 L.J.Ch. 235; 54 L.T. 199	548, 551
Hill v. Gregory, [1912] 2 K.B. 61; 28 Digest 8, 28; 81 L.J.K.B. 730; 106 L.T. 603; 6 Tax Cas. 39	136, 138
Hindle v. Birtwistle, [1897] 1 Q.B. 192; 24 Digest 909, 71; 76 L.T. 159; <i>sub nom.</i> Birtwistle v. Hindle, 66 L.J.Q.B. 173	315, 316
Hiscock, <i>In the Goods of</i> , [1901] P. 78; 39 Digest 334, 202; 70 L.J.P. 22; 84 L.T. 61	375, 378
Hoare & Co., Ltd. v. Collyer, [1932] A.C. 407; Digest Supp.; 101 L.J.K.B. 274; 146 L.T. 469; 17 Tax Cas. 169	133, 134, 135
Hollins, <i>Re</i> , Hollins v. Hollins, [1918] 1 Ch. 503; 43 Digest 777, 2175; 87 L.J.Ch. 326; 118 L.T. 672	596
Holman v. George Elliot & Co., Ltd., [1944] 1 K.B. 591; [1944] 1 All E.R. 639	388, 389, 390, 391
Holman v. Johnson (1775), 1 Cowp. 341; 12 Digest 279, 2288	579, 582
Holywell Union and Halkyn Parish v. Halkyn Drainage Co., [1895] A.C. 117; 38 Digest 424, 7; 64 L.J.M.C. 113; 71 L.T. 818	541, 543
Honeywill & Stein, Ltd. v. Larkin Bros. (London's Commercial Photographers), Ltd., [1934] 1 K.B. 191; Digest Supp.; 103 L.J.K.B. 74; 150 L.T. 71	99, 105
Houston v. Burns, [1918] A.C. 337; 8 Digest 297, 739; 87 L.J.P.C. 99; 118 L.T. 462	61, 63, 68, 71, 597, 599, 500
Howard v. Furness Houlder, Argentine Lines, Ltd., and Brown, Ltd., [1936] 2 All E.R. 781; Digest Supp.	99, 105
Humber Conservancy Board v. Bater, [1914] 3 K.B. 449; 28 Digest 9, 37; 83 L.J.K.B. 1745; 111 L.T. 856; 6 Tax Cas. 555	237, 240
Humber Towing Co., Ltd. v. Barclay (1911), 5 B.W.C.C. 142; 34 Digest 351, 2824	350, 351, 352, 355, 357, 360, 361, 362, 363, 364, 365, 367
Humble v. Hunter (1848), 12 Q.B. 310; 1 Digest 639, 2066; 17 L.J.Q.B. 350; 11 L.T.O.S. 265	152
Hunt (Chas.), Ltd. v. Palmer, [1931] 2 Ch. 287; Digest Supp.; 100 L.J.Ch. 356; 145 L.T. 630	31, 32
Hunter v. A.-G., [1899] A.C. 309; 8 Digest 201, 687; 68 L.J.Ch. 449; 80 L.T. 732; <i>revers.</i> S.C. <i>sub nom.</i> <i>Re</i> Hunter, Hood v. A.-G., [1897] 2 Ch. 105	61, 66, 71, 74
Hussein (otherwise Blitz) v. Hussein, [1938] P. 159; [1938] 2 All E.R. 344; Digest Supp.; 107 L.J.P. 105	368, 374
Ilott v. Wilkes (1820), 3 B. & Ald. 304; 36 Digest 94, 627	21, 26
Income Tax Special Purposes Comrs. v. Penisel, [1891] A.C. 531; 8 Digest 241, 1; 61 L.J.Q.B. 265; 65 L.T. 621; 3 Tax Cas. 53	61, 65, 66, 67, 597, 600
Industrial and Commercial Co., Vladimir Alexeev (not reported)	557, 562
Inglis v. London, Midland & Scottish Ry. Co., [1941] S.C. 551	425, 429
Inland Revenue Comrs. v. Blott, Inland Revenue Comrs. v. Greenwood, [1921] 2 A.C. 171; 28 Digest 107, 663; 90 L.J.K.B. 1028; 125 L.T. 497; 8 Tax Cas. 101	203, 204
Inland Revenue Comrs. v. Fisher's Executors, [1926] A.C. 395; 28 Digest 107, 664; 94 L.J.K.B. 310; 132 L.T. 278	203, 204
Inland Revenue Comrs. v. Forth Conservancy Board, [1931] A.C. 540; 16 Tax Cas. 103; Digest Supp.; 100 L.J.P.C. 193; 145 L.T. 121	237, 240
