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Halsbury's Laws of England

The reference 39 Halsbury's Laws (3rd edn) 860, para 1303 refers to paragraph 1303 on page 860 of volume 39 of the third edition, and the reference 26 Halsbury's Laws (4th edn) para 577 refers to paragraph 577 on page 296 of volume 26 of the fourth edition of Halsbury's Laws of England.

Halsbury's Statutes of England

The reference 5 Halsbury's Statutes (3rd edn) 302 refers to page 302 of volume 5 of the third edition of Halsbury's Statutes of England.

The Digest

References are to the blue band replacement volumes and the green band reissue volumes of The Digest (formerly the English and Empire Digest), and to the continuation volumes.

The reference 47 Digest (Repl) 781, 25 refers to case number 25 on page 781 of Digest Blue Band Replacement Volume 47.

The reference 36(2) Digest (Reissue) 764, 1398 refers to case number 1398 on page 764 of Digest Green Band Reissue Volume 36(2).

The reference Digest (Cont Vol E) 640, 2392a refers to case number 2392a on page 640 of Digest Continuation Volume E.

Halsbury's Statutory Instruments

The reference 20 Halsbury's Statutory Instruments (4th reissue) 302 refers to page 302 of the fourth reissue of volume 20 of Halsbury's Statutory Instruments; references to subsequent reissues are similar.

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