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DUBLIN



THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXX, No. 1.]

MAY, 1936.

[FOR CIRCULATION
AMONGST MEMBERS

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ANNUAL SUBSCRIPTIONS.

Members are reminded that their Annual Subscriptions to the Society became due on the first day of May, as follows:—

Dublin members of more than three years' standing	£1	0	0
Country members of more than three years' standing who desire to be entitled to vote at election of Ordinary Members of the Council	1	0	0
Other Country members	0	10	0
All members who have been admitted to the profession less than three years	0	10	0

HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society will be held in the Solicitors' Buildings, Four Courts, on Monday, 18th May, at half-past two o'clock, p.m.

MEETING OF THE COUNCIL.

23rd April.

Twenty-nine members present.

Broadcasting.

A letter to the President from the Director of Broadcasting in reference to proposed talks on legal matters was referred to the Privileges Committee for consideration.

Money on Joint Deposit.

A letter was read from a country member in reference to dealing with money on joint deposit in response to Estate Duty Office enquiries, and a direction given that further information should be obtained.

Town Tenants (Occupation Tenancies) Tribunal.

In reply to an enquiry from the Secretary of the Town Tenants (Occupation Tenancies) Tribunal, it was resolved to state that at present the Council did not intend to submit any evidence.

OBITUARY.

MR. THOMAS GILSENAN, Solicitor, died on the 10th April, 1936, at his residence, Sugar Loaf, Belturbet, Co. Cavan.

Mr. Gilsonan was admitted in Trinity Sittings, 1889, and practised at Belturbet up to 1926, when he was appointed County Registrar for the County of Cavan.

MR. JAMES FITZGERALD, Solicitor, died on the 11th April, 1936, at Dublin.

Mr. Fitzgerald served his apprenticeship with the late Mr. Thomas W. Fitzgerald, Dublin; was admitted in Hilary Sittings, 1914, and practised formerly as a member of the firm of D. & T. Fitzgerald, 20 St. Andrew Street, Dublin, and latterly as Law Agent to the Hibernian Bank, Ltd., at 27 College Green, Dublin.

MR. JOHN McDOWELL, Solicitor, died on the 13th April, 1936, at London.

Mr. McDowell served his apprenticeship with his uncle, the late Sir Alexander McDowell, Belfast; was admitted in Hilary Sittings, 1899, and practised at Belfast up to 1903, when he retired.

MR. WM. J. CLERKE, Solicitor, died on the 17th April, 1936, at his residence, Square, Mountmellick.

Mr. Clerke served his apprenticeship with Mr. Patrick O'Leary, Bantry; was admitted in Michaelmas Sittings, 1918, and practised at Mountmellick.

MR. JAMES R. LYNN, Solicitor, died on the 20th April, 1936, at Clones.

Mr. Lynn served his apprenticeship with Mr. William S. McDermott, Londonderry; was admitted in Michaelmas Sittings, 1912, and practised at Clones under the style of Parke & Co.

MR. JAMES FOLEY, Solicitor, died on the 26th April, 1936, at Monkstown, Co. Cork.

Mr. Foley was admitted in Hilary Sittings, 1883, and practised at 86 South Mall, Cork, as a member of the firm of Foley & Emerson, up to 1921, when he retired.

MR. WILFRID L. BARLEE, Solicitor, died on the 28th April, 1936, at Dublin.

Mr. Barlee served his apprenticeship with his father, the late Mr. Arthur L. Barlee, and the late Mr. Henry F. Martley, Dublin; was admitted in Michaelmas Sittings, 1898, and practised under the style of Martley and Barlee, at 30 Westland Row, Dublin.

MR. EDWARD T. RICHARDS, Solicitor, died on the 29th April, 1936, at Edinburgh.

Mr. Richards served his apprenticeship with Mr. Henry C. Roper, Dublin; and was admitted in Easter Sittings, 1924.

LEGAL APPOINTMENT.

Mr. John P. Dowd, Solicitor, Cootehill, has been appointed County Registrar for the County Cavan, in room of the late Mr. Thomas Gilsenan.

PROFESSORSHIP OF REAL PROPERTY, EQUITY AND CONVEYANCING.

The Council will, on Thursday, 2nd July, 1936, elect a Professor of Real Property, Equity and Conveyancing to the Society, in room of Mr. Joseph S. Geraghty, Barrister-at-law, whose term of office will expire at the end of Trinity Sittings. The newly-elected

Professor will enter upon his duties next October. The appointment will be made for one year, and the person appointed will be eligible for re-appointment for each of the four succeeding years. A candidate for the Professorship must be either a Barrister or a Solicitor, and intending applicants are requested to send their applications before the 10th June to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin.

The Professor will be required to deliver forty-two lectures in the year, between the months of September and July, and to conduct *viva voce* examinations on the subjects of the lectures. The lectures are delivered on Tuesdays and Fridays from 2.15 p.m. to 3.15 p.m.

Enquiry for further particulars should be addressed to the Secretary.

LIBRARY.

A rule has been made by the General Council of the Bar prohibiting the borrowing from the Bar Library by its members of books for their use in the Circuit Courts. In consequence of this rule country members of the Incorporated Law Society have been giving written authority to counsel to borrow in the name of the member from the Society's Library such books as counsel may require for use in Court in a case in which he may be about to appear for the member in a Circuit Court. This practice has caused much inconvenience in the management of the Society's Library, particularly in reference to volumes of Reports. The Bar Library contains as many as three and four sets of various Law Reports. The Society's Library contains one set of each of its Reports.

The Council of the Bar was requested by the Council of the Society to reconsider its rule but refused to do so, and in consequence the Council of the Society has found it necessary to make the following regulation: The Council directs that no book be lent out of the Society's Library for the use of Counsel.

The Council desires that members of the Society, both City and Country, may be assured that this regulation will not interfere with the borrowing of books by members of the Society for their personal use.

LAND REGISTRY

The Council has been informed, in reply to an enquiry on the subject, that a regulation has been made under which returnable documents lodged in the Central or Local Offices of the Land Registry have to be taken up by a personal call at the office, and will not be returned by post as heretofore. This change has been made owing to the heavy expense involved in the postage of returnable documents.

In any case in which the Solicitor concerned remits the necessary postage his documents will be returned to him by post, as hitherto.

EXAMINATION RESULTS.

At the Preliminary Examination for intending apprentices, held on the 6th and 7th April, the following passed the examination, and their names are arranged in order of merit :—

1. Oliver G. Fry.
2. Thomas N. Lynam:
3. John D. May.
4. Hugh B. Ward.
5. John A. C. Kieran } equal
- Brendan J. Lynch } equal
7. Albert E. Ashton } equal
- Thomas P. Walsh } equal
9. Anthony W. L. Chapman.
10. Patrick J. Nutley.

Thirteen candidates attended : ten passed, three failed.

Legal Practitioners (Qualification) Act, 1929.

The following passed a "First Examination" in Irish under the above Act, held on 3rd April :—

- John F. V. Arnold.
- Patrick V. Boland.
- Daniel A. Coghlan.
- James T. N. Conway.
- Thomas G. Crotty.
- Eamon J. Crowley.
- Donald Cullen.
- Thomas J. V. Cullen.
- Dermot S. Dunleavy.

- Michael J. Egan.
- Alexis J. Fitzgerald.
- Peter L. M. Gibson.
- John B. Jermyn.
- Patrick J. B. Keane.
- Charles Kelly.
- Matthew J. Lardner.
- Henry B. Linehan.
- Daniel Lynch.
- Patrick J. Morrissey.
- Patrick J. Nutley.
- Joseph P. O'Connell.
- Denis J. Quinlan.
- Alexander C. P. Ross.
- Peter P. Taaffe.
- Hugh B. Ward.
- Kevin T. White.
- Paul G. C. L. Whitsitt.

Thirty-four candidates attended : twenty-seven passed, seven failed.

The following passed a "Second Examination" in Irish under the above Act, held on 3rd and 4th April :

- Michael C. Beatty.
- Fergus P. Britton.
- Patrick J. Chambers.
- Desmond A. Houlihan.
- Sighle MacBride.
- Brian S. Murphy.
- Eleanor C. Murray.

Ten candidates attended : seven passed, three failed.

At the Final Examination for apprentices to Solicitors held on the 1st and 2nd April, the following passed the examination, and their names are arranged in order of merit :—

1. John H. Sides, B.A., T.C.D. } equal
- William Synnott, B.A., N.U.I. } equal
3. John A. Shee.
4. Thomas J. Kirwan.
5. John D. Guinan.
6. Liam J. Lysaght.
7. Patrick Fitzgibbon, B.A., N.U.I.
8. Myles P. Gavagan.
9. Desmond L. McAllister.
10. James E. F. Dargan, B.A., N.U.I.

11. Patrick M. O'Dwyer.
12. Matthew J. Nagle, B.A., N.U.I.
William P. Roper, B.A., T.C.D. } equal
14. William B. Fawsitt.
15. Esmonde T. White, B.A., N.U.I.
16. Ernest O. Knapp, B.A., T.C.D.
17. Margaret Carey.
18. Charles W. Grove-White,
B.A., T.C.D.
Frederick W. J. Koenigs,
B.A., T.C.D. } equal
20. Alfred M. Smith, B.A., T.C.D.
Stella M. B. Webb, B.A., T.C.D. } equal
22. Patrick J. Neilan, Jun.
23. George C. Graham.
24. Francis A. J. O'Hare.
25. Kevin G. Keohane, B.A., N.U.I.
26. Patrick J. Shanley.
27. James D. Kearns.
28. Patrick J. G. Keys, B.A., N.U.I.
29. Marie O'Neill.
30. Joseph F. Delany.
31. James Leeney, Jun.
32. Roderick J. Tierney, B.A., T.C.D.
33. Donal J. Delany.
34. Patrick J. Walsh.
35. Charles B. Phillips.
36. Dermot V. Fitzgerald.

37. James R. C. Green, B.A., T.C.D.
38. Donal McClement.
39. John B. Farrell.
40. Una M. Treacy.
41. Mary T. McCarroll
Richard O'Brien, Jun. } equal
43. Arthur J. Nix.
44. Raymond G. Kenny.
45. Percy J. MacGrath.

Sixty-seven candidates attended: forty-five-passed, twenty-two failed.

The Council awarded Silver Medals to John H. Sides, B.A., T.C.D.; William Synnott, B.A., N.U.I., and John A. Shee; and Special Certificates to Thomas J. Kirwan, John D. Guinan, Liam J. Lysaght, and Patrick Fitzgibbon, B.A., N.U.I.

INTERMEDIATE EXAMINATION.

An Intermediate Examination will be held on Tuesday, 9th June. Notice of intention to attend should be lodged in the Secretary's Office not later than 19th May.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin, N.W.S.



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HALF-YEARLY GENERAL MEETING

A Half-yearly General Meeting of the Society was held on Monday, 18th May, at the Solicitors' Buildings, Four Courts, Dublin, the President (Mr. Michael E. Knight) in the chair.

The following members were also present : Messrs. E. J. Mallins (Vice-President), P. R. Boyd, W. Gordon Bradley, E. F. Collins, T. H. R. Craig, Charles Laverty, Sean O hUadhaigh, P. F. O'Reilly, A. H. S. Orpen, P. Seales, C. G. Stapleton, Basil Thompson, C. St. G. Orpen, T. A. Ireland, P. Glynn, E. J. Kenny, J. P. Lonan Murphy, S. M. McAuliffe, R. J. Dodd, T. D. McLoughlin, C. J. Joyce, C. T. Blair White, J. D. Hollinger, H. E. M. Wolfe Flanagan, C. J. Gore-Grimes, D. Moran, B. J. Seales, J. G. O'Connor, James J. Hickey, James J. O'Connor, L. G. C. Lett, P. C. Moore, J. P. J. Smyth, T. Jackson, A. E. Walker, and R. G. Kenny.

The Secretary read the notice convening the meeting and the minutes of the Half-yearly General Meeting held on the 26th November, 1935, the latter of which were signed by the President.

On the motion of Mr. Mallins, seconded by Mr. Peter Seales, the following resolution was unanimously adopted :—

“ That Mr. T. A. Ireland, Mr. P. Glynn and Mr. A. E. Prentice be appointed Auditors of the Society's Accounts for year ending 30th April, 1936.”

The President nominated the following members to be Scrutineers of Ballot for election of Council, to be held on 23rd November next :—Mr. F. G. Sharpe, Mr. H. G. Sweetman, Mr. H. H. Maxwell, Mr. Desmond J. Collins, and Mr. Thomas Jackson.

THE PRESIDENT, addressing the meeting, said :—

Since our last half-yearly meeting I regret to say we have lost many members of our profession by death. Some of these gentlemen were so closely connected with the work of our Society that it is due to their memory I should make a special reference to them. Mr. Joseph MacDermott was a member of the Council from 1912 to 1928, and filled the office of President in the year 1922-1923. Up to his death he was Chairman of the Solicitors' Benevolent Association, in which he took a deep interest. Mr. Earle Bland was a member of the Council from 1892 to 1912 and a Vice-President in the year 1897-98. Mr. Philip O'Sullivan was one of the most prominent of our country members. He filled the office of Vice-President in 1933-34, and was a member of the Council from 1929 up till his death. He was held in the highest regard by all who knew him, and his death is sincerely mourned by his colleagues on the Council. Mr. William Murphy, of Cork, was one of the oldest members of our profession, and was an extra-ordinary member of the Council from 1924 to 1930. Mr. Sutton and Mr. William

Henry had also served on the Council. We have also to deplore the loss of Mr. Raymond French, who for many years acted as one of our Scrutineers. Mr. H. F. Leachman might well be described as the "grand old man" of our profession, having been admitted so far back as the year 1859, and when he retired in 1927 had been in practice for the long period of 68 years. Mr. Reginald Dix has recently passed away; he was a regular and honoured attendant at our general meetings.

To the relatives of all those who have passed away during the last half-year we offer our sincere sympathy.

During the past few months 26 Solicitors have joined our Society, and while we welcome this addition, I would again earnestly repeat the plea so often made by my predecessors in office: that every practising Solicitor should become a member of our Society. In my opinion they owe it as a duty to do so, and thereby strengthen the hands of the Council which is constantly engaged in safeguarding and watching over the interest of the profession as a whole. Membership of our Society confers many benefits, and to those who have held aloof I would say in all earnestness: does not loyalty to your profession demand that you should co-operate with your professional brethren? There must be, roughly speaking, 400 practising Solicitors who have not so far joined the Society, and I earnestly appeal to them to do so. To put forward only one aspect of the case: is it reasonable that our Society should be constantly engaged in protecting the interests of those who, while deriving the benefits which accrue, do not join the Society. I appeal specially to country practitioners, first, because they as a body are well represented on the Council; and secondly, the extended jurisdiction conferred by Circuit and District Courts calls for, I may say, unceasing watchfulness on many subjects affecting the country practitioner. May I in this connection take the opportunity of saying that the utmost harmony and co-operation exists amongst the members of our Council, and as a country practitioner pay a well-deserved tribute to the valuable contribution which the Dublin practitioners who are members of the Council

make to the work of that body. This, no doubt, is only what one would expect, but I think, for the information of country members, it should be recognised and gratefully acknowledged.