Inland Revenue Comrs. v. Maxse, [1919] 1 K.B. 647; Digest Supp.; 88 L.J.K.B. 752; 120 L.T. 680; 12 Tax Cas. 41	164, 166
Inland Revenue Comrs. v. Rolls-Royce, Ltd. (1941), L. (N.D.C.) 5; 58 T.L.R. 73	340, 341, 342
Inland Revenue Comrs. v. Sangster, [1920] 1 K.B. 587; Digest Supp.; 89 L.J.K.B. 673; 122 L.T. 374; 12 Tax Cas. 208	340, 341
Insurance Co. v. Folsom (1873), 18 Wallace 237	197, 199
Inverclyde (otherwise Tripp) v. Inverclyde, [1931] P. 29; Digest Supp.; 100 L.J.P. 16; 144 L.T. 212	368, 369, 370, 372, 373, 374
Isaac v. Defriez (1754), Amb. 595; 44 Digest 890, 7479; 17 Ves. 373, n	255, 257
Jackson v. Smithson (1846), 15 M. & W. 563; 2 Digest 243, 273; 15 L.J.Ex. 311; 7 L.T.O.S. 231	99, 103
James v. Allen (1817), 3 Mer. 17; 8 Digest 293, 708	61, 67, 70

Jarman's Estate, <i>Re</i> , <i>Leavers v. Clayton</i> (1878), 8 Ch.D. 584; 8 Digest 295, 727; 47 L.J.Ch. 675; 39 L.T. 89	61, 69, 71, 74
Johannesburg, The, [1907] P. 65; 38 Digest 103, 738; 76 L.J.P. 67; 96 L.T. 464	119, 122
Jones, <i>Re</i> , <i>Eyre v. Cox</i> (1877), 46 L.J.Ch. 316; Digest, Practice 311, 359	388, 390
Jones v. Amalgamated Anthracite Collieries, Ltd., [1944] A.C. 14; [1944] 1 All E.R. 1; 112 L.J.K.B. 120; 36 B.W.C.C. 195; <i>affg.</i> , [1943] 1 K.B. 145; [1942] 2 All E.R. 600	200, 291, 292
Jones v. Cwmorthen Slate Co. (1879), 5 Ex.D. 93; 28 Digest 8, 29; 49 L.J.Q.B. 110; 41 L.T. 575; 1 Tax Cas. 267	136, 137
Jones v. Festiniog Ry. Co. (1868), L.R. 3 Q.B. 733; 38 Digest 350, 562; 37 L.J.Q.B. 214; 18 L.T. 902	99, 103
Jones v. Jones, [1916] 2 A.C. 481; 32 Digest 28, 777; 85 L.J.K.B. 1519; 115 L.T. 432	172, 174
Jones v. Williams (1767), Amb. 651; 8 Digest 256, 172	61, 65
Jorden v. Money (1854), 5 H.L. Cas. 185; 21 Digest 292, 1047; 23 L.J.Ch. 865; 24 L.T.O.S. 160; <i>reversg.</i> S.C. <i>sub nom.</i> Money v. Jorden (1852), 2 De G.M. & G. 318	84, 91
Keene v. Beard (1860), 8 C.B.N.S. 372; 6 Digest 10, 10; 29 L.J.C.P. 287; 2 L.T. 240	84, 89
Kelly & Co. v. Kellond (1888), 20 Q.B.D. 569; 30 Digest 195, 628; 57 L.J.Q.B. 330; 58 L.T. 263; <i>on appeal sub nom.</i> Thomas v. Kelly, 13 App. Cas. 506	204, 290
Kennedy v. De Trafford, [1896] 1 Ch. 762; <i>affd.</i> , [1897] A.C. 180; 35 Digest 504, 2350; 66 L.J.Ch. 413; 76 L.T. 427	75, 77
Kerrison v. Smith [1897] 2 Q.B. 445; 30 Digest 512, 1675; 66 L.J.Q.B. 762; 77 L.T. 344	477, 479
Kewley v. Ryan (1794), 2 Hy. Bl. 343; 29 Digest 100, 577	198, 202
King v. Port of London Authority, [1920] A.C. 1; 34 Digest 434, 3518; 88 L.J.K.B. 889; 121 L.T. 587; 12 B.W.C.C. 260	351, 362
King v. Victoria Insurance Co., [1896] A.C. 250; 19 Digest 53, 159; 65 L.J.P.C. 38; 74 L.T. 206	244, 246
Kinnell Cannel & Coking Coal Co., Ltd. v. Sneddon (or Waddell), [1931] A.C. 575; Digest Supp.; 100 L.J.P.C. 113; 145 L.T. 289; 24 B.W.C.C. 181	294, 296, 297
Knightsbridge Estates Trust, Ltd. v. Byrne, [1940] A.C. 613; [1940] 2 All E.R. 401; Digest Supp.; 109 L.J.Ch. 200; 162 L.T. 388	182, 183
Knowles v. Mellor, [1917] cited Annual Practice, 1920, p. 1336	115, 117
Lakey v. Blair & Co., Ltd. (1916), 10 B.W.C.C. 58; 34 Digest 351, 2828	351, 359, 360, 368, 366, 367
Lalandia, The [1933] P. 56; Digest Supp.; 102 L.J.P. 11; 148 L.T. 97	557, 561
Lambe v. Inland Revenue Comrs., [1934] 1 K.B. 178; Digest Supp.; 103 L.J.K.B. 69; 150 L.T. 190; 18 Tax Cas. 212	548, 551
Lancaster Motor Co. (London), Ltd. v. Bremith, Ltd. Barclays Bank, Ltd. (Garnishees), [1941] 1 K.B. 675; [1941] 2 All E.R. 11; 110 L.J.Ch. 398; 165 L.T. 134	294, 300
Lavarick v. Gray (William) & Co., Ltd. (1919), 121 L.T. 289; 34 Digest 345, 2783; 12 B.W.C.C. 17	351, 358, 365
Lavelle, <i>Re</i> , <i>Conannon v. A.-G.</i> , [1914] 1 I.R. 194; 8 Digest 246, 644	255, 258, 259
Laverly v. Laverly, [1907] 1 I.R. 9; 8 Digest 252, d	255, 258
Le Mesurier v. Le Mesurier, [1895] A.C. 517; 11 Digest 422, 885; 64 L.J.P.C. 97; 72 L.T. 873	368, 373
Leigh v. Inland Revenue Comrs., [1928] 1 K.B. 73; Digest Supp.; 96 L.J.K.B. 853; 137 L.T. 303; 11 Tax Cas. 590	548, 551
Leane v. Egerton, [1943] 1 K.B. 323; [1943] 1 All E.R. 489; 112 L.J.K.B. 273; 168 L.T. 218	439, 442
Leslie v. Young & Sons, [1894] A.C. 335; 13 Digest 172, 89	93, 96, 98
Lewis v. Denye, [1940] A.C. 921; [1940] 3 All E.R. 299; Digest Supp.; 109 L.J.K.B. 817; 163 L.T. 249	486, 488
Liddle v. North Riding of Yorkshire County Council, [1934] 2 K.B. 101; Digest Supp.; 103 L.J.K.B. 527; 151 L.T. 202	21, 24
Lloyd Generale Italiano, <i>Re</i> , (1885) 29 Ch.D. 219; 13 Digest 1208, 8549; 54 L.J.Ch. 748	557, 561
London County Council v. A.-G., [1901] A.C. 26; 28 Digest 73, 392; 70 L.J.Q.B. 77; 83 L.T. 605; 4 Tax Cas. 265; <i>reversg.</i> S.C. <i>sub nom.</i> A.-G. v. London County Council, [1900] 1 Q.B. 192	158, 159
Londonderry (Lady) v. Wayne (1763), Amb. 424; 40 Digest 593, 1286; 27 E.R. 284	548, 551
Lord Advocate v. Huron and Erie Loan and Savings Co., [1911] S.C. 612; 10 Digest 1198, m	557, 560
Ludlow, <i>Re</i> , <i>Bence-Jones v. A.-G.</i> (1923), 93 L.J.Ch. 30; Digest Supp.	61, 71
Lulpaard's Vlei Estate and Gold Mining Co., Ltd. v. Inland Revenue Comrs., [1930] 1 K.B. 593; Digest Supp.; 99 L.J.K.B. 330; 142 L.T. 589; 15 Tax Cas. 573	548, 551
Luxor (Eastbourne), Ltd. (in Liquidation) and Others v. Cooper, [1941] A.C. 108; [1941] 1 All E.R. 33; 164 L.T. 313	513, 514
Lynch v. Nurdin (1841), 1 Q.B. 37; 36 Digest 24, 118; 10 L.J.Q.B. 73	21, 26
M'Alister (or Donoghue) v. Stevenson, [1932] A.C. 562; Digest Supp.; 101 L.J.P.C. 119; 147 L.T. 281	99, 104
Macbeth v. North & South Wales Bank, [1908] 1 K.B. 13; <i>affd.</i> , [1908] A.C. 137; 6 Digest 32, 299; 77 L.J.K.B. 464; 98 L.T. 475	84, 87
McCarthy v. British Oak Insurance Co., Ltd., [1938] 3 All E.R. 1; Digest Supp.; 159 L.T. 173	574
Macduff, <i>Re</i> , <i>Macduff v. Macduff</i> , [1896] 2 Ch. 451; 8 Digest 296, 731; 65 L.J.Ch. 700; 74 L.T. 706	61, 66
