

THE DIGEST

ANNOTATED
BRITISH,
COMMONWEALTH
AND
EUROPEAN
CASES

26

GIFT & ESTATE
TAXATION

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The Digest

*Annotated British, Commonwealth and
European Cases*

26

1981 reissue

**Gift and Estate Taxation
Guarantee and Indemnity
Health and Safety at Work
Highways, Streets and Bridges
Hire Purchase and Consumer Credit
Housing**

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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	Cty Ct	County Court
A-G	Attorney-General	DC	Divisional Court
Act	Actiengesellschaft	DPP	Director of Public Prosecutions
Affd	Affirmed	Dept	Department
Affg	Affirming	Distd	Distinguished
Akt	Aktiengesellschaft; Aktiebolaget; Aktieselskabet	Div Ct	Divisional Court
Alta	Alberta	EC	European Communities
Anon	Anonymous	ECJ	European Court of Justice
Apld	Applied	E Af	East Africa
Apprvd	Approved	Eccl Comrs	Ecclesiastical Commissioners
Art	Article	Eccl Ct	Ecclesiastical Court
Ass Tax Case	Assessed Tax Case	EEC	European Economic Community
Aus	Australia	Ex Ch	Exchequer Chamber
BC	Borough Council	Ex p	Ex parte
BC	British Columbia	Exch	Exchequer
CA	Court of Appeal	Exch Ct	Exchequer Court
CBC	Canadian Broadcasting Corporation	Expld	Explained
CC	County Council	Extd	Extended
CCA	Court of Criminal Appeal	Fam Div	Family Division
CCR	County Court Rules	Fi fa	Fieri facias
CCR	Court of Crown Cases Reserved	Folld	Followed
CLP Act	Common Law Procedure Act	Govt	Government
COR	Crown Office Rules	HC of A	High Court of Australia
CSUC	Consolidated Statutes of Upper Canada	HL	House of Lords
Ca sa	Capias ad satisfaciendum	HSI	Halsbury's Statutory Instruments
Can	Canada	I of M	Isle of Man
Ch Div	Chancery Division	IR Comrs	Inland Revenue Commissioners
Cl/cll	Clause/clauses	Inc	Incorporated
Co	Company	Ir	Ireland
Consist Ct	Consistory Court	JJ	Justices
Cont	Continued	Jud Act	Judicature Act
Comrs	Commissioners	KB Div	King's Bench Division
Consd	Considered	LB	Local Board
Corpn	Corporation	LC	Lord Chancellor
Ct	Court	LCC	London County Council
Ct of Bkpcy	Court of Bankruptcy	LG	Local Government
Ct of Ch	Court of Chancery	LG Board	Local Government Board
Ct of Eq	Court of Equity	LJ	Lord Justice
Ct of R	Court of Review	LJJ	Lords Justices
Ct of Sess	Court of Session	Lieut-Gov	Lieutenant-Governor
Cty	County	London BC	London Borough Council
		Ltd/Ltda/Ltee	Limited/Limitada/Limitee
		Mags	Magistrates
		Man	Manitoba

Abbreviations

Mentd	Mentioned	Ry Co	Rail Co or Railway Co or Rail- way Company
NB	New Brunswick	S	Section
NF	Not Followed	SA	Societe Anonyme
NI	Northern Ireland	S Af	South Africa
NP/np	Nisi Prius	S Aus	South Australia
NS	Nova Scotia	SC	Same Case
NSW	New South Wales	SC (Name	Supreme Court of a Colony
NWP	North-West Provinces	of colony	
NWT	North-West Territories	following)	
NZ	New-Zealand	SE	Settled Estates
		SS	Steamship
Ont	Ontario	Sask	Saskatchewan
Ord	Order	Sched	Schedule
Overd	Overruled	Sci fa	Scire facias
		Sect/s	Section
PC	Privy Council	Soc	Society
PEI	Prince Edward Island	Soc Anon	Societe Anonyme
QB Div	Queen's Bench Division		
Qd	Queensland	TC	Town Council
Qu	Quaere	Tas	Tasmania
Que	Quebec		
		UC	Urban Council
R/r	Rule	UDC	Urban District Council
RAF	Royal Air Force	UK	United Kingdom
RC	Rural Council	US/USA	United States of America
RDC	Rural District Council		
RM	Rural Municipality		
RSA	Rural Sanitary Authority	VAT	Value Added Tax
RSC	Revised Statutes of Canada	V-C	Vice-Chancellor
RSC	Rules of the Supreme Court	Vic	Victoria
Refd	Referred		
Reg	Regulation	W Af	West Africa
Restg	Restoring	W Aus	West Australia
Revsd	Reversed	W Indies	West Indies
Revsg	Reversing		
Rs/rr	Rules	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, except those classified as “Referred to” which come at the end of the group and are arranged *inter se* in chronological order. 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” (Extld) 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.

Meanings of terms used in classifying annotating cases

“Referred” (Refd) This expression is used only where the annotating case deals with the point of the Digest paragraph and is without comment of any definite character on the case annotated, and where there is no delicate shade of approval or disapproval which would justify the use of any of the foregoing words.

“Mentioned” (Mentd) The cases formerly included under this expression are now omitted in order to prevent an undue increase in the bulk of the volume. They had no relevance to the paragraphs digested and were included only in order to give a complete list of all judgments in which the annotated case was mentioned. They still appear in other titles to which they are relevant.

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