During the past months the Courts of Justice Bill has been receiving the careful consideration of our Council. It has passed the Committee stage, and we can now look forward to its coming into force with what we believe will be resultant benefit to both the public and our profession. The amendments and suggestions offered by your Council have been favourably received, and we believe that they will tend to changes for the better in many directions.

In these days when personal injuries cases resulting from motor accidents occupy so much of the time of our Courts, I may refer to a matter of some importance to our profession in regard to obtaining information from doctors attached to public hospitals as to the nature and extent of injuries sustained by a person who is a patient there, without the consent of the injured person. The Medical Council have laid down—and, I think, quite rightly—as a matter of etiquette, that a doctor should not without the patient's consent disclose any information, and that there should be established complete confidence between one who receives and one who renders the service.

The provision of absolutely essential law books necessitated by changes in law and practice still continues to engage the earnest attention of the Council, and a Special Committee is dealing with the question. It was hoped that the various interests affected—the Government, the Bar and Universities—would co-operate with the Solicitors, but it is regrettable to find that there does not appear any prospect of this hope being realised. To write and publish even one of the many necessary books is an expensive undertaking, and we are at present considering and taking steps to ascertain what financial support may be expected from our own profession, which, apart from private enterprise, seems likely to be left to bear the burden alone. I am, however, glad to say that I understand some public-spirited members of the Bar are either actually at work or contemplate the high

adventure of putting on the market two at least most necessary legal text-books. Without presuming to criticise the Government, I think I am justified in saying that public funds have been devoted to matters of less importance.

Many matters affecting the profession as a whole have come under the consideration of the Council in the past half-year, and have been carefully considered and appropriate action taken, and I may here say that the Council is always most ready to consider all questions of importance to the profession and the public to which attention is drawn by our members. While on matters to which the attention of the Council is drawn by correspondents are in the great majority questions involving points of general interest, we do occasionally find that we are expected to interfere in matters entirely outside the purview of the Council. Practitioners may rest assured that the Council will always gladly consider and give careful attention to all matters of general interest to the profession and the public. May I just add that the work of our Society is by no means confined to the interests of our profession alone, as past experience goes to prove that while safeguarding our own interests—for which, no doubt, we primarily exist—we can, and do, at the same time in many ways watch over the public interest.

As a result of the Final Examination held last month 45 candidates have qualified as Solicitors, and if you add to this 34 at the October Final, you have 79 new Solicitors qualified within a few months. While I heartily congratulate these successful candidates and wish them every success in life, it seems to me desirable that I should sound a word of warning to parents and guardians who have the responsibility of selecting careers for our young people. It must be remembered that these Solicitors nowadays are qualified only to practice in the Free State, and I think every-day experience shows that there is a danger that if we proceed at the present rate the profession will ere long be overcrowded, and that after a long period of study and considerable outlay the opportunities of earning a livelihood may be sadly lacking. The popular idea that our profession is an easy

road to a comfortable living, and in many cases affluence, has long since been exploded, and I would in all good faith say to those who contemplate entering the Solicitors' profession: "Look before you leap." I realise that in saying this I leave myself open to the charge that existing members view with concern the growth of the profession from a selfish point of view. Nothing could be further from my mind, and I sound the warning that young people may, before embarking on a long and expensive course of training, carefully consider what prospects are available for them to earn a living.

I desire to voice the feelings of our profession on the approaching retirement of three prominent and well-known officials connected with the High Court—Master Denning, Mr. Healy and Mr. Hollinshead. The first-named, a member of our own profession, filled with great distinction and satisfaction the position of Senior Taxing Master for many years. The discharge of his duties brought him into daily contact with Solicitors, and nothing could exceed the efficiency and courtesy with which his duties were discharged. Mr. Healy for years filled with the greatest ability and satisfaction the position of Examiner, and to him also our profession is under a debt of gratitude for unflinching courtesy and assistance, while Mr. Hollinshead occupied the highly responsible position of Official Assignee with great distinction. These gentlemen leave behind them a high record, and we sincerely wish them many happy years to enjoy the rest and leisure they have so well earned.

I would like, in conclusion, to pay a well-merited tribute to the care and attention with which my colleagues on the Council watch over your interests; to the courtesy I have received from those officials with whom my duties have brought me in contact, while nothing can exceed the helpfulness and guidance which I have received from our esteemed Secretary, whose long experience and knowledge coupled with his well-known courtesy and patience is now, as always, an unflinching support to the person who occupies the office of President.

The meeting then terminated.

MEETING OF THE COUNCIL.

14th May.

Twenty-four members present.

Dublin Circuit and District Courts Bar Association.

A letter was read from the Honorary Secretary of the Association requesting, by direction of his committee, the permission of the Council to hold the meetings of the Association in the Law Society's premises.

The Council granted the request.

Government Legal Appointments.

A letter was read from the Honorary Secretaries of a standing committee (on legislation affecting women) of the National Council of Women in Ireland, drawing attention to a Government notice inviting applications from Barristers and Solicitors for the position of legal assistant in the office of the Commissioners of Charitable Donations and Bequests, for which position preferential status as to salary is prescribed by the notice to be given to a man. The letter invited the Council to express its disapproval of this distinction between men and women. The Council directed a reply expressing its disapproval of any preferential status as to salary being given to a man in this appointment.

OBITUARY

MR. ERNEST REGINALD McC. DIX, Solicitor, died on the 2nd May, 1936, at his residence, Coolevin, Rathfarnham, Dublin.

Mr. Dix served his apprenticeship with his father, the late Mr. Henry T. Dix, Dublin; was admitted in Easter Sittings, 1879, and practised as a member of the firm of Henry T. Dix & Sons, at 24 Clare Street, Dublin.

MR. PAUL A. BROWN, Solicitor, died on the 3rd May, 1936, at Dublin.

Mr. Brown was admitted in Trinity Sittings, 1882, and practised at Carlow up to 1934, when he retired.

MR. EDWARD COOKSEY, Solicitor, died on the 3rd May, 1936, at his residence, 13 Shrewsbury Gardens, Belfast.

Mr. Cooksey served his apprenticeship with the late Mr. Albert J. Lewis, Belfast; was admitted in Easter Sittings, 1904, and practised at 59 Royal Avenue, Belfast.

MR. GRAHAM A. GOOLD, Solicitor, died on the 3rd May, 1936.

Mr. Goold was admitted in Trinity Sittings, 1884, and practised at 50 Grand Parade, Cork.

MR. JAMES A. HENDERSON, Solicitor, died on the 6th May, 1936, at Dundrum, County Dublin.

Mr. Henderson was admitted in Michaelmas Sittings, 1887, and practised at 43 Dame Street, Dublin.

MR. JAMES MULCAIR, Solicitor, died on the 10th May, 1936.

Mr. Mulcair was admitted in Hilary Sittings, 1882, and practised at Loughrea, Co. Galway.

MR. HERBERT MALLEY, Solicitor, died on the 11th May, 1936, at Dublin.

Mr. Malley was admitted in Michaelmas Sittings, 1881, and practised at 32 Nassau Street, Dublin.

NEW MEMBERS.

The following have joined the Society:—

John G. J. Colman, 12 Lower Ormond Quay, Dublin.

Andrew A. Donnelly, Navan.

Hubert E. M. W. Flanagan, 29 Molesworth Street, Dublin.

Raymond A. French, 32 Nassau Street, Dublin.

Christopher J. Gore-Grimes, 6 Cavendish Row, Dublin.

Dominick H. Kearns, Portumna.

Martin Kelly, Kilkenny.

Raymond G. Kenny, 24 Eustace Street, Dublin.

Thomas M. A. Lynch, Ennis.

William B. Montgomery, 17 Suffolk Street, Dublin.

Dermot McGillicuddy, 30 Kildare Street, Dublin.

Dermot G. O'Donovan, 13 William Street, Limerick.

Miss Maire O'Neill, 71 Middle Abbey Street, Dublin.

INTERMEDIATE AND FINAL EXAMINATIONS, 1937.

The list of books recommended to be read for these examinations can be obtained in the Secretary's office.



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Vol. XXX, No. 3]

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MEETING OF THE COUNCIL.

11th June.

Twenty-five members present.

Death of Mr. Toomey.

The Council passed a resolution expressing deep regret at the death of their colleague, Mr. Henry K. Toomey, and conveying to his widow and his daughter sympathy in their bereavement.

Proceedings against the State.

Correspondence received from a member in reference to the procedure for obtaining the fiat of the Attorney-General permitting proceedings being instituted against a Minister of State was referred to the Privileges Committee.

OBITUARY.

MR. EDMUND J. DUGGAN, Solicitor, died on the 6th June, 1936, at Dun Laoghaire, Co. Dublin.

Mr. Duggan served his apprenticeship with the late Mr. Thomas F. Monks, Dublin; was admitted in Hilary Sittings, 1914, and practised as a member of the firm of Duggan and O'Reilly at 66 Dame Street, Dublin, up to 1933, when he retired.

MR. HENRY K. TOOMEY, Solicitor, died on the 7th June, 1936, at his residence, Offaly House, Athy, Co. Kildare.

Mr. Toomey served his apprenticeship with the late Mr. John K. Toomey, Dublin; was admitted in Trinity Sittings, 1896, and practised

at Athy. He was a member of the Council of the Society from 1924, to date, and was a Vice-President of the Society during the year 1928-29.

MR. JOHN F. ENNIS, Solicitor, died on the 7th June, 1936, at 80 Lower Leeson Street, Dublin.

Mr. ENNIS served his apprenticeship with the late Mr. Samuel Boxwell, Dublin; was admitted in Hilary Sittings, 1898, and practised at 9 Lower Sackville Street, Dublin, up to 1903, when he was appointed an official of the Irish Land Commission.

MR. JOHN TRACY, Solicitor, died on the 10th June, 1936, at his residence, Newtown-cunningham, Co. Donegal.

Mr. Tracy served his apprenticeship with the late Mr. James Toland, Londonderry; was admitted in Trinity Sittings, 1897, and practised at Londonderry and Newtown-cunningham.

SIR F. HENRY MILLER, Solicitor, died on the 16th June, 1936, at his residence, "Hinton," Londonderry.

Sir Henry was admitted in Trinity Sittings, 1888, and practised at Londonderry. He held the offices of City Solicitor and Town Clerk of the City and County Borough Council of Londonderry.

NEW MEMBERS.

The following have joined the Society :—

- Francis Connolly, 4 Chancery Place, Dublin.
 Bernard d'Arcy, 102 Grafton Street, Dublin.
 Donal J. Delany, 33 Bachelor's Walk, Dublin.
 Dermot V. Fitzgerald, 63 Lr. George's Street, Dun Laoghaire.
 Raymond A. French, 32 Nassau Street, Dublin.
 John W. Gentleman, 15 Molesworth Street, Dublin.
 Raymond G. Kenny, 24 Eustace Street, Dublin.
 Joseph S. Martin, 128 Lr. Baggot Street, Dublin.

APPOINTMENTS.

Mr. John J. Walsh has been appointed State Solicitor for County Clare.

Mr. James M. Seales has been appointed Solicitor to the Hibernian Bank, College Green, Dublin.

Mr. Patrick J. Kiely has been appointed Solicitor to the Agricultural Credits Corporation, Ltd., 2 Merrion Square, Dublin.

Mr. James P. Kennedy, Solicitor, has been appointed a Taxing Master.

Mr. Joseph F. Shields, Solicitor, has been appointed a temporary Examiner of Title in the Irish Land Commission.

Mr. Frederick J. Mangan, Solicitor, has been appointed a temporary Examiner of Title in the Irish Land Commission.

Mr. Joseph S. Martin, Solicitor, has been appointed legal assistant in the office of the Commissioners of Charitable Donations and Bequests.

EXCESS PROFIT DUTY.

On the suggestion of a member of the Council attention is drawn to Section 38 of the Finance Act, 1933.

The Section reads as follows :—

38.—(1) Any person owning (whether beneficially or in a fiduciary capacity) a trade or business in respect of which excess

profits duty is or may be charged or chargeable, or having a power of sale over any such trade or business may apply to the Revenue Commissioners for such certificate as is hereinafter mentioned, and, if the Revenue Commissioners are satisfied that such person has agreed to sell such trade or business but has not completed such sale or that such person *bona fide* intends as soon as conveniently may be to sell such trade or business and the Revenue Commissioners are also satisfied that the facts in relation to the charge and payment of excess profits duty in respect of such trade or business for every accounting period justify them in so doing, the Revenue Commissioners shall issue to such person a certificate signed by an officer of the Revenue Commissioners duly authorised in that behalf by them, certifying either (as the case may require) that no excess profits duty is chargeable in respect of such trade or business or that all excess profits duty chargeable in respect of such trade or business has been paid.

(2) A certificate issued under this section shall discharge any purchaser for valuable consideration in money or money's worth of the trade or business to which such certificate relates from the person to whom such certificate was issued and all persons deriving title to such trade or business from or through such purchaser from all claims for excess profits duty in respect of such trade or business, and shall (save in case of fraud by the person to whom such certificate was issued or failure by him to disclose material facts) also discharge such person and all persons deriving title to such trade or business from or through him otherwise than for valuable consideration in money or money's worth from (as the case may be) all claims or any further claim for excess profits duty in respect of such trade or business.

LAND REGISTRY.

The Council has been requested to draw the attention of Solicitors, when lodging in the Land Registry documents for registration accompanied by a land certificate, to the importance of stating in writing that the certificate is to be returned to a named Solicitor, as Solicitor for the registered owner, or deposittee, as the case may be.

RULES OF THE SUPREME COURT, NORTHERN IRELAND.

There has been issued, as a Stationery Office publication, a volume containing the Rules of the Supreme Court, Northern Ireland, dated March 13th, 1936, made in lieu of the rules then in force. The volume contains 908 pages, and the price is twenty-one shillings net.

EXAMINATION RESULT.

At the Intermediate Examination for apprentices to Solicitors held upon the 9th June the following candidates passed the examination:—

Passed with Merit.

1. Moira O'Sullivan.
2. Thomas J. Branigan.
3. Francis W. Hutchinson.
4. William McCarthy.
5. Matthew MacNamara.
6. Cyril A. Boyle.
7. Francis X. Mulligan.
8. Martin T. Butler.
9. Desmond M. J. Early.
10. John McMahon.

Passed.

Thomas P. Burke.
Edward H. Byrne.

Walter E. Carroll.
John Carrigan.
Philip V. Clarke.
Dora C. M. Corrigan.
Bernard Daly.
Richard J. Elgee.
Eugene P. Finn.
Eileen M. M. Forde.
Dermott G. Hennessy.
Pátrick B. McCarthy.
Joseph McCartney.
Jane T. McGowan.
John P. Mangan.
William A. Menton.
William T. Moran.
Michael M. Neary.
John J. O'Dwyer.
Patrick F. Ryan.
Andrew G. Sheedy.
William J. Sweeney.
Alphonsus J. R. Tarrant.
James H. West.
John A. Woods.
Frederick J. Wright.

Forty-eight candidates attended: thirty-six passed: twelve failed.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin, N.W.8.



THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXX, No. 4]

AUGUST, 1936

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AMONGST MEMBERS

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THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXX, No. 4]

AUGUST, 1936

[FOR CIRCULATION
AMONGST MEMBERS

MEETINGS OF THE COUNCIL.

2nd July.

Twenty-four members present.

Professorship.

The Council elected Mr. Arthur G. Quirke, B.A., LL.B., T.C.D., Solicitor, to be Professor of Equity, Real Property and Conveyancing to the Society, in room of Mr. Joseph S. Geraghty, Barrister-at-law, whose term of office has expired.