McEnery, <i>Re</i> , [1941] I.R. 323	255, 258
McGeachan v. Glasgow Iron & Steel Co., Ltd., [1926] S.C. 4; 34 Digest 389, l	351, 354
Mackinnon's Trustees v. Mackinnon, [1909] S.C. 1041; 8 Digest 296, e	61, 63, 71
Macmillan v. Suresh Chunder Deb (1890), L.R. 17 Cal. 951; 13 Digest 168, q	93, 97
Macmillan & Co. v. Cooper (1923), L.R. 51 Ind. App. 109; 93 L.J.P.C. 113; Digest Supp.; 130 L.T. 675	93, 94, 97, 98
Mabro v. Eagle Star and British Dominions Co., Ltd., [1932] 1 K.B. 485; Digest, Practice, 405, 1067; 101 L.J.K.B. 205; 146 L.T. 433	388, 390
Mallett v. Staveley Coal & Iron Co., Ltd., [1928] 2 K.B. 405; Digest Supp.; 97 L.J.K.B. 475; 139 L.T. 241; 13 Tax Cas. 772	280, 282
Malone v. Cayzer, Irvine & Co., [1908] S.C. 479; 34 Digest 352, 2834 i; 1 B.W.C.C. 27	351, 357
Mann, <i>In the Goods of</i> , [1942] P. 146; 111 L.J. (P.) 86; 167 L.T. 189; 58 T.L.R. 400; <i>sub nom.</i> <i>In the Estate of Mann</i> , [1942] 2 All E.R. 193	348, 349, 350
Marriage Neave & Co., <i>In re</i> , North of England Trustee, Debenture and Assets Corpn. v. Marriage Neave & Co., [1896] 2 Ch. 663; 39 Digest 55, 672; 65 L.J.Ch. 839; 75 L.T. 189	541, 542, 543, 544
Marstrand Fishing Co., Ltd. The Girl Pat v. Beer, [1937] 1 All E.R. 158; Digest Supp.; 156 L.T. 196	250, 253
Mazzetti v. Williams (1830), 1 B. & Ad. 415; 17 Digest 81, 21; 9 L.J.O.S.K.B. 42	172, 176
Maxwell v. Director of Public Prosecutions, [1935] A.C. 309; Digest Supp.; 103 L.J.K.B. 501; 151 L.T. 477	14, 16, 17

	PAGE
May v. Burdett (1846), 9 Q.B. 101; 2 Digest 237, 240; 16 L.J.Q.B. 64; 7 L.T.O.S. 253	90, 102
Mayhew, Re, Spencer v. Cutbush, [1901] 1 Ch. 677; 37 Digest 452, 542; 70 L.J.Ch. 428; 84 L.T. 761	463, 468
Merchants & Manufacturers Insurance Co., Ltd. v. Hunt & Others, [1941] 1 K.B. 293; [1940] 4 All E.R. 205; Digest Supp.	244
Metropolitan Water Board v. Avery, [1914] A.C. 118; 43 Digest 1080, 150; 83 L.J.K.B. 178; 109 L.T. 762 <i>affg.</i> , [1914] 1 K.B. 221; <i>affg.</i> , [1913] 2 K.B. 257	602, 604
Midland Ry. Co. & Kettering, Thrapstone & Huntingdon Ry. Co. v. Robinson (1889), 15 App. Cas. 19; 11 Digest 150, 323; 59 L.J.Ch. 442; 62 L.T. 194	136, 137
Midwinter v. Midwinter, [1892] P. 28; 27 Digest 515, 5542; 61 L.J.P. 1; 65 L.T. 438; subsequent proceedings, [1893] P. 93	446, 447
Miller v. William Boothman & Sons, Ltd., [1944] 1 K.B. 337; [1944] 1 All E.R. 333; 113 L.J.K.B. 206; 170 L.T. 187	54, 59, 435, 436, 486, 487, 488
Mills v. Jennings (1880), 13 Ch.D. 639; on appeal <i>sub nom.</i> Jennings v. Jordan (1881), 6 App. Cas. 698; 43 Digest 793, 2303; 51 L.J.Ch. 129; 45 L.T. 593	294, 300
Milner, Re, Bray v. Milner, [1899] 1 Ch. 563; 37 Digest 453, 551; <i>sub nom.</i> Re Milner, Milner v. Bray, 68 L.J.Ch. 255; 80 L.T. 151	462, 466
Mitford v. Mitford and Von Kuhlmann, [1923] P. 130; Digest Supp.; 92 L.J.P. 90; 129 L.T. 153	308, 374
Mitford v. Reynolds (1842), 1 Ph. 185; 8 Digest 256, 179; 12 L.J.Ch. 40; subsequent proceedings (1846), 1 Ph. 706; (1848), 16 Sim. 105	599
Mocatta v. Louasdo, cited 7 Ves. 423	255, 256, 257
Monro & Cobley v. Bailey (1933), 17 Tax Cas. 607; Digest Supp.; 102 L.J.K.B. 471; 148 L.T. 505	155, 156
Morgan, Re, Morgan v. Morgan, [1893] 3 Ch. 222; 44 Digest 540, 3577; 62 L.J.Ch. 789; 69 L.T. 407	61, 70
Morice v. Bishop of Durham (1805), 10 Ves. 522; 8 Digest 293, 705	61, 67, 74
Morrice v. Aylmer (1875), L.R. 7 H.L. 717; 44 Digest 704, 5465; 45 L.J.Ch. 614; 34 L.T. 218	19, 20
Morris v. Carnarvon County Council, [1910] 1 K.B. 840; 19 Digest 556, 18; 79 L.J.K.B. 670; 102 L.T. 524	119, 120, 506
Moss Steamship Co., Ltd. v. Whinney [1912], A.C. 254; 39 Digest 56, 677; 81 L.J.K.B. 674; 105 L.T. 305	541, 542, 543
Mourton v. Poulter, [1930] 2 K.B. 183; Digest Supp.; 99 L.J.K.B. 289; 143 L.T. 20	21, 30
Moussell Brothers v. London and North Western Ry. Co., [1917] 2 K.B. 836; 14 Digest 44, 144; 87 L.J.K.B. 82; 118 L.T. 25	553, 554
Municipal Mutual Insurance, Ltd. v. Hills (1932), 16 Tax Cas. 430; Digest Supp.; 147 L.T. 62	237, 240
Munster, Re, [1920] 1 Ch. 268; Digest Supp.; 89 L.J.Ch. 138; 36 T.L.R. 173	422, 424
Murray v. Schwachman, Ltd., [1938] 1 K.B. 130; [1937] 2 All E.R. 68; Digest Supp.; 106 L.J.K.B. 354; 156 L.T. 407; 30 B.W.C.C. 466	317, 319
Nash v. Eads (1880), 25 Sol. Jo. 95; 35 Digest 503, 2337	75, 78
National Provincial Bank of England & Marsh, Re, [1895] Ch. 190; 40 Digest 78, 602; 64 L.J.Ch. 255; 71 L.T. 629	31, 32
Neville v. London Express Newspaper, Ltd., [1919] A.C. 368; 17 Digest 155, 560; 88 L.J.K.B. 282; 120 L.T. 299	172, 175, 176
Newell v. Cross, Newell v. Cook, Newell v. Plume, Newell v. Chenery, [1936] 2 K.B. 632; [1936] 2 All E.R. 203; Digest Supp.; 105 L.J.K.B. 742; 155 L.T. 173	574, 576, 578
Newsholme Bros. v. Road Transport & General Insurance Co., Ltd., [1929] 2 K.B. 356; Digest Supp.; 98 L.J.K.B. 751; 141 L.T. 570	294, 298, 299
Niboyet v. Niboyet (1878), 4 P.D. 1; 11 Digest 423, 894; 48 L.J.P. 1; 39 L.T. 486	368, 373
Nightingale v. Goulburn (1847), 5 Hare 484; on appeal (1848), 2 Ch. 594; 8 Digest 259, 210; 17 L.J.Ch. 296	590, 600
Northwestern Utilities, Ltd. v. London Guarantee & Accident Co., Ltd., [1938] A.C. 108; Digest Supp.; 105 L.J.P.C. 18; 154 L.T. 89	99, 104
Norton v. Norton (1908), 99 L.T. 700; 30 Digest 132, 95	584, 585
O'Connor's Case (1798), 27 State Tr. 31	14, 18
Ogden v. Ogden, [1908] P. 46; 11 Digest 334, 228; 77 L.J.P. 34; 97 L.T. 827	368, 373
Olympic, The, [1913] P. 92; 41 Digest 229, 680; 82 L.J.P. 41; 108 L.T. 592	250, 254
Ounsworth v. Vickers, Ltd., [1915] 3 K.B. 267; 28 Digest 48, 251; 84 L.J.K.B. 2036; 113 L.T. 865; 6 Tax Cas. 671	280, 282
Paddock v. Franklin Insurance Co. (1831), 11 Pick. 227	197, 199
Page v. Scottish Insurance Corpn. Forster v. Page (1929), 98 L.J.K.B. 308; Digest Supp.; 140 L.T. 571	244, 245
Parker-Jervis, Re, Salt v. Locker, [1898] 2 Ch. 643; 21 Digest 41, 261; 67 L.J.Ch. 682; 79 L.T. 403	548, 551
Pass of Ballater, The, [1942] P. 112; [1942] 2 All E.R. 79; 111 L.J.P. 61; 167 L.T. 290	99, 105
Passmore v. Vulcan Boiler and General Insurance Co., Ltd. (1935), 154 L.T. 258; Digest Supp.	574, 577, 578
Paterson's Trustees v. Paterson, [1909] S.C. 485; 8 Digest 296, d	61, 63, 70, 71
Paul v. Hargreaves, [1908] 2 K.B. 289; 14 Digest 35, 58; 77 L.J.K.B. 535; 98 L.T. 751	553, 554
Pearce v. Brooks (1866), L.R. 1 Exch. 213; 12 Digest 264, 2156; 4 H. & C. 358; 35 L.J.Ex. 134; 14 L.T. 288	580, 582
Pearks, Gunston & Tee, Ltd. v. Ward, Hennen v. Southern Counties Dairies Co., [1902] 2 K.B. 1; 14 Digest 40, 702; 71 L.J.K.B. 656; 87 L.T. 51	553
Perkins v. Stevenson (Hugh) & Sons, Ltd., [1940] 1 K.B. 56; [1939] 3 All E.R. 697; Digest Supp.; 109 L.J.K.B. 1; 161 L.T. 149; 32 B.W.C.C. 181	294, 296, 307
Perrin v. Morgan, [1943] A.C. 399; [1943] 1 All E.R. 187; 112 L.J.Ch. 81; 168 L.T. 177	294, 298
Perrin v. Perrin, Powell v. Powell, [1914] P. 135; 27 Digest 393, 3872; 83 L.J.P. 69; 111 L.T. 335	368, 371
Phillips v. Copping, [1935] 1 K.B. 15; Digest Supp.; 104 L.J.K.B. 78; 152 L.T. 175	223, 224, 510, 511
Pickard v. Sears (1837), 6 Ad. & El. 469; 21 Digest 290, 1032	84, 91
Pickard v. Smith (1861), 10 C.B.N.S. 470; 36 Digest 51, 312; 4 L.T. 470	566, 567
Pigot's Case, 11 Co. Rep. 27 (b); 12 Digest 360, 2991	61, 66
Polurrian S.S. Co., Ltd. v. Young, [1915] 1 K.B. 922; 29 Digest 273, 2215; 84 L.J.K.B. 1025; 112 L.T. 1053	250, 253
Ponting v. Noakes, [1894] 2 Q.B. 281; 2 Digest 65, 415; 63 L.J.Q.B. 549; 70 L.T. 842	99, 105
Port of London Authority v. Gray, [1919] 1 K.B. 65; 34 Digest 417, 3384; 88 L.J.K.B. 107; 120 L.T. 11; 11 B.W.C.C. 206	290, 292
Porthcawl U.D.C. v. Brogden, [1917] 1 Ch. 534; 26 Digest 547, 2446; 86 L.J.Ch. 393; 116 L.T. 405	400, 402

Poyser v. Minors (1881), 7 Q.B.D. 329; 13 Digest 505, 562; 50 L.J.Q.B. 555; 45 L.T. 33; 46 J.P. 84	375, 379
Produce Brokers Co., Ltd. v. Olympia Oil & Cake Co., Ltd. (1915), 21 Com. Cas. 320; <i>revers.</i> , [1918] 1 A.C. 314; 2 Digest 475, 1187; 85 L.J.K.B. 160; 114 L.T. 94	294, 297
Provincial Insurance Co. v. Morgan and Foxon, [1933] A.C. 240; Digest Supp.; 102 L.J.K.B. 164; <i>sub nom.</i> Morgan v. Provincial Insurance Co., 148 L.T. 385	574, 576
Purkis v. Walthamstow Borough Council (1934), 151 L.T. 30; Digest Supp.	301, 306
Quarman v. Burnett (1840), 6 M. & W. 499; 34 Digest 126, 966; 9 L.J.Ex. 308	99, 105
Quartz Hill Gold Mining Co. v. Eyre (1883), 11 Q.B.D. 674; 33 Digest 468, 27; 52 L.J.Q.B. 488; 49 L.T. 249	172, 174
R. v. Abbott (1903), 67 J.P. 151; 15 Digest 791, 8531	483, 484
R. v. Allison (1838), 8 C. & P. 418; 15 Digest 790, 8528	483, 484
R. v. Cassidy (1858), 1 F. & F. 79; 14 Digest 274, 2842	140, 144
R. v. Clayton (1943), unreported	334, 336
R. v. D'Eyncourt (1888), 21 Q.B.D. 109; 33 Digest 315, 321; 57 L.J.M.C. 64	522, 524
R. v. Dunkley, [1927] 1 K.B. 323; Digest Supp.; 96 L.J.K.B. 15; 134 L.T. 632	14, 17
R. v. Dyson (1823), Russ. & Ry. 523; 15 Digest 790, 8527	483, 484
R. v. Ellis, [1910] 2 K.B. 746; 14 Digest 361, 3819; 79 L.J.K.B. 841; 102 L.T. 922	14, 19, 338, 339
R. v. Firth, [1933] 3 All E.R. 783; Digest Supp.; 26 Cr. App. Rep. 148	14, 18, 338, 339
R. v. Gee, R. v. Bibby, R. v. Dunscombe, [1936] 2 K.B. 442; [1936] 2 All E.R. 89; 105 L.J.K.B. 739; 155 L.T. 31	311, 312
R. v. Haddy, [1944] 1 All E.R. 319	14, 15
R. v. Harris (Dora), [1927] 2 K.B. 587; Digest Supp.; 96 L.J.K.B. 1089; 137 L.T. 535	140, 144
R. v. Jacobs, [1944] K.B. 417; [1944] 1 All E.R. 485	334, 343
R. v. Jessop (1887), 16 Cox, C.C. 204; 15 Digest 790, 8529	483, 484
R. v. Jones & Barry U.D.C., <i>Ex p.</i> Mein (1907), 71 J.P. 326; 26 Digest 542, 2401; 96 L.T. 723	400, 402
R. v. Leckey, [1943] 2 All E.R. 665	483, 484
R. v. Nicholson (1937), unreported	140, 144
R. v. Rowton (1865), 34 L.J.M.C. 57; 14 Digest 363, 3833; 1e. & Ca. 520; 5 New Rep. 423; 11 L.T. 745	14, 17, 18
R. v. Shiel (1900), 19 Cox C.C. 507; 33 Digest 409, 1193; 82 L.T. 587	563, 564
R. v. Sprague (1899), 63 J.P. 233	172, 173
R. v. Stormonth (1897), 61 J.P. 729; 15 Digest 791, 8530	483, 484
R. v. Symonds, not reported. See The Times, Dec. 19, 1922	483, 484
R. v. Thanet & District Assessment Area Assessment Committee & Kent County Valuation Committee, <i>Ex p.</i> Isle of Thanet Gas Light & Coke Co., [1939] 2 K.B. 640; [1939] 2 All E.R. 489; Digest Supp.; 108 L.J.K.B. 515; 160 L.T. 509	37, 41, 42
R. v. Turner (1664), 6 State Tr. 565; 14 Digest 362, 3828	14, 17
R. v. Turner, [1944] 1 All E.R. 599	14, 18
R. v. Tyler and International Commercial Co., Ltd., [1891] 2 Q.B. 588; 14 Digest 30, 27; 61 L.J.M.C. 38; 65 L.T. 662	553, 554
R. v. Wattam, [1942] 1 All E.R. 178; 28 Cr. App. Rep. 80	14, 18, 338, 339
R. v. Woodhead (1847), 2 Car. & Kir. 520; 14 Digest 274, 2841	140, 144
R. and S. Trailers, Ltd., and Others, Application, <i>Re</i> (1943), 60 R.P.C. 7	145, 147
Rainham Chemical Works, Ltd. v. Belvedere Fish Guano Co., Ltd., [1921] 2 A.C. 465; 36 Digest 192, 332; 90 L.J.K.B. 1252; 126 L.T. 70	99, 101, 103, 106
Ramechurn Mullick v. Luchmeechund Radakissen (1854), 9 Moo. P.C.C. 46; 6 Digest 10, 9; <i>sub nom.</i> Radakissen and Doss v. Ramechurn Mullick, 2 C.L.R. 1664; <i>sub nom.</i> Mullick v. Radakissen, 23 L.T.O.S. 25	84, 87
Read v. Brown (1888), 22 Q.B.D. 128; 1 Digest 13, 107; 58 L.J.Q.B. 120; 60 L.T. 250	275, 278
Reddaway v. Banham, [1896] A.C. 199; 43 Digest 277, 1098; 65 L.J.Q.B. 381; 74 L.T. 289	269, 270, 271
Reid's Trustees v. Cattannach's Trustees, [1929] S.C. 727; Digest Supp.	61, 63, 71
Rhodes v. Southill Wood Colliery Co., [1909] 1 K.B. 191; 34 Digest 437, 3567; 78 L.J.K.B. 141; 100 L.T. 14; 2 B.W.C.C. 377	317, 319
Richards v. Forestal Land, Timber and Railways Co., Ltd. Robertson v. Middows, Ltd. Kahn v. W. H. Howard, Bros. & Co., Ltd., [1942] A.C. 50; [1941] 3 All E.R. 62; 110 L.J.K.B. 593; 165 L.T. 257	250, 252
Rippon, <i>In the Estate of</i> , [1943] P. 61; [1943] 1 All E.R. 676; 112 L.J. (P.) 65; 168 L.T. 357	375, 378, 383
Roberts v. Brennan, [1902] P. 143; 11 Digest 428, 326; 71 L.J.P. 74; <i>sub nom.</i> Brennan (otherwise Roberts) v. Brennan, 56 L.T. 599	368, 371
Roberts v. Roberts (1884), 13 Q.B.D. 794; 7 Digest 43, 223; 53 L.J.Q.B. 313; 50 L.T. 351	294, 299
Robertson v. Norris (1857), 1 Giff. 421; 35 Digest 502, 2332; 30 L.T.O.S. 253	75, 78
Robertson v. Petros M. Nomikos, Ltd., [1939] A.C. 371; [1939] 2 All E.R. 723; Digest Supp.; 108 L.J.K.B. 433; 160 L.T. 542	250, 252, 253
Robins & Co. v. Gray, [1895] 2 Q.B. 501; 29 Digest 19, 240; 65 L.J.Q.B. 44; 73 L.T. 252	392, 393
Robinson v. Newman (1917), 86 L.J.K.B. 814; 25 Digest 78, 78; 117 L.T. 96	545, 546
Robinson v. Shepherd (1863), 4 De G.J. & Sm. 129; 44 Digest 998, 8557; 9 L.T. 527	225, 228
Robson v. Bennett (1810), 2 Taunt. 388; 6 Digest 60, 473	84, 87, 89
Rocca v. Jones (Stanley) & Co., Ltd. (1914), 7 B.W.C.C. 101; 34 Digest 351, 2825	351, 359, 360, 361, 363, 364, 365, 366, 367
Rochfort v. Fitzmaurice (1842), 4 L. Eq. R. 375; 43 Digest 608, c	255, 260
Rolls v. Miller (1884), 27 Ch.D. 71; 43 Digest 6, 10; 53 L.J.Ch. 682; 50 L.T. 597	601, 603
Rose Smith & Co., Ltd. v. Inland Revenue Comrs. (1933), 17 Tax Cas. 586; Digest Supp.	503, 508
Rothfield v. North British Ry. Co., [1920] S.C. 805; 29 Digest 7, 72 i; 57 Sc.L.R. 661	171, 173, 177
Royal Choral Society v. Inland Revenue Comrs., [1943] 2 All E.R. 101	193, 194
Russian and English Bank and Florance Montefiore Guedalla v. Baring Bros. & Co., Ltd., [1936] A.C. 405; [1936] 1 All E.R. 505; Digest Supp.; 105 L.J.Ch. 174; 154 L.T. 602	557, 562
Russian and English Bank, <i>Re</i> , [1932] 1 Ch. 663; Digest Supp.; 101 L.J.Ch. 226; 147 L.T. 57	557, 559, 562
Russian Bank for Foreign Trade, <i>Re</i> , [1933] Ch. 745; Digest Supp.; 102 L.J.Ch. 309; 149 L.T. 65	557, 559
Rylands v. Fletcher (1868), L.R. 3 H.L. 330; 36 Digest 187, 371; 37 L.J.Ex. 161; 19 L.T. 220; <i>affg.</i> S.C. <i>sub nom.</i> Fletcher v. Rylands (1866), L.R. 1 Exch. 265	99, 101, 102, 103, 104, 105
Saddington v. Inslip Iron Co., Ltd. (1917), 10 B.W.C.C. 624; 34 Digest 272, 2307; 87 L.J.K.B. 184; 118 L.T. 138	351, 358, 367
St. Albans Rubber Co., <i>Ex p.</i> (1942), unreported	37, 42
Salaman v. Warner, [1891] 1 Q.B. 734; 30 Digest 135, 136; 60 L.J.Q.B. 624	584, 585
Salvesen (or Von Loring) v. Administrator of Austrian Property, [1927] A.C. 641; Digest Supp.; 96 L.J.P.C. 105; 137 L.T. 571	368, 369, 373, 374
Sanderson, <i>Re</i> , Sanderson v. Sanderson (1912), 106 L.T. 26; 37 Digest 457, 535	463, 468, 469