

THE DIGEST

ANNOTATED
BRITISH,
COMMONWEALTH
AND
EUROPEAN
CASES

2nd Reissue

8 (2)

CHOSES IN ACTION

CIVIL LIABILITY

COMMONWEALTH



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In this volume, English cases reported up to 1st August, 1989, are included, and other cases are included so far as they were available in London on that date.

Abbreviations

1 ABBREVIATIONS OF REPORTS

A complete list of abbreviations used in citing Reports is to be found in Volume 1(1) pages xv–xxxiii. Additions or alterations to this list will be noted in future Supplements

2 GENERAL ABBREVIATIONS

AG	Aktiengesellschaft	DC	Divisional Court
A-G	Attorney-General	DPP	Director of Public Prosecutions
Act	Aktiengesellschaft	Dept	Department
Affd	Affirmed	Distd	Distinguished
Affg	Affirming	Div Ct	Divisional Court
Akt	Aktiengesellschaft; Aktiebolaget; Aktieselskabet	ECJ	European Court of Justice
Alta	Alberta	E Af	East Africa
Anon	Anonymous	Eccl Comrs	Ecclesiastical Commissioners
Apld	Applied	Eccl Ct	Ecclesiastical Court
Apprvd	Approved	EEC	European Economic Community
Art	Article	Ex Ch	Exchequer Chamber
Ass Tax Case	Assessed Tax Case	Ex p	Ex parte
Aus	Australia	Exch	Exchequer
BC	Borough Council	Exch Ct	Exchequer Court
BC	British Columbia	Expld	Explained
CA	Court of Appeal	Extd	Extended
CBC	Canadian Broadcasting Corporation	Fam Div	Family Division
CC	County Council	Fi fa	Fieri facias
CCA	Court of Criminal Appeal	Foldl	Followed
CCR	County Court Rules	Govt	Government
CCR	Court of Crown Cases Reserved	HC of A	High Court of Australia
CLP Act	Common Law Procedure Act	HL	House of Lords
COR	Crown Office Rules	HSI	Halsbury's Statutory Instruments
CSUC	Consolidated Statutes of Upper Canada	I of M	Isle of Man
Ca sa	Capias ad satisfaciendum	IR Comrs	Inland Revenue Commissioners
Can	Canada	Inc	Incorporated
Ch Div	Chancery Division	Ir	Ireland
Cl/cll	Clause/clauses	JJ	Justices
Co	Company	Jud Act	Judicature Act
Comrs	Commissioners	KB Div	King's Bench Division
Consd	Considered	LB	Local Board
Consist Ct	Consistory Court	LC	Lord Chancellor
Cont	Continued	LCC	London County Council
Corpn	Corporation	LG	Local Government
Ct	Court	LG Board	Local Government Board
Ct of Bkpcy	Court of Bankruptcy	LJ	Lord Justice
Ct of Ch	Court of Chancery	LJJ	Lord Justices
Ct of Eq	Court of Equity	Lieut-Gov	Lieutenant-Governor
Ct of R	Court of Review	London BC	London Borough Council
Ct of Sess	Court of Session	Ltd/Ltda/Ltee	Limited/Limitada/Limitee
Cty	County	Mags	Magistrates
Cty Ct	County Court	Man	Manitoba
		Mentd	Mentioned
		NB	New Brunswick
		NF	Not Followed
		NI	Northern Ireland
		NP/np	Nisi Prius
		NS	Nova Scotia

NSW	New South Wales	S	Section
NWP	North-West Provinces	SA	Societe Anonyme
NWT	North-West Territories	S Af	South Africa
NZ	New Zealand	S Aus	South Australia
		SC	Same Case
Ont	Ontario	SC (Name of colony following)	Supreme Court of a Colony
Ord	Order	SE	Settled Estates
Overd	Overruled	SS	Steamship
PC	Privy Council	Sask	Saskatchewan
PEI	Prince Edward Island	Sched	Schedule
QB Div	Queen's Bench Division	Sci fa	Scire facias
Qd	Queensland	Sect/s	Sections
Qu	Quaere	Soc	Society
Que	Quebec	Soc Anon	Societe Anonyme
R/r	Rule	TC	Town Council
RAF	Royal Air Force	Tas	Tasmania
RC	Rural Council		
RDC	Rural District Council	UC	Urban Council
RM	Rural Municipality	UDC	Urban District Council
RSA	Rural Sanitary Authority	UK	United Kingdom
RSC	Revised Statutes of Canada	US/USA	United States of America
RSC	Rules of the Supreme Court		
Refd	Referred	VAT	Value Added Tax
Reg	Regulation	V-C	Vice-Chancellor
Restg	Restoring	Vic	Victoria
Revsd	Reversed		
Revsg	Reversing	W Af	West Africa
Rs/rr	Rules	W Aus	West Australia
Ry Co	Rail Co or Railway Co or Railway Company	W Indies	West Indies
		YT	Yukon Territory

Meaning of terms used in classifying annotating cases

The different expressions used to describe the effect of the annotating cases have the following meanings, and the classification of the annotating cases has been done strictly in accordance with these meanings. The annotating cases are grouped according to the points in the case which they annotate; within these groups they are listed chronologically. The terms used in classifying the annotating cases are as follows:—

“Applied” (Apld) This expression is used to denote the fact that the principle of law enunciated in the annotated case has been applied to a new set of facts and circumstances in the annotating case.

“Approved” (Apprvd) This expression is used to denote the fact that the annotated case has been considered to be good law in the annotating case where the latter is in a higher court than the former.

“Considered” (Consd) This expression is used where the remarks in the annotating case are devoid of adverse criticism and merely denote the giving of more or less careful consideration to the annotated case.

“Distinguished” (Distd) This expression is used where the earlier case is not necessarily doubted, but where some essential difference (either on the facts or in law) between it and the annotated case is pointed out.

“Doubted” (Dbtd) This expression is used where the court in the annotating case without definitely going to the length of saying that the annotated case is wrong, adduces reasons which seem to show that it is not accurate.

“Explained” (Expld) This expression is used where the earlier case is not necessarily doubted, but the decision arrived at is justified or accounted for by calling attention to some point of fact or of law which is usually, but not necessarily, one not obvious on the face of the report.

“Extended” (Extd) Compare “Applied,” *supra*.

“Followed” (Folld) This expression is used to denote that the same principles of law are applied in the two cases. It does not necessarily imply that the facts are substantially identical in the two cases.

“Not Followed” (NF) Compare “Followed,” *supra*, to which it is the adverse.

“Overruled” (Overd) This expression is used where the annotating case is on substantially identical facts with the annotated case and in a higher court and the rule in the latter case is held to be wrong.

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