23rd July.

Twenty-four members present.

District Court Procedure.

In reply to a letter from a member, the Council expressed the opinion that in the case of the death of the Solicitor who has issued and served a civil process on behalf of a client, notice of change of Solicitor should be served before the new Solicitor for plaintiff proceeds.

Proceedings against the State.

A report from the Privileges Committee in reference to the procedure for obtaining the fiat of the Attorney-General permitting proceedings being instituted against a Minister of State was adopted, and the letter on the subject suggested by the Committee was directed to be written.

OBITUARY.

MR. PATRICK HOGAN, Solicitor, died on the 14th July, 1936, at Aughrim Bridge, Co. Galway.

Mr. Hogan served his apprenticeship with the late Mr. R. A. Macnamara, Dublin; was admitted in Michaelmas Sittings, 1914, and practised at Ballinasloe.

MR. EDWARD WHITE, Solicitor, died on the 15th July, 1936, at Folkestone, Kent.

Mr. White served his apprenticeship with the late Mr. William Fry, Dublin; was admitted in Trinity Sittings, 1883, and practised as a member of the firm of White and Meares at 41 St. Stephen's Green, Dublin.

Mr. White was a member of the Council of the Society from 1896 to 1908, and was a Vice-President of the Society during the year 1901-2.

MR. JOHN H. B. GUNNING, O.B.E., Solicitor, died on the 15th July, 1936, at Belfast.

Mr. Gunning served his apprenticeship with the late Mr. W. J. Venables, Cookstown, and was admitted in Michaelmas Sittings, 1898. From 1899 till 1921 he was on the staff of the Solicitor of the Inland Revenue, Dublin, and from 1921 until his death he was Solicitor to the Ministry of Finance in Northern Ireland.

MR. BERNARD B. HOY, Solicitor, died on the 15th July, 1936, at his residence, Mount Royal, Dungannon.

Mr. Hoy served his apprenticeship with his father, the late Mr. John Hoy, Dungannon; was admitted in Michaelmas Sittings, 1919, and practised as a member of the firm of John Hoy, Son, and Murphy, at Dungannon.

MR. G. HUBERT B. KENNEDY, Solicitor, died on the 22nd July, 1936.

Mr. Kennedy served his apprenticeship with his father, the late Mr. Frederick Kennedy, Dublin; was admitted in Easter Sittings, 1901, and practised as a member of the firm of Kennedy & Son, at 4 Lower Ormond Quay, Dublin, up to 1925, when he retired.

APPOINTMENT.

Mr. Frederick C. MacNeice, Solicitor, has been appointed Solicitor to the Ministry of Finance in Northern Ireland, in succession to the late Mr. J. H. B. Gunning.

COURTS OF JUSTICE BILL, 1934.

This Bill, which has been amended on re-committal, now awaits its report stage.

INTERMEDIATE EXAMINATION.

The Council has amended Regulation 14 of the Regulations of 6th October, 1927, and the Regulation as amended comes into operation in June, 1937. The following is the Regulation in its amended form :—

14. The Intermediate Examination shall be on the following subjects, namely :—

The Law of Contract.

The Law of Tort.

Elements of the Law of Real Property.

Book-keeping; and

The General Practice of a Solicitor's office.

OCTOBER EXAMINATIONS, 1936.

The First and Second Irish Examinations will be held on Friday, the 2nd day of October. Notice of intention to attend either examination to be lodged before 11th September.

The Intermediate Examination will be held on Monday, the 5th day of October. Notice of intention to attend to be lodged before 14th September.

The Final Examination will be held on Tuesday and Wednesday, the 6th and 7th days of October. Notice of intention to attend to be lodged before 15th September.

The Preliminary Examination will be held on Thursday and Friday, the 8th and 9th days of October. Notice of intention to attend to be lodged before 17th September.

SOCIETY'S PREMISES.

The Hall will be closed for painting during the months of August and September. The Examination Hall will be used as a Reading and Smoking Room.

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THE GAZETTE

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NOVEMBER, 1936

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THE GAZETTE

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Vol. XXX, No. 5]

NOVEMBER, 1936

[FOR CIRCULATION
AMONGST MEMBERS

MEETINGS OF THE COUNCIL.

1st October.

Twenty-four Members present.

American Bar Association.

A letter was read from the Secretary, American Bar Association, expressing the appreciation and reciprocation of that Association of the fraternal greetings from the Council of this Society conveyed through the Hon. Mr. Justice Hanna, on the occasion of his recent visit to the United States.

Intermediate Examination.

A memorandum from the Chief Justice expressing his approval of the Council's amendment of Regulation 14 was submitted.

22nd October.

Twenty-four Members present.

Attorney-General's Fiat.

A letter in reply was read from the Attorney-General intimating that, in response to the request of the Council, he would endeavour to secure that when application for his fiat is made by a solicitor, all communications concerning the subject-matter of the application shall be made to the Solicitor who is acting for the proposed plaintiff.

Annual Report.

The draft Annual Report of the Council was submitted and adopted.

BALLOT FOR COUNCIL.

The ballot for election of Council will be held on Monday, 23rd November, from eleven o'clock to one o'clock, in the Secretary's Office, Solicitors' Buildings, Four Courts Dublin. Voting papers should reach the Secretary not later than one o'clock on Monday, 23rd November.

GENERAL MEETING

A Half-yearly General Meeting of the Society will be held at half-past two o'clock p.m., on Thursday, 26th November, in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin.

OBITUARY.

MR. JOHN J. O'CONNOR, Tralee, died on the 23rd August, 1936, at his residence, North Circular Road, Tralee.

Mr. O'Connor served his apprenticeship with Mr. Daniel J. Browne, Tralee; was admitted in Trinity Sittings, 1930, and practised at Tralee till 1931, when he retired.

MR. NICHOLAS F. MAHER, Solicitor, died on the 17th September, 1936, at his residence, "Pegsboro," Tipperary.

Mr. Maher served his apprenticeship with the late Mr. John O'Dwyer, Tipperary; was admitted in Hilary Sittings, 1905, and practised at Tipperary.

MR. KING HOUSTON, Solicitor, died on the 17th September, 1936, at his residence, "Arleston," Omagh.

Mr. Houston was admitted in Hilary Term, 1873, and practised at Omagh till 1934, when he retired.

MR. THOMAS J. ABRAHAM, Solicitor, died on the 17th September, 1936, at his residence, 30 North Parade, Belfast.

Mr. Abraham was admitted in Easter Sittings, 1879, and practised at Aughnacloy till 1898, when he retired.

MR. ALEXANDER F. PORTER, Solicitor, died on the 17th September, 1936, at his residence, 32 Elmwood Avenue, Belfast.

Mr. Porter was admitted in Hilary Sittings, 1887, and practised at 12 Talbot Street, Belfast.

MAJOR SIR CHARLES F. FALLS, Solicitor, died on the 21st September, 1936, at Blackheath, London.

Sir Charles was admitted in Michaelmas Sittings, 1884, and practised as a member of the firm of Falls and Pringle, at Enniskillen till 1932, when he retired.

MR. MICHAEL J. O'FARRELL, Solicitor, died on the 28th September, 1936, at his residence, "Ontario," Clontarf, Dublin.

Mr. O'Farrell was admitted in Trinity Sittings, 1892, and practised at 29 Lower O'Connell Street, Dublin, till 1932, when he retired.

MR. HERBERT MCWILLIAM, Solicitor, died on the 30th September, 1936, at Belfast.

Mr. McWilliam served his apprenticeship with the late Mr. James Henry, Dublin; was admitted in Trinity Sittings, 1905, and practised as a member of the firm of Parke and McWilliam, at Ballybay and Monaghan.

MR. JAMES A. RUSSELL, Solicitor, died on the 6th October, 1936, at Ballinasloe.

Mr. Russell served his apprenticeship with the late Mr. Maurice McCartie, Killarney; was admitted in Hilary Sittings, 1923, and practised at Ballinasloe.

MAJOR ROBERT E. MCLEAN, Solicitor, died on the 7th October, 1936, at his residence, 6 Upper Crescent, Belfast.

Mr. McLean was admitted in Hilary Sittings, 1884, and practised at 71 High Street, Belfast.

MR. MICHAEL MOLONEY, Solicitor, died on the 16th October, 1936.

Mr. Moloney served his apprenticeship with his father, the late Mr. John Moloney, Middleton; was admitted in Trinity Sittings, 1919, and practised as a Solicitor to the Provincial Bank of Ireland, Ltd., at 5 College Street, Dublin.

MR. JOHN ELLIOTT, Solicitor, died on the 17th October, 1936, at Castlerock, County Londonderry.

Mr. Elliott was admitted in Michaelmas Sittings, 1887, and practised as a member of the firm of Elliott and Clark, at Strabane.

MR. THOMAS E. NELSON, Solicitor, died on the 17th October, 1936, at his residence, Strand Road, Londonderry.

Mr. Nelson was admitted in Hilary Sittings, 1884, and practised at Strabane.

MR. HARRY E. RITCHIE, Solicitor, died on the 18th October, 1936, at his residence, Sunnybank, Enniskillen.

Mr. Ritchie served his apprenticeship with the late Mr. Charles E. R. A. Irvine, Enniskillen; was admitted in Trinity Sittings, 1906, and practised at Enniskillen.

MR. NATHANIEL TUGHAN, Solicitor, died on the 29th October, 1936, at 2 Harberton Drive, Belfast.

Mr. Tughan served his apprenticeship with the late Mr. James S. Mahon, Belfast; was admitted in Trinity Sittings, 1896, and practised at 53 Waring Street, Belfast.

MR. JAMES WOOD, Solicitor, died on the 31st October, 1936, at his residence, Marino House, Marino, County Down.

Mr. Wood served his apprenticeship with the late Mr. John R. Moorhead, Belfast; was admitted in Michaelmas Sittings, 1893, and practised as a member of the firm of Moorhead and Wood, at 30 Rosemary Street, Belfast.

NEW MEMBERS.

The following have joined the Society :—

Henry A. Barlee, 30 Westland Row,
Dublin.

John T. Hannon, Foxford, Co. Mayo.

Joseph F. Kenny, 11 Molesworth Street,
Dublin.

Miss Marie O'Neill, 22 Nassau Street,
Dublin.

Patrick J. A. Sweetman, Kells, Co. Meath.

EXAMINATION RESULTS.

At the Preliminary Examination held on the 8th and 9th October, the following passed the examination and their names are arranged in order of merit :—

1. Blathnaidh Dillon
2. Arthur P. McLean
3. Victor D. Wolfe
4. James S. Loftus
5. Kevin H. Gibney
6. Eunan E. McCarron
7. James Smith
8. Jeremiah B. Hickey
9. Peter M. Good
10. George M. Hegarty

Twelve candidates attended : ten passed ; two failed.

Preliminary Examinations, 1936.

A Special Certificate of Merit was awarded to Blathnaidh Dillon.

Legal Practitioners (Qualification) Act, 1929.

The following passed a " First Examination " in Irish under the above Act, held on 2nd October :—

Patrick G. Carney
John Casey
Thomas A. Concannon
Maureen T. Corboy
Cornelius Crowley
Patrick P. Devins
John C. Devitt
Blathnaidh Dillon
Mary T. Doorly
Brendan East
Henry Hayes
Jeremiah B. Hickey
Adeline G. J. Hyland
Percy A. Jesson

James S. Loftus
John T. Louth
Eunan E. McCarron
Eithne P. McMullin
Bryan Murphy
James G. Neville
Thomas P. Noyes-Lewis
Moya O'Connor.
Charles C. L. Osborne
Maurice P. Ronayne
Raphael D. Seligman
Mary W. E. Thornton
Denis W. Twomey
Victor D. Wolfe

Forty-four candidates attended : twenty-eight passed ; sixteen failed.

The following passed a " Second Examination " in Irish, held on the 2nd and 3rd October :—

Maurice W. Keller
Peter Leon
Myer Woolfson

Eight candidates attended : three passed ; five failed.

At the Intermediate Examination held on 5th October, the following passed the examination :—

Passed with Merit.

1. Michael A. Humphreys
2. William M. Franklin
3. Joseph King
4. Michael McCarthy
5. William A. F. Sandys
6. Patrick McEllin
7. Patrick I. Pettit
8. Geoffrey L. Collins } equal
- Patrick J. O'Reilly }
10. Joseph S. O'Leary
11. Thomas J. Fitzpatrick } equal
- Maurice E. Veale }

Passed.

James P. Coffey.
Daniel A. Creedon
Thomas V. Daly
Henry P. Dockrell
Richard G. Emerson
John P. Feran
Maureen French
Maureen Hannon
Henry W. McCormick
John J. Nagle
William H. Phayre
Cyril D. Tarrant

Thirty-six candidates attended: twenty-four passed; twelve failed.

At the Final Examination held on the 6th and 7th October, the following passed the examination and their names are arranged in order of merit:—

1. Patrick G. Smyth.
2. James J. Sheehan, B.A., N.U.I.
3. John Kelly
4. Michael Ward
5. Martin A. Harvey
Desmond A. Houlihan, B.A., } equal
N.U.I.
7. Patrick J. O'Meara
8. Peter R. Murphy
9. Francis L. Scott
10. Robert E. J. Brady } equal
Peter Cowan
12. John G. Sweeney, B.A., T.C.D.
13. George P. Andrews
Patrick Cunningham } equal
15. Emily M. J. Cosgreave
16. Michael C. Beatty
17. James Rowlette
18. James P. Trainor, B.A.,
N.U.I. } equal
Ralph J. Walker, B.A.,
T.C.D.
20. Sean P. Flynn } equal
Thomas T. Keogh
22. James G. McPhillips
23. William G. Fanning
24. Timothy P. Coffey, Junr. } equal
Timothy J. Kirwan
26. Maurice Horan } equal
Edward A. O'Connell
28. James D. Clenaghan
29. Richard K. C. Pilkington
30. Murtagh E. Burke
31. Caoimhghin A. R. O'Cuinn
32. Patrick T. Monahan
33. Daniel J. O'Neil
34. James M. Gilmartin
35. Thomas J. Kenny
36. James Aitken, B.A., N.U.I.

Fifty-nine candidates attended: thirty-six passed; twenty-three failed.

The Council awarded Silver Medals to Patrick G. Smyth and James J. Sheehan, B.A., N.U.I., and a Special Certificate to John Kelly.

Scholarships, 1936.

The Findlater Scholarship was awarded to Mathew Purcell, M.A. (Lond.), who served his apprenticeship with Mr. J. Hickey, Dublin.

The Overend Final Examination Scholarship was awarded to James J. Sheehan, B.A., N.U.I., who served his apprenticeship with Mr. Richard A. Burke, Dublin; and the Overend Preliminary Examination Scholarship has been awarded to Miss Blathnaidh Dillon.

THE INTERMEDIATE EXAMINATION.

Candidates at Intermediate Examinations are to take notice that in order to pass the examination, proficiency must be shown in each of the three examination papers: (A) Theory, (B) Practice, (C) Book-keeping.

LIST OF STATUTES

Passed by the Oireachtas during 1936.

1. Land Purchase (Guarantee Fund).
2. Conditions of Employment.
3. Defence Forces (Temporary Provisions).
4. Harbours, Docks and Piers (Charges).
5. School Attendance.
6. Spanish Trade Agreement.
7. Finance (Special Drawback).
8. Weights and Measures.
9. Poor Relief (Dublin).
10. Imposition of Duties (Confirmation of Order).
11. Central Fund.
12. National Health Insurance and Widows' and Orphans' Pensions.
13. Housing (Financial and Miscellaneous Provisions) (Amendment).
14. Agricultural Seeds.
15. Dáil Eireann Loans and Funds (Amendment).
16. Sugar (Control of Import).
17. Constitution (Amendment No. 23).
18. Constitution (Amendment No. 24).
19. Telephone Capital.
20. Flax.
21. Dublin Fever Hospital.
22. Electoral (University Constituencies).
23. Turf (Use and Development).
24. Labourers.
25. Rates on Agricultural Land (Relief).
26. Seanad Eireann (Consequential Provisions).

27. Housing (Financial and Miscellaneous Provisions) (Amendment) (No. 2).
28. Imposition of Duties (Confirmation of Order) (No. 2).
29. Bread (Regulation of Prices).
30. Agricultural Produce (Cereals).
31. Finance.
32. Appropriation.
33. Slaughter of Cattle and Sheep (Amendment).
34. Registration of Births and Deaths.
35. Registration of Marriages.
36. Aran Islands (Transport).
37. Connaught Rangers (Pensions).
38. Noxious Weeds.
39. Superannuation.
40. Air Navigation and Transport.
41. Land.
42. Night Work (Bakeries).
43. Milk (Regulation of Supply and Price).
44. Sale of Food and Drugs (Milk).
45. Insurance.

IRISH SOLICITORS' GOLFING SOCIETY.

Played at Portmarnock Golf Links on Thursday, October 8th, 1936.

Incorporated Law Society Cup—

B. Thompson (86-14). 72. winner; H. Fitzpatrick (81-3). 78. runner-up; S. Roche (85-6). 79; C. Magwood (91-12). 79; M. P. Shee (94-15). 79.

The Veterans' Challenge Cup—W. Norman (95-21). 74.

The Ryan Challenge Cup—A. G. Joyce (98-19). 79.

Saint Patrick's Cup—D. P. Morris (79-2). 77.

Fourball v. Bogey (9 holes)—Winners: D. McDowell and P. R. Boyd (5 up); Runners-up: M. Mathews and T. O'Reilly (3 up). E. J. Hopkins and R. McD. Taylor (3 up).

Solicitors' Apprentices' Debating Society Annual Dance.

The Annual Dance of the Solicitors' Apprentices Debating Society, formerly held in the Solicitors' Buildings, Four Courts, will take place this year in the Gresham Hotel on Wednesday, the 25th November, 1936, under the name of "The Michaelmas Dance." The Debating Society will welcome the patronage of members of the Solicitors' profession. Dancing will be from 9 p.m. to 3 a.m. Tickets (including sit-down supper), seven shillings and sixpence each, payable at the door.

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THE GAZETTE

OF THE

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Vol. XXX, No. 6] DECEMBER, 1936

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Vol. XXX, No. 6]

DECEMBER, 1936

[FOR CIRCULATION
AMONGST MEMBERS

HALF-YEARLY GENERAL MEETING

A Half-yearly General Meeting of the Society was held in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin, on Thursday, the 26th November. The chair was occupied by the President (Mr. Michael E. Knight), and the following members were present:—Messrs. E. J. Mallins (Vice-President), Mr J. B. Hamill (Vice-President), W. S. Hayes, E. H. Burne, A. H. S. Orpen, T. G. Quirke, P. M. Seales, Basil Thompson, P. R. Boyd, W. G. Bradley, E. F. Collins, T. H. R. Craig, T. W. Delany, J. J. Duggan, Charles Laverty, J. J. Lynch, H. P. Mayne, W. J. Norman, Peter O'Connor, L. E. O'Dea, Sean O hUadhaigh, P. F. O'Reilly, G. A. Overend, D. J. Reilly, C. G. Stapleton, J. T. Wolfe, C. St. G. Orpen, D. D. MacDonald, Robert Mecredy, J. P. Collins, W. H. Sutton, J. J. O'Connor, B. J. Seales, G. M. Meares, E. W. Proud, R. J. Dodd, F. S. Collins, R. W. MacNeice, C. J. Joyce, R. G. Kenny, E. J. Kenny, H. W. Flanagan, R. P. Humphries, John Cusack, W. H. P. England, H. R. Maunsell, M. J. Bowers, J. M. Dudley, L. J. Egan, A. G. Joyce, A. E. Walker, Samuel Hayes, Patrick Masterson, Denzil O'Donnell, C. J. Rutherford, C. J. Crowley, C. J. Gore-Grimes, D. B. Gilmore, D. Fitzgerald, L. Webb, J. J. Hickey, T. A. O'Reilly, F. W. J. Darley, J. W. Gentleman, M. A. Smyth, T. Jackson, R. G. H. Carter, J. A. Geary, J. H. Gorman.

The Secretary read the notice convening the meeting, also the minutes of the General Meeting of 18th May, 1936, which were signed by the Chairman.

The Chairman, with the consent of the Meeting, signed the audited accounts of the Society for the year ending 30th April, 1936.

The Secretary read the report of the scrutineers of the ballot for Council, which stated that the following had been returned unopposed as Provincial Delegates:—Ulster: John Gillespie; Munster: Arthur Blood-Smyth; Leinster: Daniel O'Connell; Connaught: Christopher E. Callan. That for the thirty-one Ordinary Members of the Council the following had been elected, and received the number of votes placed after their respective names:—Peter Seales, 404; John J. Duggan, 354; Eugene F. Collins, 354; Thomas W. Delany, 350; Thomas G. Quirke, 345; Charles Laverty, 337; Michael E. Knight, 336; James J. Lynch, 336; William S. Hayes, 327; Daniel J. Reilly, 326; J. Travers Wolfe, 321; Peter O'Connor, 309; Henry St. J. Blake, 306; T. H. R. Craig, 305; Henry P. Mayne, 298; W. Gordon Bradley, 293; Basil Thompson, 286; Patrick R. Boyd, 286; A. H. S. Orpen, 285; Patrick F. O'Reilly, 284; Edward J. Mallins, 283; L. E. O'Dea, 281; John B. Hamill, 276; George A. Overend, 271; Edward H. Burne, 267; James F. D'Arcy, 266; Cecil G. Stapleton, 251; Sean O

hUadhaigh, 248; William J. Norman, 239; John R. Brennan, 238; John J. Dunne, 223. And the following to form a supplemental list in case of vacancies:—John J. Dundon, 221; Ivan Howe, 158; T. Desmond McLoughlin, 151.

THE PRESIDENT, addressing the meeting, said:—

Gentlemen—Since I had the privilege of addressing you in May last I regret to say that we have lost many of our members by death, and to their relatives we tender our sincere sympathy. I wish specially to refer to the passing of Mr. Henry K. Toomey, of Athy, a member of the Council from 1924 and Vice-President during the year 1928-29. He was held in high regard by his colleagues on the Council, where his long experience coupled with an extensive knowledge of both law and practice made him a most useful member, while his unfailing courtesy and geniality endeared him to all who knew him. His death, like that of Mr. Philip O'Sullivan earlier in the year, deprived the Council of two valuable members whose death is sincerely mourned by their colleagues. To the memory of both I wish to pay my personal tribute, as I have the happiest recollections of two men who adorned our profession and whose friendship it was a privilege to enjoy. The vacancies on the Council were filled by Mr. Stapleton and Mr. Norman, who have proved most valuable members.

The Annual Report which has been circulated amongst the members and will be submitted to you to-day, as is customary, gives such a full and detailed account of the work of the Council for the past year that it seems almost unnecessary for me to say much in regard to it. There are, however, some matters to which I may very briefly draw your attention.

The number of our members remains stationary, and it is rather remarkable to find it is exactly similar to the number in the previous year—786. When you find that there are 1,316 Solicitors practising in the Free State, it is at once apparent that there are a large number who have so far failed to join our Society. I dealt with this lack of interest at the May meeting and do not intend to do so again, beyond expressing the hope that even yet those members of our

profession who hold aloof while participating in all the benefits which this Society secures for the profession as a whole, may come to realise what I suggest is a very plain and obvious duty.

The Courts of Justice Bill, 1934, has not yet become law, but we are all glad to see that within the last few days the Report Stage has been taken up, and I have no doubt that the Government, recognising the urgency of many of the reforms which the Bill will effect, will lose no time in putting it on the Statute Book.

We still await the Rules of Court under the Workmen's Compensation Act, 1934, and I may remind you that so far back as last February we urged upon the Minister for Justice the necessity for these Rules, and were then informed that the work of drafting them had been taken in hand by Counsel. Truly, great bodies move slowly! May I also point out the delay in issuing the bound volume of the Statutes. Those for 1933 were not issued until July, 1935, and for the year 1934 till May, 1936; while the volume for 1935 has not yet appeared.

I would direct attention to the new regulation in the Land Registry in regard to returnable documents involving personal attendance at the Central Office instead of the hitherto existing practice whereby documents were returned by post. This change I learned by a call on the courteous Chief Registrar is in the interest of public economy, but if a Solicitor wishes documents returned as heretofore by post, he can have this done by remitting the necessary postage. I would also draw attention to the necessity, where the original Land Certificate is lodged, of stating explicitly in writing at the time of lodgment to whom it is to be returned. The Council has had evidence that the omission of this precaution may give rise to serious trouble.

As the result of correspondence between the Attorney-General and the Council, the procedure with regard to obtaining his fiat and resultant dealings has been placed on a much more satisfactory basis so far as our profession is concerned, and I would like to acknowledge the courtesy and consideration of the then Attorney-General in dealing with our representations on the matter.

The subject of provision of necessary legal text-books, to which previous reference has been made, has engaged the continued attention of the Council and a Committee specially appointed for the purpose. I again express our disappointment and regret that in a matter of so much importance there is lacking a spirit of co-operation with our profession on the part of others who are equally interested. The Council has now arranged with the Bar Council for a conference to discuss the situation, and I express the hope that as a result some definite step forward can be taken.

A matter of considerable interest in connection with the Certificates of Discharge from Death Duties issued by the Estate Duty Office, and how far same are conclusive, has been under consideration by the Council, and is still being dealt with, as has also the question of which Government is entitled to receive the duty on life policies issued by companies outside the Free State forming part of the estate of a deceased domiciled in the Free State.

I would take the opportunity of appealing to the profession to give their support and encouragement to the Solicitors' Apprentices' Debating Society, which has a long record of good work. We regard it as a valuable training ground for our apprentices, and we are at present conferring with the Auditor and Committee as to how best we can advance its interests and increase its usefulness.

Through the courtesy of Mr. Justice Hanna he carried with him, on his recent visit to America, a message of greeting and goodwill from our Society to our legal brethren in the United States, to which we have received a very courteous reply reciprocating our good wishes.

I have only thought it necessary to refer to some of the subjects either dealt with by the Report or which came before us, but I can assure you that during the year the Council has been called upon to deal in detail with very many matters affecting the profession and the public, and much valuable work has been done by the various committees. I desire to pay my tribute to the unremitting care and attention given to these various matters, and to the very

marked spirit of co-operation and goodwill which has been displayed by all our members, and to the time which they devote to the interests of our Society. Busy city practitioners and country practitioners who travel long distances alike give of their best, and I feel that the rank and file of our profession do not in many cases realise the time and attention which is so freely given to the work of the Council. As an indication of this I may point out that fifteen meetings of the Council and thirty-nine Committee meetings were held during the past year. I have no hesitation in saying that no profession or society could be better served by its governing body.

My term of office as President is now drawing to a close, and I take this opportunity of offering my cordial thanks to my colleagues for their unceasing kindness and for their readiness to overlook my many shortcomings, and I specially thank our two Vice-Presidents for the assistance they have so readily given me. I would also be lacking in my duty if I failed to express my indebtedness to many of the officials connected with the Courts and departments with whom my duties brought me in contact, and to the various professions and societies whose hospitality I have enjoyed. As your representative I have been received not alone with every courtesy but with every indication that our profession is honoured and respected.

In conclusion, may I say what a deep debt of gratitude I owe to our esteemed Secretary, Mr. Wakely, for his help and guidance during my year of office.

I now beg to move the adoption of the Report.

Mr. E. J. Mallins (Vice-President) seconded the adoption of the Report.

The President put the resolution adopting the Report, and it was passed unanimously.

Mr. Mallins (Vice-President) having taken the chair, on the motion of Mr. Charles Laverty, seconded by Mr. H. P. Mayne, a hearty vote of thanks was passed to the President with acclamation.

The President having returned thanks, the meeting terminated.

THE PRESIDENT

The Council elected, on the 3rd December, Mr. John J. Duggan, of Carlow, to be President of the Society for the ensuing twelve months. The newly-elected President was admitted in 1897. He became a member of the Council in 1924, and was a Vice-President of the Society for 1929-30.

THE VICE-PRESIDENTS

The Council has elected Mr. Louis E. O'Dea of Galway, and Mr. Sean O hUadhaigh of Dublin, to be Vice-Presidents of the Society for the ensuing twelve months.

OBITUARY

MR. ALFRED LANE JOYNT, Solicitor, died on the 10th November, 1936, at Dublin.

Mr. Joynt served his apprenticeship with his father, the late Mr. William Lane Joynt, Crown and Treasury Solicitor for Ireland; was admitted in Trinity Sittings, 1893, and practised at 4 Saint Stephen's Green, Dublin.

NEW MEMBERS

The following have joined the Society:—

Peter Cowan, 67 Dame Street, Dublin.

Michael J. Kennedy, 16 Fleet Street, Dublin.

Ernest O. Knapp, 6 Dawson Street, Dublin.

Sean Nolan, 1 Dame Street, Dublin.

Gwynne A. C. Stirling, 52 Dame Street, Dublin.

PRESENTATION

On the occasion of the retirement of Mr. James A. Denning from the office of Taxing Master of the High Court of Justice, which he filled for a period of twenty-two years, some members of the Solicitors' profession have made a presentation to him to mark their appreciation of the courtesy always extended by him to the members of the profession in the discharge of his official duties.

The presentation consisted of a pair of solid silver Georgian period entree dishes, a bracket chime clock in mahogany case, and cheque. A leather bound book containing a list of the names of the subscribers was included in the presentation.

Owing to the state of Mr. Denning's health the presentation of the gifts took place at a meeting of the Committee held on the 26th November, in the Council Chamber of the Incorporated Law Society of Ireland.

Mr. Denning, who was accompanied by the present Taxing Masters and Mr. Gill, attended when Mr. M. E. Knight (President of the Incorporated Law Society), who presided, handed to the recipient the gifts, and conveyed to him the good wishes of the subscribers.

Mr. Denning, in reply, expressed his appreciation of the gifts and his hearty thanks to the donors.

The book containing a list of the names of the subscribers will be in the office of the Secretary of the Incorporated Law Society, Four Courts, until the end of January, so that any subscriber who may so wish can see it there.

COURTS OF JUSTICE BILL, 1934

The Courts of Justice Bill became law on 28th November last. Copies of the Act are on sale, price one shilling and threepence.

RULES OF COURT

The Council invite members of the profession to send to the Secretary of this Society, in the near future, any suggestions they may desire to be considered by the Council for amendments in the existing rules of the Superior Courts, of the Circuit Court, and of the District Court.

LAND PURCHASE ACTS

In the month of May last the Council requested that a reprint of the Irish Land Commission Provisional Rules, Forms and Schedule of Fees of 5th February, 1924, should be issued. This reprint has now been issued and is on sale, price three shillings.

HILARY SITTINGS LECTURES.

The Senior Class Lectures will be resumed on Tuesday, 12th January, at 2.15 p.m.

The Junior Class Lectures will be resumed on Wednesday, 13th January, at 2.15 p.m.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin, N.W.8.



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SOLICITORS' ANNUAL CERTIFICATES.

Members are reminded that annual certificates for the year ending 5th January, 1938, should be taken out and the duties paid thereon before 6th February, 1937.

MEETINGS OF THE COUNCIL.

3rd December.

Twenty-nine members present.

Election of President and Vice-President.

The Council elected Mr. John J. Duggan to be President of the Society, and Mr. Louis E. O'Dea and Mr. Sean O hUadhaigh to be Vice-Presidents for the ensuing twelve months.

17th December.

Twenty-two members present.

The late Chief Justice.

A resolution was passed expressing the deep regret of the Council on the death of the Hon. Hugh Kennedy, Chief Justice of the Irish Free State, and conveying to Mrs. Kennedy the sympathy of the Council in her bereavement.

Extra-ordinary Members.

The names of the following were submitted as those to act as Extra-ordinary Members of Council for the ensuing twelve months:—Incorporated Law Society of Northern Ireland—J. W. Pinkerton (President), W. C. Gage, G. Murnaghan, J. C. Taylor, and J. G. H. Wilson. Southern Law Association—J. J. Mooney (President), T. A. Buckley, J. F. Foley, J. J. Horgan, and

B. O'Meara. The ten whose names were submitted were elected.

THE INCORPORATED LAW SOCIETY OF NORTHERN IRELAND.

Mr. John W. Pinkerton, Ballymoney, has been elected President of the Society for 1936-37.

THE SOUTHERN LAW ASSOCIATION.

Mr. James J. Mooney, 48 South Mall, Cork, has been elected President of the Association for 1936-37.

OBITUARY

MR. FLORENCE O'SULLIVAN, Solicitor, died on the 5th December, 1936, at his residence, 76 Upper Leeson Street, Dublin.

Mr. O'Sullivan was admitted in Hilary Sittings, 1893, and practised formerly at Kinsale, County Cork, and latterly at 76 Upper Leeson Street, Dublin.

MR. FRANCIS J. McENTEE, Solicitor, died on the 7th December, 1936, in London.

Mr. McEntee served his apprenticeship with Mr. Patrick J. Brady, Dublin; was admitted in Hilary Sittings, 1930, and practised at 17 D'Olier Street, Dublin.

MR. THOMAS RICHARDSON, Solicitor, died on the 13th December, 1936, at "Dallas," Malone Road, Belfast.

Mr. Richardson was admitted in Trinity Sittings, 1888, and practised at Belfast up to 1918, when he retired.

MR. JAMES BOYLE, Solicitor, died on the 22nd December, 1936, at his residence, Stranorlar, County Donegal.

Mr. Boyle was admitted in Trinity Sittings, 1887, and practised at Stranorlar.

MR. WILLIAM H. ARGUE, Solicitor, died on the 27th December, 1936, at Ennis.

Mr. Argue served his apprenticeship with the late Mr. Thomas H. Williams, Sligo; was admitted in Trinity Sittings, 1916, and practised as a member of the firm of Argue & Phibbs, at Sligo.

SPECIAL EXAMINER.

The Council invites applications from Solicitors for the office of Special Examiner to this Society, in room of Mr. J. Malvern White, Solicitor, resigned.

The duties of the office consist of examining at the Intermediate and Final Examinations for apprentices to Solicitors, in conjunction with another Special Examiner. Further particulars can be obtained from the Secretary.

Applications for the appointment should reach the Secretary before the sixth day of February, 1937.

APPOINTMENTS.

Mr. William H. Fyffe, Solicitor, has been appointed Crown Solicitor for the County of Tyrone, in room of Mr. John F. A. Simms, resigned.

Mr. J. Malvern White has been appointed Solicitor to the Provincial Bank of Ireland.

COURTS OF JUSTICE ACT, 1936.

Probate Practice.

The attention of members is drawn to the provisions of Section 84 of this Act. Forms heretofore in use for the purpose of obtaining grants of administration will after the 26th January, 1937, be no longer applicable.

The new forms to be used are as follows:—
Oath for Administrator with the Will.

Administration (Intestate) Bond.
Administration with Will annexed Bond.
Administration Intestate (pro rata) Bond
Affidavit of Market Value.

LIST OF STATUTES PASSED BY THE OIREACHTAS DURING 1936.

1. Land Purchase (Guarantee Fund).
2. Conditions of Employment.
3. Defence Forces (Temporary Provisions).
4. Harbours, Docks and Piers (Charges).
5. School Attendance.
6. Spanish Trade Agreement.
7. Finance (Special Drawback).
8. Weights and Measures.
9. Poor Relief (Dublin).
10. Imposition of Duties (Confirmation of Order).
11. Central Fund.
12. National Health Insurance and Widows' and Orphans' Pensions.
13. Housing (Financial and Miscellaneous Provisions) (Amendment).
14. Agricultural Seeds.
15. Dáil Eireann Loans and Funds (Amendment).
16. Sugar (Control of Import).
17. Constitution (Amendment No. 23).
18. Constitution (Amendment No. 24).
19. Telephone Capital.
20. Flax.
21. Dublin Fever Hospital.
22. Electoral (University Constituencies).
23. Turf (Use and Development).
24. Labourers.
25. Rates on Agricultural Land (Relief).
26. Seanad Eireann (Consequential Provisions).
27. Housing (Financial and Miscellaneous Provisions (Amendment) (No. 2).
28. Imposition of Duties (Confirmation of Order) (No. 2).
29. Bread (Regulation of Prices).
30. Agricultural Produce (Cereals).
31. Finance.
32. Appropriation.
33. Slaughter of Cattle and Sheep (Amendment).
34. Registration of Births and Deaths.
35. Registration of Marriages.
36. Aran Islands (Transport).
37. Connaught Rangers (Pensions).

38. Noxious Weeds.
39. Superannuation.
40. Air Navigation and Transport.
41. Land.
42. Night Work (Bakeries).
43. Milk (Regulation of supply and price).
44. Sale of Food and Drugs (Milk).
45. Insurance.
46. Local Government.
47. Marriages.
48. Courts of Justice.
49. Expiring Laws.
50. Vocational Education (Amendment).
51. Registry of Friendly Societies.
52. Imposition of Duties (Confirmation of Order) (No. 3).

53. Agricultural Wages.
54. Liffey Reservoir.
55. Local Authorities (Miscellaneous Provisions).
56. Agricultural Produce (Cereals) (Amendment).
57. Constitution (Amendment No. 27).
58. Executive Authority (External Relations).

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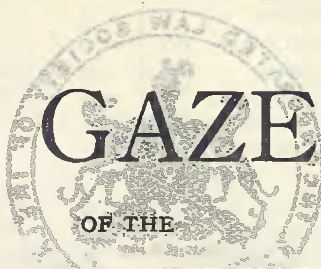
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### MEETING OF THE COUNCIL.

14th January.

Twenty-nine members present.

#### The Chief Justice.

A letter in reply was read from the Chief Justice expressing his thanks for the congratulations of the Council on his appointment conveyed to him by the President of the Society.

#### Courts of Justice Act, 1936.

In response to the request of the Minister for Justice the Council made appointments of Solicitors to represent the profession on Rules Committees constituted under the Act.

#### Council of Law Reporting.

The Council appointed Mr. Henry P. Mayne to be one of the two representatives of the Society on the Council of Law Reporting, in room of Mr. T. W. Delany, resigned.

#### Estate Duty.

A letter in reply was read from the Controller of Death Duties in reference to the difficulties which have arisen in connection with the charging of Estate Duty on the proceeds of policies of insurance effected with British companies on the lives of persons who die domiciled in Saorstát Éireáin, and stating that the matter is at the present time

under discussion with the British Revenue Authorities. The Controller stated that he hopes to be able shortly to inform the Council of the result.

#### Special Examiner

A letter was read from Mr. J. Malvern White tendering to the Council his resignation of the office of Special Examiner, owing to his having been appointed Solicitor to the Provincial Bank of Ireland. The Council directed a letter in reply conveying their congratulations to Mr. White on his appointment, and expressing appreciation of his services to the Society, first as Professor for five years, and subsequently as Special Examiner for ten years.

#### OBITUARY.

MR. ARTHUR S. V. KNOX, Solicitor, died on the 6th January, 1937.

Mr. Knox served his apprenticeship with the late Mr. Joseph Lockhart, Lisburn; was admitted in Trinity Sittings, 1909, and practised at Aghalee up to 1916, when he retired.

MR. FRANCIS X. HANRAHAN, Solicitor, died on the 14th January, 1937, at his residence, Bellvue Villas, Tivoli, Cork.

Mr. Hanrahan served his apprenticeship with his father, the late Mr. John A. Hanrahan, Cork; was admitted in Trinity

Sittings, 1904, and practised as a member of the firm of Hanrahan & Co., at 70 South Mall, Cork, up to 1914, when he retired.

Mr. ARTHUR G. RINGWOOD, Solicitor, died on the 17th January, 1937, at his residence, Corduff, Blanchardstown, Co. Dublin. Mr. Ringwood served his apprenticeship with the late Mr. R. A. Ross Todd, Ballyshannon, and was admitted in Trinity Sittings, 1897.

Mr. JOSEPH M. KENNEDY, Solicitor, died on the 18th January, 1937, at Balbriggan, County Dublin.

Mr. Kennedy was admitted in Trinity Sittings, 1888, and practised at Balbriggan.

Mr. SAMUEL G. CRYMBLE, Solicitor, died on the 26th January, 1937, at his residence, 12 College Green, Belfast.

Mr. Crymble was admitted in Trinity Sittings, 1889, and practised at Mayfair, Arthur Square, Belfast.

**THE LATE MR. P. M. SEALES**

Mr. Peter M. Seales, Solicitor, died on the 30th January, 1937, at his residence, 52 Lansdowne Road, Dublin.

Mr. Seales served his apprenticeship with the late Mr. Valentine Kilbride, Dublin; was admitted in Hilary Sittings, 1901, and practised at 11 College Green, Dublin.

In the death of Mr. Seales the Council has lost a valued member, who for eighteen years past gave untiring assistance in the work of the Society. He filled the office of President of the Society in the year 1929-30. For several years past he had been a member of the Statutory Committee, of the Court of Examiners, and of various other Committees of the Council.

At its meeting on the 4th February, the Council passed the following resolution:—

“The Council of the Incorporated Law Society of Ireland have learned with the deepest regret of the death of their colleague Mr. Peter M. Seales, who for the past eighteen years has been a member of the Council, and filled the office of President of the Society in the year 1929-30.

“The Council place on record their appreciation of the deep interest always taken by their late colleague in the affairs of the Society, and of the valuable services rendered by him in everything which appertained to the welfare of the Solicitors' profession. The Council tender to Mrs. Seales and to the members of the family their very sincere sympathy with them in their bereavement.”

**COURTS OF JUSTICE ACT, 1936.  
RULES COMMITTEES.**

**Superior Court.**

The President of the Incorporated Law Society of Ireland is, by virtue of Section 67 (2) (c), an ex-officio member of the Superior Court Rules Committee constituted under the Act.

**Circuit Court.**

The Council has, under the provisions of Section 69 (4) of the Act, nominated the following two practising Solicitors to be nominated members of the Circuit Court Rules Committee:—Mr. John J. Horgan, Cork, and Mr. Thomas H. R. Craig, Dublin.

**District Court.**

The Council has, under the provisions of Section 71 (4) of the Act, nominated the following two practising Solicitors to be nominated members of the District Court Rules Committee:—Mr. Edward H. Burne, Dublin, and Mr. Daniel J. Reilly, Trim.

**Local Registration of Title.**

The Council has, under the provisions of Section 73 (4), nominated the following practising Solicitor to be a nominated member of the Local Registration of Title Rules Committee: Mr. Henry P. Mayne, Dublin.

**LAND ACTS, 1923-1936.**

An official index of estates of tenanted and untenanted lands as at 31st March, 1936, will be found, for reference, on the table of the Society's Library.

**APRIL EXAMINATIONS, 1937.**

Final Examination will be held on Monday and Tuesday, 5th and 6th days of April. Notice of intention to attend to be lodged before 15th March.

First and Second Examinations in Irish will be held on Friday, 2nd day of April. Notice of intention to attend to be lodged before 12th March.

Preliminary Examination will be held on Monday and Tuesday, 12th and 13th days of April. Notice of intention to attend to be lodged before 22nd March.

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### MEETINGS OF THE COUNCIL.

4th February.

Twenty-seven members present.

#### Dublin District Court.

A letter was read from the Honorary Secretary of the Dublin Circuit and District Courts' Bar Association enclosing a copy of the following resolution passed on 2nd Feb. by the Council of the Association :

"That this Council protests in the strongest possible manner against the action of Mr. George P. Cussen, Senior Justice of the Metropolitan District Court, in refusing to hear Mr. James J. O'Connor, Solicitor, on Friday, 29th January, 1937, in ordering Mr. O'Connor to leave the Court and subsequently ordering his detention in the dock, as constituting a very grave interference with and encroachment upon the rights and privileges of Solicitors; and direct that copies of this resolution be forwarded to the Minister for Justice, the Secretary of the Incorporated Law Society, and Mr. Cussen."

The Council resolved that the consideration of this matter be adjourned for one week; in the meantime statements be obtained from persons present in the Court when the incident occurred.

11th February.

Nineteen members present.

#### Dublin District Court.

A letter was read from Mr. Cussen, Senior Justice of the Metropolitan District Court, to the Secretary, enclosing copy of a letter of 5th February, written by him to the Honorary Secretary of the Dublin Circuit and District Courts' Bar Association in reply to the resolution passed by that Association. A report was submitted from a joint meeting of representatives of the Circuit Court and District Courts' Bar Association and of the Council, containing statements made to the meeting by persons present in the District Court on the 29th January. The Council passed the following resolution :

"That this Council having enquired to the best of its ability into the facts of the incident which occurred in the Metropolitan District Court on the 29th January, 1937, and being satisfied that Mr. Cussen, Senior District Justice, did in fact order Mr. James J. O'Connor, Solicitor, to be put into the dock, desires to place on record its censure of the Senior Justice for his conduct in this case, and considers that an ample apology by him is due to the Solicitors' profession, and that any such apology should receive the same publicity as the original report of the incident.

"Having regard to the impending re-

"firement of Mr. Cussen, the Council proposes to take no further action in the matter beyond sending a copy of this resolution to the Minister for Justice, Mr. Cussen, Mr. O'Connor, the Dublin Bar Association, and the Press."

25th February.

Thirty-one members present.

#### Library.

It was resolved that tenders be invited for the printing of a revised Library Catalogue, a copy of which is to be sent to each member of the Society.

#### Special Examiner.

The Council elected Mr. Joseph F. Shields, B.A. (Mod.), LL.B., T.C.D., Solicitor, to be a Special Examiner at Intermediate and Final Examinations of the Society, in room of Mr. J. Malvern White, resigned.

#### District Court.

Letters acknowledging the receipt of the resolution passed by the Council on the 11th inst. were received from the Minister for Justice, Mr. Cussen and Mr. O'Connor.

#### OBITUARY.

MR. SPOTSWOOD R. BOWLES, Solicitor, died on the 2nd February, 1937, at his residence Clonlea, Dundrum, Co. Dublin.

Mr. Bowles was admitted in Trinity Sittings, 1888, and practised as a member of the firm of Bowles and French at 32 Nassau Street, Dublin, up to 1931, when he retired.

MR. JAMES QUAIL, Solicitor, died on the 4th February, 1937, at Belfast.

Mr. Quail served his apprenticeship with the late Mr. Wellington Young, Belfast; was admitted in Trinity Sittings, 1892, and practised at 81 High Street, Belfast.

He was Under-Sheriff of Belfast from 1902 to 1934.

MR. TERENCE J. LISTON, Solicitor, died on the 15th February, 1937, at his residence, Ballard House, Tralee.

Mr. Liston served his apprenticeship with his brother, the late Mr. Patrick T. Liston, Rathkeale; was admitted in Michaelmas Sittings, 1896, and practised at Tralee.

MISS IRENE E. MCCOY, Solicitor, died on the 19th February, 1937, at Waterford.

Miss McCoy served her apprenticeship with her father, the late Mr. Archibald S. McCoy, Waterford; was admitted in Trinity Sittings, 1934, and practised as a member of the firm of Dobbyn and McCoy, at 5 Colbeck Street, Waterford.

MR. ARTHUR S. V. KNOX, Solicitor, died on the 6th January, 1937.

Mr. Knox served his apprenticeship with Mr. Joseph Lockhart, Lisburn, Co. Antrim; was admitted in Trinity Sittings, 1909, and practised at Aghalee up to 1916, when he retired.

#### ADJUDICATION OF DEEDS.

At the request of the Council the President recently visited the Inland Revenue Adjudication Department with a view to discussing the matter of delays in the adjudication of instruments tendered for assessment of duty.

The President learned that there had been delays in the working of the office, caused chiefly through a vacancy having occurred by reason of the death of the Head of the Department, that the arrears had now been nearly wiped out, and that every effort would be made to avoid delays in future, and the President received an assurance from the new Head of the Department that his willing staff were prepared to do everything possible to expedite matters.

The Head of the Department also mentioned that the office is not responsible for delays in all cases: that in March, 1934, a memorandum had been issued from the Department to all Solicitors in the Free State giving the particulars required in connection with adjudication of deeds, and that in many cases Solicitors had paid no regard whatever to the suggestions contained in this memorandum. Should any member desire a copy of the memorandum, he can

obtain it in the office of the Secretary of this Society, Solicitors Buildings, Four Courts.

#### **SOCIETY'S CALENDAR, 1937.**

Copies of the Society's Calendar for 1937 can be obtained in the Secretary's office, price five shillings, by post five shillings and sixpence.

#### **STATUTES.**

The volume of Statutes of the Irish Free State for 1935 has been issued, and can be obtained, price ten shillings and sixpence.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.





# THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXX, No. 10 ]

APRIL, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXX, No. 10]

APRIL, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETING OF THE COUNCIL.

18th March.

Twenty-four members present.

#### Appeals from Circuit Court.

The matter of the delay in the hearing of appeals from the Circuit Court pending in the High Court was under discussion, there being at present 150 such appeals. It was resolved to make representations with a view to this matter being remedied.

#### Court of Examiners.

Mr. P. R. Boyd was appointed a member of the Court of Examiners in room of the late Mr. P. Seales.

### OBITUARY.

MR. PETER J. McCANN, Solicitor, died on the 10th March, 1937, at his residence, St. Alban's, Naas.

Mr. McCann was admitted in Trinity Sittings, 1891, and practised as a member of the firm of Brown and McCann at Naas.

MR. JOSEPH P. COSGREAVE, Solicitor, died on the 13th March, 1937, at Dublin.

Mr. Cosgreave served his apprenticeship with Mr. John F. Cosgreave, Rathkeale; was admitted in Easter Sittings, 1896, and practised at Rathkeale up to 1898, when he retired.

MR. PETER V. DOYLE, Solicitor, died on the 23rd March, 1937.

Mr. Doyle served his apprenticeship with Mr. William S. Barrett, Dublin; was admitted in Easter Sittings, 1931, and practised at 38 Upper O'Connell Street, Dublin, up to 1932, when he retired.

### NEW MEMBERS.

The following have joined the Society:—

Francis J. Gannon, Mohill.

John D. Guinan, Dublin.

William J. Hegarty, Cork.

Joseph N. Hughes, Dublin.

John L. Kealy, Drogheda.

Martin J. Lavan, Newcastle West.

Cornelius Murray, Lismore.

Richard K. C. Pilkington, Dublin.

Joseph F. Shields, Dublin.

John G. Sweeney, Ballyshannon.

Michael Ward, Edenderry.

Miss Stella M. B. Webb, Dublin.

### APPOINTMENT.

Mr. Thomas G. Clarke, Solicitor, Listowel, has been appointed State Solicitor for County Kerry, in room of the late Mr. Terence J. Liston, Tralee.

**CIRCUIT COURT (Registration of Judgments) ACT, 1937.**

This Act came into operation on the first day of April, 1937.

The Act consists of six sections. Sections 2, 3 and 4 read as follows:—

2.—(1) Any judgment of the Circuit Court obtained after the commencement of this Act may be registered in the Central Office in like manner as a similar judgment of the High Court may be registered in that office.

(2) The practice and procedure in use in the Central Office in relation to the registration of judgments of the High Court shall apply to and be followed in relation to the registration under this section of judgments of the Circuit Court.

(3) Where a judgment of the Circuit Court for or including costs is registered in the Central Office under this section, the county registrar shall, unless such costs have been computed on the District Court scale, add and include the costs incurred in so registering such judgment to and in the costs payable under such judgment, and accordingly such registration shall extend to the costs so added.

3.—Every judgment of the Circuit Court obtained after the commencement of this Act shall be deemed to be a judgment of a superior court within the meaning and for the purpose of section 336 of the Irish Bankrupt and Insolvent Act, 1857, and that section shall apply and have effect in relation to every such judgment of the Circuit Court accordingly, but with the modification that, in such application of the said section, registration in the Central Office under this Act shall be substituted for registration in the office of the registrar of judgments.

4.—Every judgment of the Circuit Court (whether obtained before or after the commencement of this Act) shall be deemed to be a judgment entered up in a superior court at Dublin within the meaning and for the purpose of section 6 of the Judgment-Mortgage (Ireland) Act, 1850, as amended or applied by subsequent enactments, and that Act as so amended or applied shall apply and have effect in relation to every judgment of the Circuit Court accordingly, but with the modification that any such affidavit as is mentioned in the said section 6 made in relation to any such judgment shall be filed in the county registrar's office in which said judgment is entered in lieu of the superior or other court mentioned in the said section.

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**SOCIETY'S CALENDAR, 1937.**

Copies of the Society's Calendar for 1937 can be obtained in the Secretary's Office price five shillings, by post, five shillings and sixpence.

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**EXAMINATION PAPERS.**

A booklet containing a reprint of the papers set at all of the Society's examinations during 1936 can be obtained in the Secretary's Office; price one shilling; by post, one shilling and twopence.

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# THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

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MAY, 1937

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 1]

MAY, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETINGS OF THE COUNCIL.

8th April.

Twenty-three members present.

#### The late Mr. F. M. J. Lyons.

A resolution was passed expressing the deep regret of the Council at the death of Mr. F. M. J. Lyons, recently a member of the Council, and conveying to Mrs. Lyons and his family the sympathy of the Council in their bereavement.

#### Debating Society.

A report was adopted from a special committee of the Council appointed to confer with a deputation of members of the Solicitors Apprentices' Debating Society. The report recommended better financial provision being made from the funds of the Law Society for the working of the Debating Society, and the recommendation has been approved by the Council.

29th April.

Twenty-four members present.

#### Special Examiner.

A letter was read from Mr. Frank V. Gordon tendering his resignation of the office of Special Examiner to the Society for the Preliminary Examination. The Council in accepting his resignation desired that its appreciation of the services rendered by Mr. Gordon to the Society as Special

Examiner for thirty years past be conveyed to him.

#### Library Catalogue.

The tender of Alex. Thom and Co., Ltd., for printing one thousand copies of a catalogue of the books contained in the Society's Library was accepted.

#### Local Government.

An advertisement issued by the Local Appointments Commission inviting applications from Solicitors between the ages of 25 and 40 years for the appointment of the combined office of Clerk and Solicitor to the Athlone District Council, whole time, permanent, and pensionable, at salary of £300 per annum, rising by £10 yearly to a maximum of £400 yearly, was considered by the Council, and the following resolution was passed:—

"The Council having considered the terms and conditions under which members of the Solicitors' profession are invited to make application to the Local Appointments Commission for the appointment of Clerk and Solicitor to the Athlone Urban District Council, expresses its opinion that both the initial and maximum salaries offered for the combined offices are wholly unreasonable and inadequate. The Council requests the Minister for Local Government and Public Health to receive at an early date a deputation from the Council in reference to this matter."

**OBITUARY.**

MR. FREDERICK M. J. LYONS, Solicitor, died on the 5th April, 1937, at Kilkenny.

Mr. Lyons served his apprenticeship with the late Mr. John Clark and Mr. W. H. Spence, of Dublin; was admitted in Hilary Sittings, 1906, and practised as a member of the firm of Poe and Lyons, at Kilkenny.

He was a member of the Council from 1932 to 1936.

MR. PATRICK McNAMARA, Solicitor, died at Ballincragga, Foynes, Co. Limerick.

Mr. McNamara was admitted in Hilary Sittings, 1880, and practised at Limerick up to 1892, when he retired.

MR. R. BARRY MEGLAUGHLIN, M.B.E., Solicitor, died on the 13th April, 1937, at his residence, "Gortmerron," Belfast.

Mr. Meglaughlin was admitted in Hilary Sittings, 1891, and practised at Dungannon up to 1922, when he was appointed Taxing Master of the Supreme Court, Northern Ireland, from which position he retired in 1935.

MR. WILLIAM H. HALPIN, Solicitor, died on the 17th April, 1937, at his residence, Ford Lodge, Cavan.

Mr. Halpin was admitted in Trinity Sittings, 1886, and practised as a member of the firm of Allen and Halpin, at Cavan.

He was Provincial Delegate for Ulster on the Council from 1923 to 1927.

**PROFESSORSHIP OF COMMON LAW.**

The Council invite applications for the office of Professor of Common Law to the Society. Particulars of duties can be obtained from the Secretary.

The newly-elected Professor will enter on his duties next October. The appointment will be made for one year, and the person appointed will be eligible for yearly re-appointment for each of the four succeeding years.

Applications from practising Barristers or Solicitors will be received up to the 18th June, and should be addressed to the Secretary, Incorporated Law Society of Ireland, Solicitors' Buildings, Four Courts, Dublin, N.W.8.

**EXAMINATIONS RESULTS.**

At the Preliminary Examination held on the 12th and 13th April, the following passed the examination, and their names are arranged in order of merit:—

1. Nicholas J. Cosgrave, jun.
2. Dominick M. Dowling.
3. Mary W. E. Thornton.
4. Leo Branigan.
5. Helen M. Johnstone
- Joseph Plunkett. } equal
7. Edward W. Hughes.
8. Cornelius Crowley.
9. James Kennedy.
10. John G. Bolger.
11. William H. Richardson.
12. Michael A. Nestor.

Twelve candidates attended and the twelve passed.

**Legal Practitioners (Qualification) Act, 1929.**

The following passed a "First Examination" in Irish under the above Act, held on 2nd April:—

John G. Bolger.  
 Leo Branigan.  
 Mary B. Cahalan.  
 Francis H. Cavanagh.  
 Anthony J. Dudley.  
 Lucy Fagan.  
 Rory C. Fitzgibbon.  
 Philip A. E. Gallagher.  
 Peter M. Good.  
 Thomas D. Healy.  
 George M. Hegarty.  
 George D. Hodnett.  
 Anthony J. F. Hussey.  
 William R. A. Keller.  
 Joanna M. Kelly.  
 James Kennedy.  
 John A. C. Kieran.  
 John F. Kiernan.  
 Edward M. Kirk.  
 Brendan J. Lynch.  
 James B. MacClancy.  
 Mary J. MacClancy.  
 Dermot J. McCarthy.  
 Roderick B. McConnell.  
 Synge Millington.  
 James Molloy.  
 Margaret E. Morris.  
 Michael A. Nestor.

Thomas D. Noonan.  
 Miceal G. O'Beirn.  
 Barry O'Brien.  
 Brendan P. O'Byrne.  
 Thomas C. G. O'Mahony.  
 Michael P. O'Neill.  
 Joseph Plunkett.  
 Michael J. F. Power.  
 Gerard Quinn.  
 John F. Scott.

Forty-five candidates attended: thirty-eight passed, and seven failed.

The following passed a "Second Examination" in Irish under the above Act, held on 2nd and 3rd April:—

Liam P. Cafferky.  
 William S. Conway.  
 John J. Fitzgerald.  
 Denis M. Greene.  
 Francis W. Hutchinson.  
 Charles W. D. Hyland.  
 Henry Murray.  
 Thomas V. O'Connor.  
 Robert J. Sheehan.

Thirteen candidates attended: nine passed; four failed.

At the Final Examination held on 5th and 6th April, the following passed the examination, and their names are arranged in order of merit:—

1. Sighle MacBride.
2. Peter J. Flynn, B.A., N.U.I.
3. Myer Woolfson.

4. Mary F. O'Connor, B.A., N.U.I.
5. Fintan Burke, B.A., N.U.I.
6. Peter Leon, B.A., T.C.D.
7. Charles Harvey, jun.
8. Desmond J. Mayne, B.A., T.C.D.
9. Patrick J. Chambers.  
 Michael M. Goodbody } equal
11. Maurice W. Keller.
12. Richard H. P. Ryan.
13. Francis J. Gearty, B.A., N.U.I.
14. Stephen J. Gannon  
 William J. Murphy } equal
16. Fergus P. Britton  
 Edmund Hayes, B.A., N.U.I. } equal
18. Donal Kearney.
19. Desmond M. McCracken  
 Roderick O'Connor } equal
21. Alan MacDonald.
22. Patrick J. Rooney.
23. Moira Flynn.
24. Henry P. J. Powell.
25. Cyril A. Boyle, B.A., T.C.D.
26. Patrick L. G. Burke, B.A., N.U.I.
27. Daniel J. Carbery.
28. Robert C. Magee.
29. Francis A. Gibney.

Fifty-eight candidates attended: twenty-nine passed, and twenty-nine failed.

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# THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXXI, No. 2 ]

JUNE, 1937

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# THE GAZETTE

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## Incorporated Law Society of Ireland.

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[ FOR CIRCULATION  
AMONGST MEMBERS

### HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society was held on Thursday, 13th May, at the Solicitors' Buildings, Four Courts, Dublin, the President (Mr. John J. Duggan) in the chair.

The following members were also present : Messrs. Sean O hUadhaigh (Vice-President), P. R. Boyd, E. H. Burne, T. H. R. Craig, T. W. Delany, M. E. Knight, Charles Laverty, J. J. Lynch, E. J. Mallins, W. J. Norman, T. G. Quirke, C. G. Stapleton, Basil Thompson, T. D. McLoughlin, J. J. Hickey, R. J. Dodd, Vincent Kennedy, D. D. MacDonald, R. Mcreedy, E. J. Kenny, S. A. McAuliffe, R. P. Humphreys, J. S. Martin, C. St. G. Orpen, G. F. Robinson, R. G. Kenny, H. E. M. W. Flanagan, M. A. Corrigan, John Foley, G. E. Grove-White.

The Secretary read the notice convening the meeting and the minutes of the Half-yearly General Meeting held on the 26th November, 1936, the latter of which were signed by the President.

On the motion of Mr. O hUadhaigh, seconded by Mr. Knight, the following resolution was unanimously adopted :—

“ That Mr. A. E. Prentice, Mr. P. Glynn and Mr. E. J. O'Brien be appointed Auditors of the Society's Accounts for year ending 30th April, 1937.”

The President nominated the following

members to be Scrutineers of Ballot for election of Council to be held in November next :—Mr. F. G. Sharpe, Mr. H. G. Sweetman, Mr. H. H. Maxwell, Mr. Desmond J. Collins and Mr. Thomas Jackson.

THE PRESIDENT, addressing the meeting, said :—

Since the last half-yearly meeting the Council has lost from amongst its members Mr. Peter Seales, a highly respected and most valued colleague, who had given consistent and active service on the Council's Committees for a period of eighteen years, and I avail of this opportunity of publicly paying tribute to his memory

Mr. Frederick Lyons, of Kilkenny, has, I regret also, recently passed away. He was a former member of the Council and took much interest in its work.

The Council has been recently much concerned with complaints regarding delays in the assessment of duty on schedules of assets and other accounts in the Estate Duty Office, and also in connection with the stamping of deeds and other documents. As a result of personal representations I have been assured that there will be no further cause for complaint. The grievances were admitted.

It would greatly facilitate business in the Stamping Department if Solicitors would particularly note the circular letter dated

March, 1934, referred to in the Society's "Gazette." Attention to the directions contained in this circular would expedite the carrying on of the business in that Department. Copies of this circular can be obtained by members in the office of the Secretary of this Society.

In the Estate Duty Office it must be recognised that business has considerably increased. References to the Valuation Office necessarily involve delay, as a valuation can only be made after the valuer has visited the local area. In future, provisional assessments will be made, and so enable grants to issue more expeditiously.

Another important question which has been under consideration relates to the proceeds of policies of insurance effected with British Companies on the lives of persons who died domiciled in Saorstát Eireann. Differences between the British and Saorstát Eireann Finance Departments have imposed very considerable burdens on many people in this country. In order to secure payment of the proceeds of such policies duty has been paid here, and also has been required in England, and the whole question is in a most unsatisfactory position. Negotiations have been proceeding between the two Governments, and it is sincerely to be hoped that a settlement will be made which will clear up matters and remove the existing anomalies, and enable refunds of duty wrongly paid to be recovered.

The Courts of Justice Act was passed on 28th November last and is in operation, except Part IV and Sections 13 and 64 of the Act. No date has yet been fixed under Section 28 for bringing into operation Part IV, which deals with Circuit Court appeals. There still remains for hearing a large accumulation of appeals from the Circuit Courts, and I have made representations with a view to having these appeals dealt with, and am hopeful that they will be disposed of during next Sittings.

I have recently attended a meeting of the Superior Court Rules Committee, and this Committee has decided to proceed in the first instance with drafting of rules governing appeals from the Circuit Court, so that they may be ready when Part IV is brought into operation.

Reference has been made at previous half-yearly meetings regarding the provision of essential text-books, the expense of printing which is prohibitive. Consultations have recently been held with representatives of the Bar in the hope that the Government may be persuaded to undertake the cost of the production of much-needed standard works.

A catalogue of the Council's library is in the printer's hands, and will be in circulation within a few months. It has proved a big undertaking, which has been creditably carried out by the Society's Librarian. It is intended that every member of the Society will be sent a gratuitous copy of the catalogue.

I would call attention to the Registration of Judgments Act, 1937, which came into operation last month, and which a former President of this Society (Mr. Laverty) was active in having passed, and which contains important provisions enabling judgments of the Circuit Court to be registered in the Central Office in like manner as judgments of the High Court are registered in that office. Section 4 of the Act provides that every judgment of the Circuit Court obtained before or after the commencement of the Act shall be deemed to be a judgment entered up in a Superior Court at Dublin within the meaning and for the purpose of Section 6 of the Judgment Mortgage (Ireland) Act, 1850, as amended, subject as provided by the same section.

The Council have under consideration the inadequate salaries offered to Solicitors as whole-time officers under Public Boards. It is highly undesirable that when initial salaries not equal to a respectable living wage are offered, any Solicitor should think of applying for the position. In a recent case the Appointments Commission advertised a combined office of Town Clerk and Solicitor to an Urban District Council where previously a Solicitor held the position as a part-time officer at a substantial salary and, in addition, was paid his taxed costs. In the advertisement a much lower salary was offered, and a condition of the acceptance of the position was that the Solicitor would be a whole-time officer. A deputation from the Council has interviewed a representative of the Minister

for Local Government and Public Health, and pointed out the obvious objections to such salaries being offered to whole-time officers, and the views of the deputation were received and are to be placed before the Minister, and I am not without hope that these views will be effective.

The Council continues to give attention to the multifarious duties cast upon it, and to look with great care after the education of those entering the profession.

I thank my colleagues on the Council for the assistance they have readily given to me in the carrying on of the work of my office of President, and I also thank the Secretary for his indefatigable help.

#### MEETING OF THE COUNCIL.

27th May.

Twenty-six members present.

#### Courts of Justice Act, 1936.

It was resolved that a letter be written to the President of the High Court in reference to the requirements of Section 84 of this Act.

#### Local Registration of Title (Ireland) Act, 1891.

A letter was read from the Registrar enclosing a draft of registration rules proposed to be submitted to the Local Registration of Title Rules Committee. The rules were referred to a committee for consideration.

#### PRESENTATION.

The members of the County Carlow Bar Association have made a presentation to their colleague, Mr. John J. Duggan, which consists of a silver cup, after the style of the Ardagh Chalice. The cup bears the signatures of the donors, and the following inscription: "Presented to Mr. John J. Duggan by his colleagues of the County Solicitors' Bar Association to commemorate his election as President of the Incorporated Law Society of Ireland, Easter Law Term, 1937."

#### OBITUARY.

MR. WILLIAM H. SUTTON, Solicitor, died on the 5th May, 1937, at his residence, 42 Terenure Road, Dublin.

Mr. Sutton served his apprenticeship with Mr. William J. Ellis, Dublin; was admitted in Michaelmas Sittings, 1909, and practised at 74 Dame Street, Dublin.

MR. ROBERT W. SHERLOCK, Solicitor, died on the 10th May, 1937, at Bandon, Co. Cork.

Mr. Sherlock was admitted in Trinity Sittings, 1889, and practised at Bandon.

MR. JOHN P. HARRIS, Solicitor, died on the 15th May, 1937, at his residence, Stewartstown, Co. Tyrone.

Mr. Harris was admitted in Hilary Sittings, 1880, and practised at Stewartstown.

MR. WILLIAM ALEXANDER, Solicitor, died on the 18th May, 1937, at his residence, "Strathavon," Belfast.

Mr. Alexander served his apprenticeship with the late Mr. James A. Love, Belfast; was admitted in Trinity Sittings, 1896, and practised at 5 Lombard Street, Belfast.

#### APPOINTMENT.

Mr. Patrick A. Arkins, Solicitor, Galway, has been appointed County Registrar for County Longford, in room of Mr. George F. Montgomery, Solicitor, retired.

#### NEW MEMBERS.

The following have joined the Society:—

Cyril A. Boyle, Dublin.

Stephen Dempsey, Dublin.

William G. Fanning, Dublin.

James M. Gilmartin, Dublin.

James R. C. Green, Dublin.

Charles W. Grove-White, Dublin.

Maurice Horan, Dublin.

Peter Leon, Dublin.

Mathew Purcell, Naas.

James J. Sheehan, Dublin.

Roderick J. Tierney, Dublin.

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# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

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# THE GAZETTE

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## Incorporated Law Society of Ireland.

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JULY, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETING OF THE COUNCIL

17th June.

Twenty-eight members present.

#### Local Registration of Title (Ireland) Act, 1891.

The draft of new rules under this Act, which is under consideration of the Local Registration of Title Rules Committee, constituted under Section 73 of the Courts of Justice Act, 1936, was discussed, and in particular the rules and schedule contained therein, prescribing a new scale of costs for Solicitors' work under the Act. The Council has sent copies of this draft of new scale of costs to the local Sessional Bars of Solicitors of the Irish Free State inviting comments thereon. The Costs Committee of the Council, which is dealing with this matter, has had the replies received from the Sessional Bars under consideration. The representative of the Society on the Rules Committee has discussed in detail with the Costs Committee suggested amendments to the draft rules.

#### Finance Act, 1928, Section 6.

A letter was read from a member drawing attention to delay experienced in obtaining a certificate from an Inspector of Taxes of payment of income tax as provided in this section wanted in connection with a sale of land. It was stated that the delay was caused by the withholding by the Inspector

of the certificate until the whole liability from all sources of the taxpayer had been gone into. A letter in reply was directed requesting further particulars.

### OBITUARY.

MR. JOSEPH GLEESON, Solicitor, died on the 1st June, 1937, at his residence, Frankfort Lodge, Inchicore, Dublin.

Mr. Gleeson served his apprenticeship with Mr. Ralph R. Manning, Dublin; was admitted in Trinity Sittings, 1892, and practised as a member of the firm of Joseph Gleeson & Co., at 3 Palace Street, Dublin.

MR. MATTHEW GOOD, Solicitor, died on the 9th June, 1937, at his residence, Rose Park, Kill Avenue, Co. Dublin.

Mr. Good served his apprenticeship with Mr. William S. Hayes, Dublin; was admitted in Hilary Sittings, 1897, and practised as a member of the firm of Good and Murray, at 3 Dawson Street, Dublin.

MR. MICHAEL J. O'CONNOR, Solicitor, died on the 23rd June, 1937, at Wexford.

Mr. O'Connor was admitted in Michaelmas Sittings, 1888, and practised as a member

of the firm of M. J. O'Connor & Co., at Wexford, Gorey and Arklow.

He was a member of the Council of this Society from 1906 to 1909.

### EXAMINATION RESULT.

At the Intermediate Examination for apprentices held on the 8th June, the following passed the examination.

#### PASSED WITH MERIT :

1. Patrick J. McIntyre.
2. Leslie E. Kearon.

#### PASSED :

Albert E. Ashton.  
 Ralph A. F. Benson.  
 Francis J. Dunne.  
 David J. Farrell.  
 Nicholas J. Gantley.  
 Michael E. Hanahoe.  
 William S. Healy.  
 Cecilia Hurley.  
 Elizabeth Kettle.  
 Alice M. Lanigan.  
 James Lucey.  
 Thomas J. McDonagh.  
 Frederick B. McCormick.  
 James M. McGoldrick.  
 John Maher.  
 Beatrice Mushatt.  
 Gerard O'Donnell.  
 Donal O'Hagan.  
 Teresa P. O'Meara.  
 Denis R. Peart.

Thirty candidates attended; twenty-two passed; eight failed.

### APPOINTMENTS BY THE COUNCIL.

The Council has made the following appointments :

Professor of Common Law—Mr. Eugene L. Boland, B.A., LL.B., N.U.I., Solicitor. Mr. Boland was admitted in Michaelmas Sittings, 1929, and practises at Kildare.

Special Examiner, Preliminary Examinations—Mr. Kenneth C. Bailey, M.A., Sc.D., Litt.D., Fellow of Trinity College, Dublin.

### ADMISSIONS AS SOLICITORS OF THE IRISH FREE STATE. JANUARY TO JUNE, INCLUSIVE, 1937.

Boyle, Cyril A.  
 Britton, Fergus Patrick.  
 Burke, Murtagh Enda.  
 Beatty, Michael C.  
 Burke, Fintan.  
 Cullen, John A. G.  
 Cosgreave, Emily Mary Josephine.  
 Coffey, Timothy Patrick (junior).  
 Carbery, Daniel Joseph.  
 Chambers, Patrick J.  
 Flynn, Moira.  
 Flynn, Peter J.  
 Gilmartin, James M.  
 Gibney, Francis Aloysius.  
 Houlihan, Desmond Arthur.  
 Hayes, Edmund.  
 Kenny, Thomas Joseph.  
 Kirwan, Timothy James.  
 Kelly, John.  
 Leon, Peter.  
 McPhillips, James Gerrard.  
 Murphy, Peter Raymond.  
 Mayne, Desmond James.  
 Magee, Robert. Cecil  
 MacDonald, Alan.  
 MacBride, Sighle.  
 O'Meara, Patrick J.  
 O'Connell, Edward Anthony.  
 O'Neill, Daniel J.  
 O'Cuinn, Caoimhghin Aodhan Risteard.  
 Pilkington, Richard Kirwan Caldbeck.  
 Powell, Henry P. J.  
 Ryan, Richard H. P.  
 Shee, John Aidan.  
 Scott, Francis Laurence.  
 Sheehan, James J.  
 Smyth, Patrick Gerard.  
 Trainor, James Patrick.  
 Walker, Ralph Joseph.  
 Walsh, Patrick Joseph.  
 Ward, Michael.  
 Woolfson, Myer.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.







# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

Vol. XXXI, No. 4 ] AUGUST, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS ]

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 4]

AUGUST, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETINGS OF THE COUNCIL.

8th July.

Thirty-one members present.

#### Professorship.

The Council elected Mr. Eugene L. Boland, B.A., LL.B., N.U.I., Solicitor, to be Professor of Common Law to the Society, in room of Mr. James J. Hickey, Solicitor, whose term of office has expired.

#### Special Examiner.

The Council elected Mr. Kenneth C. Bailey, M.A., Sc.D., Litt.D., Fellow of Trinity College, Dublin, to be Special Examiner for the Preliminary Examinations of the Society, in room of Mr. Frank V. Gordon, ex-Scholar, T.C.D., Solicitor, resigned.

#### Finance Act, 1928, Section 6.

It was resolved that a letter be written to the Revenue Commissioners drawing attention to delay experienced by members of the profession in the furnishing of certificates of payment of income tax under this Section.

29th July.

Twenty-four members present.

#### Remuneration of Solicitors assigned by the State.

A letter having been written to the Attorney-General conveying the request of the Council that the scale of remuneration for Solicitors assigned by the State in the Central Criminal Court to defend prisoners on capital charges should be increased. A reply from the Attorney-General was read, in which attention is drawn to the consideration of the fact that in undertaking the defence of a prisoner on a capital charge, Counsel and Solicitor are primarily discharging a public duty. The letter in reply further stated that the writer had taken the matter up with the Minister for Finance, with the result that the refresher fee would be increased from two guineas to three guineas per day where the Solicitor concerned is ordinarily resident in country practice, and is called upon to attend personally during the trial for the defence in these cases.

#### Adjournment.

The Council adjourned until 7th October, unless otherwise specially summoned.

**OBITUARY.**

MR. GEORGE A. H. HAMILTON, Solicitor, died on the 1st July, 1937, at the Rectory, Hanley, Staffordshire.

Mr. Hamilton served his apprenticeship with the late Mr. Henry F. Leachman, Dublin; was admitted in Trinity Sittings, 1909, and practised at Belfast up to 1912, when he went to Nairobi, Kenya.

MR. MICHAEL J. RYAN, Solicitor, died on the 12th July, 1937.

Mr. Ryan served his apprenticeship with Mr. Laurence J. Dennehy, Dublin; was admitted in Trinity Sittings, 1906, and practised at 44 Kildare Street, Dublin, up to 1915.

MR. JOHN G. H. WILSON, Solicitor, died on the 21st July, 1937, at his residence, "Raheen," Jordanstown, County Antrim.

Mr. Wilson served his apprenticeship with Mr. W. J. C. Mills, Belfast; was admitted in Hilary Sittings, 1897, and practised at 143 Royal Avenue, Belfast.

He had been an Extra-Ordinary Member of the Council of this Society since 1928.

**NEW MEMBERS.**

The following have joined the Society:—

Laurence K. Branigan, Drogheda.

Charles Harvey (Jun.), Castlereagh.

Herbert MacNeice, Dublin.

Richard L. O'Flaherty, Enniscorthy.

Myer Woolfson, Dublin.

**APPOINTMENT.**

The Chief Justice has appointed Mr. Fintan M. O'Connor, Solicitor, Wexford, to be a Notary Public.

**OCTOBER EXAMINATIONS, 1937.**

The "First" Examination in Irish is fixed to be held on Friday, the first day of October; the "Second" Examination in Irish is fixed to be held on Friday and Saturday, the first and second days of October. Notice to attend either examination to be lodged before 11th September.

The Intermediate Examination is fixed to be held on Monday, the fourth day of October. Notice to attend to be lodged before 14th September.

The Final Examination is fixed to be held on Tuesday and Wednesday, the fifth and sixth days of October. Notice to attend to be lodged before 15th September.

The Preliminary Examination is fixed to be held on Monday and Tuesday, the eleventh and twelfth days of October. Notice to attend to be lodged before 21st September.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.

OCTOBER EXAMINATIONS, 1937

The "First" Examination in Irish is fixed to be held on Friday, the first day of October; the "Second" Examination in Irish is fixed to be held on Friday and Saturday, the first and second days of October. On these dates the following examination is to be held, before the Senior...

On the 1st day of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

On the 2nd and 3rd days of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

On the 4th day of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

On the 5th day of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

On the 6th day of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

On the 7th day of October, 1937, the examination in Irish will be held at the Law Society's Office, 11, Upper Merrion Street, Dublin 4, at 10 o'clock in the morning.

All communications concerning the examinations should be addressed to the Secretary of the Society, Solicitors, Bullinagh, Four Courts, Dublin 4.

OBITUARY

Mr. GEORGE A. H. HAMILTON, Solicitor, died on the 1st July, 1937, at the Rectory, Hanley, Staffordshire.

Mr. Hamilton served his apprenticeship with the late Mr. Henry H. Pearson, D.L., who was admitted in Trinity Term, 1897, and practised as a Barrister at Law, where he was called in Trinity Term, 1907.

Mr. Hamilton was a member of the Law Society of Ireland, and was elected a Fellow of the Society in 1911.

Mr. Hamilton was a member of the Law Society of England, and was elected a Fellow of the Society in 1911. He was also a member of the Law Society of Scotland, and was elected a Fellow of the Society in 1911.

Mr. Hamilton was a member of the Law Society of the United Kingdom, and was elected a Fellow of the Society in 1911. He was also a member of the Law Society of the United States, and was elected a Fellow of the Society in 1911.

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APPOINTMENT

The Chief Justice has appointed Mr. Patrick M. O'Connor, Solicitor, Wexford, to be a Notary Public.



# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

Vol. XXXI, No. 5]

NOVEMBER, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 5]

NOVEMBER, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETINGS OF THE COUNCIL

7th October.

Twenty-two members present.

#### District Courts.

It was resolved to request the Ministry of Justice to have furnished to each District Court Justice of the Saorstat a map showing the boundaries of the area of his Court.

#### Income Tax, Section 6, Finance Act, 1928.

A letter in reply from the Revenue Commissioners was read, in which it was stated that the Commissioners will be glad to receive particulars of any complaints in reference to the delay in the furnishing of certificates under Section 6, as the Commissioners are most anxious that grounds for such complaints should be removed.

28th October.

Twenty-seven members present.

#### Court of Examiners.

A report from the Court of Examiners, giving the results of the October examinations was submitted. The results appear in this Gazette.

#### Annual Report.

The draft Annual Report of the Council was submitted and adopted.

### BALLOT FOR COUNCIL.

The ballot for election of Council for year ending 26th November, 1938, will be held on Monday, 22nd November, 1937, from eleven o'clock to one o'clock in the Secretary's office, Solicitor's Buildings, Four Courts, Dublin. Voting papers should reach the Secretary, or may be personally delivered, not later than one o'clock, p.m., on Monday, 22nd November.

### GENERAL MEETING.

A Half-yearly General Meeting of the Society will be held at half past two o'clock, p.m., on Friday, 26th November, in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin.

### OBITUARY.

MR. JOHN J. McDONALD, Solicitor, died on the 20th August, 1937, at his residence, "Belclare," Temple Gardens, Dublin.

Mr. McDonald served his apprenticeship with the late Mr. Daniel Purcell, Dublin, was admitted in Trinity Sittings, 1900, and practised at Kingsbridge, Dublin as Solicitor of the Great Southern Railways.

MR. GERARD A. HOWE, Solicitor, died on the 31st August, 1937 at Belfast.

Mr. Howe was admitted in Hilary Sittings, 1893, and practised at 40 Westland Row, Dublin up to 1922, when he went to Belfast.

MR. EDWARD ST. CLAIR BELL, Solicitor, died on the 19th September, 1937, at 11 Eaton Square, Monkstown, Co. Dublin. Mr. Bell served his apprenticeship with his father, the late Mr. Alexander Bell, Dublin, was admitted in Hilary Sittings, 1906, and practised at 20 Molesworth Street, Dublin, up to 1914, when he entered the Land Registry, Dublin.

MR. ALFRED M. MUNN, Solicitor, died on 19th September, 1937, at his residence, "Lisleen," Co. Londonderry.

Mr. Munn served his apprenticeship with the late Mr. D. M. Colquhoun, Londonderry, was admitted in Easter Term, 1877, and practised at Londonderry up to 1892, when he was appointed Clerk of the Crown and Peace for the City and County of Londonderry, which position he occupied up to 1933, when he retired.

MR. CHARLES H. THORP, Solicitor, died on the 28th September, 1937, at his residence, Bagenalstown, Co. Carlow.

Mr. Thorp served his apprenticeship with his father, the late Mr. Charles Thorp, Bagenalstown, was admitted in Easter Term, 1874, and practised as a member of the firm of Thorp & Son at Bagenalstown.

MR. J. E. LEFROY STEIN, Solicitor, died on the 27th September, 1937, at "Dunedin," Monkstown, Co. Dublin.

Mr. Stein was admitted in Michaelmas Sittings, 1879, and practised at 53 Dawson Street, Dublin as a member of the firm of H. & J. Lefroy Stein, up to 1902, when he retired.

MR. DAVID WILSON, Solicitor, died on the 13th October, 1937, at Kelso, Scotland.

Mr. Wilson was admitted in Michaelmas Sittings, 1890, and practised as a member of the firm of David Wilson & Co., at Raphoe, Co. Donegal.

MR. SAMUEL B. E. WARD, Solicitor, died on the 9th October, 1937, at his residence, "The Oaks," Tunbridge Wells, England. Mr. Ward was admitted in Hilary Sittings, 1886, and practised as a member of the firm of Collis & Ward at 13 Clare Street, Dublin, up to 1921, when he retired.

MR. WILLIAM J. LUNDY, Solicitor, died on the 21st October, 1937, at Dublin.

Mr. Lundy served his apprenticeship with Mr. William S. Hayes, Dublin; was admitted in Trinity Sittings, 1899, and practised as a member of the firm of Hayes & Son, at 41 Nassau Street, Dublin.

MR. DANIEL O'GRADY, Solicitor, died on the 31st October, 1937, at 45 Waterloo Place, Dublin.

Mr. O'Grady served his apprenticeship with the late Mr. D. O'C Miley, Dublin; was admitted in Trinity Sittings, 1915, and practised at 22 Mary Street, Dublin.

#### ESTATE DUTIES ON POLICIES OF LIFE ASSURANCE.

The British Revenue Authorities have intimated to the parties concerned in the case of *In re Finance Act, 1894*, and *Deane*; (reported *The Irish Reports, 1936, page 556*) their acceptance in that case of the law as laid down in the judgment of the High Court of the Irish Free State.

#### EXAMINATIONS RESULTS.

At the Preliminary Examination held on 11th and 12th October, the following passed the Examination and their names are arranged in order of merit:—

1. John Bolton
2. Michael T. Neary
3. George A. Russell

Six candidates attended; three passed, three failed.

#### PRELIMINARY EXAMINATIONS, 1937.

A Silver Medal was awarded to Nicholas J. Cosgrave, Jun., and a Special Certificate to John Bolton.

#### LEGAL PRACTITIONERS (QUALIFICATION) ACT, 1929.

The following passed a "First Examination" in Irish under the above Act, held on 1st October:—

- Gerard C. Byrne
- Joan Conway
- Samuel V. Crawford
- Sheila C. P. Doorly
- John C. Griffin
- Raymond G. Hickey

William J. C. Horan  
 William Hoynes  
 Patrick J. Kelly  
 Frederick A. F. Lyons  
 Seamus N. Mahon  
 Kevin Nugent  
 Eileen O'Reilly  
 Patrick P. O'Sullivan  
 Peter P. Ryan  
 Gabriel Warde

Twenty-three candidates attended; sixteen passed, seven failed.

The following passed a "Second Examination" in Irish under the above Act, held on the 1st October:—

Robert E. J. Brady  
 Walter E. Carroll  
 Maureen French  
 James H. Gallagher  
 Stephen J. Gannon  
 Michael M. Goodbody  
 Francis X. Mulligan  
 Patrick F. Ryan  
 John Seery  
 Andrew G. Sheedy  
 Hugh J. Ward

Eighteen candidates attended; eleven passed, seven failed.

At the Intermediate Examination held on the 4th October, the following passed the examination:—

Passed with Merit

1. Joseph Gill
2. Patrick C. McLaughlin
3. Edward St. L. Blakeney
4. Michael J. Higgins
5. John N. H. Brennan

Passed

Thomas B. Bowes  
 John Carr  
 Edward C. Cooke  
 Daniel W. Curran  
 Thomas P. Early  
 Louis J. Gillic  
 James A. Kelly  
 Patrick P. B. McCormack  
 Thomas M. McMahon  
 James A. Neilan  
 John A. O'Loughlin  
 Joseph F. St. J. O'Neill  
 John J. Walker  
 Kevin P. Wallace

Twenty-five candidates attended; nineteen passed, six failed.

At the Final Examination held on the 5th and 6th October, the following passed the examination and their names are arranged in order of merit:—

1. Henry Murray
2. Thomas V. O'Connor, B.A., N.U.I.
3. John C. Murphy
4. Robert J. Sheehan
5. George C. McGrath
6. Eleanor C. Murray
7. Charles W. D. Hyland, B.A.,  
N.U.I. } equal
8. Peter D. M. Prentice
9. William S. Conway  
Michael J. O'Connor, B.A.,  
N.U.I. } equal
11. Arthur G. Cullen
12. Noel Jacobson, B.A., T.C.D.
13. William D. Andrews
14. C. Gavan Duffy, B.A., N.U.I.
15. Denis M. Greene
16. John J. G. Gilmartin } equal  
James P. Hegarty
18. James J. O'Connor
19. Joseph M. Collins  
John C. Daly, B.A., N.U.I. } equal
21. Arthur J. Morris
22. Brian S. Murphy
23. Joseph Hughes  
James P. McGarry, B.A., N.U.I. } equal
25. William Fry
26. Arthur G. Ardagh  
John J. Fitzgerald } equal  
Joseph S. O'Leary
29. Patrick J. Howard  
John P. L. Murray } equal
31. Samuel F. Hogan
32. Arthur G. Nixon
33. John S. G. Sealy
34. Alphonsus J. R. Tarrant
35. Liadain MacErlean
36. Eugene P. Finn  
Maelisa P. MacGinley } equal

Fifty-three candidates attended; thirty-seven passed, sixteen failed.

#### SCHOLARSHIPS, 1937.

The Findlater Scholarship has been awarded to Patrick G. Smyth, who served his apprenticeship with Mr. Aidan E. R. McCabe,



Cavan. The Overend Final Examination Scholarship has been awarded to Sighle MacBride, who served her apprenticeship with Miss Clohra MacBride, Westport; and the Overend Preliminary Examination Scholarship has been awarded to Nicholas J. Cosgrave, Jun.

#### STATUTES PASSED BY THE OIREACHTAS DURING THE YEAR 1937.

1. Spanish Civil War (Non-Intervention)
2. Public Assistance.
3. Circuit Court (Registration of Judgments.)
4. Whale Fisheries.
5. Garda Siochana.
6. Defence Forces (Temporary Provisions).
7. Post Office (Evasion of Postage).
8. Control of Imports (Amendment).
9. Merchant Shipping (Spanish Civil War).
10. Central Fund.
11. Widows and Orphans' Pensions.
12. Imposition of Duties (Confirmation of Orders).
13. Local Authorities (Electrical Employees).
14. Local Elections.
15. Army Pensions.
16. Plebiscite (Draft Constitution).
17. Local Loans Fund (Amendment).
18. Finance.
19. Dairy Produce (Amendment).
20. Executive Powers (Consequential Provisions).
21. Court Officers' (Amendment).
22. Appropriation.
23. Pigs and Bacon.
24. Dublin Hospitals.
25. Electoral (Chairman of Dáil Éireann).

#### THE IRISH SOLICITORS' GOLFING SOCIETY.

The Autumn Meeting of the Society was held at the Castle Golf Course on the 6th October, 1937 and the following are the results of the Competitions played.

#### THE INCORPORATED LAW SOCIETY CHALLENGE CUP

|                 |        |     |
|-----------------|--------|-----|
| Winner :—       |        |     |
| D. M. McDowell  | 81-14. | 67. |
| Runners-up :—   |        |     |
| P. C. Furlong   | 80-11. | 69. |
| J. D. Hollinger | 77- 7. | 70. |

#### THE RYAN CHALLENGE CUP.

|                        |         |     |
|------------------------|---------|-----|
| Winner :—              |         |     |
| S. Mathews (Winner)    | 97-22.  | 75. |
| B. Collins (Runner-up) | 101-23. | 78. |

#### THE ST. PATRICK'S CUP.

|                             |        |     |
|-----------------------------|--------|-----|
| P. C. Furlong (Winner)      | 80-11. | 69. |
| J. D. Hollinger (Runner-up) | 77-7.  | 70. |

#### FOURBALL v. BOGEY SWEEP (13 Holes).

|                                        |  |
|----------------------------------------|--|
| Winners :—                             |  |
| D. M. McDowell and P. R. Boyd, 6 up    |  |
| Second :—                              |  |
| R. H. