

THE CANADIAN BAR REVIEW

THE CANADIAN BAR REVIEW is the organ of the Canadian Bar Association, and it is felt that its pages should be open to free and fair discussion of all matters of interest to the legal profession in Canada. The Editorial Board, however, wishes it to be understood that opinions expressed in signed articles are those of the individual writers only, and that the REVIEW does not assume any responsibility for them.

Special articles must be typed before being sent to the Editorial Board, Room 816 Ottawa Electric Building, Sparks Street, Ottawa.

Notes of Cases must be typed before being sent to Cecil A. Wright, B.A., S.J.D., Law School of Osgoode Hall, Toronto 2, Canada.

TOPICS OF THE MONTH.

ANNUAL MEETING

The Twentieth Annual Meeting of the Canadian Bar Association will be held in the City of Winnipeg on the 28th, 29th and 30th days of August, 1935. It will appear from the official Programme shortly to be issued that the Meeting will be an important and interesting one. Excellent arrangements have been made for the accommodation of the members of the Association and its distinguished guests. It is confidently expected that the attendance will be a large one.

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LEGAL EDUCATION

The question of education as related to the early training of those who seek to enter upon the study of law as well as to their later and specialized training in preparation for call to the Bar, has received a great deal of attention for some time past in Canada and the United States. It may now be said to have reached an acute stage of controversy between those who insist upon the benefit to present-day lawyers of a large measure of training in philosophy and the social sciences that are next-door neighbours of the law, and those who look upon such training as more or less negligible. It was, therefore, thought advisable to devote practically the whole space in the present number of the REVIEW to the publication of a series of articles on the

subject by writers chosen both from the ranks of the Bar and from those professionally connected with the teaching of law.

It was also deemed proper to publish the results of a very thorough enquiry into the subject made by a Special Committee of the Benchers of the Law Society of Upper Canada. Those results are embodied in a copy of the formal Report of the Committee appearing in this number.

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ANNOUNCEMENT

To the Readers of The CANADIAN BAR REVIEW :

I have asked the Canadian Bar Review Committee to allow me this space so that, as President of The Canadian Bar Association, I may express the profound regret of the Association that this is the last number of the REVIEW which will be published under the active editorship of Charles Morse, Esq., K.C., D.C.L.

Dr. Morse has been the Editor of the REVIEW since it began publication in January, 1923. The one hundred and twenty-six numbers which have been published under his editorship testify to the quality of his work and to his devotion to the highest standards of literary craftsmanship. They may properly be described as constituting a library for all of us who love the law and who love letters.

Some months ago Dr. Morse intimated that he found it necessary, by reason of his health, to relinquish his active editorial duties with the June number. The Council of the Association had no alternative but to acquiesce regretfully in his decision. I am pleased to announce, however, that Dr. Morse has consented to assist the REVIEW in a consultative and honourary capacity. It may be hoped, therefore, that many contributions from him will still bring distinction to this journal which he has edited with such skill and grace and to which he has given such ungrudging and devoted service.

On behalf of the Association, and I am sure also on your behalf, I express to him our gratitude and our hope that he will think of us as his affectionate and loyal friends.

ISAAC PITBLADO,
President.

Winnipeg, June, 1935.

**The foregoing announcement by the President of the Canadian Bar Association informs all who are interested in the affairs of the REVIEW that I am retiring from its active editorship with the publication of the present number. In the year 1922 I esteemed it a great honour to be invited by the late Sir James Aikins, K.C., then President of the Association, to assume the chief editorial control of the REVIEW beginning with the publication of its first number in January of the following year. For twelve years and more I have been privileged to exercise that control, and while it has entailed upon me the exacting duties inevitably associated with the occupancy of an editorial chair, I can truthfully say that the pleasure it has given me has largely outweighed the attendant pains.

While I am deeply moved by Mr. Pitblado's very generous words of appreciation, I cannot allow myself to overlook the fact that whatever measure of distinction the REVIEW has achieved in the field of legal journalism is due to the excellence, both in frame and substance, of the matter appearing in its pages from month to month as the product of other pens than mine.

The REVIEW had its birth, and has so far run its course, in a period of social transition from an epoch whose twilight has faded to an epoch still in its dawn. Naturally such a period is one when men turn with disgust from the mistakes of the past and demand in their haste freedom to reconstruct the whole frame-work of society, instead of seeking to refashion only such portions of it as are incapable of meeting the needs of the present time. They fail to see the spectre of anarchy that stalks behind the unrest and unreason of all epochal changes in human history. Even the Law—the social instrument for safe-guarding those principles of liberty and order which civilization has slowly formulated for its well-being throughout the ages—is attacked as inefficient, if not wholly obsolete, both in theory and administration. During this trying period the REVIEW has sought to remind all who have had access to its pages that, if Canada as a nation is to endure, the Law and its administrative machinery must be jealously guarded against the invasions of the bureaucrat and the foolishness of those who maintain that justice can be made to prevail between man and man without recourse to organic means for enforcing its observance. Moreover, the REVIEW has not failed to point out that the two systems of Law prevailing in Canada can be adjusted to all the sane and reasonable reforms demanded by the present age without any great structural disintegration. Both of them have weathered the storm and stress of national crises in days of the past, and

what they have so done they can do again. If the official organ of the Canadian Bar Association has done no more than make this manifest it has at least fulfilled in some measure the hopes of those responsible for its foundation.

I have had the continuous support and encouragement of the members of the Association throughout the whole period that I have served them in my editorial capacity, and both to them and to those who have the while informed and charmed the readers of the REVIEW by their writings, I extend my sincerest thanks.

That I should be asked by the Council of the Association to continue my personal touch with the REVIEW in a consultative capacity is a matter of great pleasure and satisfaction to me. The spirit which infuses such a request furnishes one of the many proofs I have had in my professional experience that to be called to the Bar is to be called to the companionship of men possessing an instinct for friendship of the truest kind.

CHARLES MORSE.

Ottawa, June, 1935.
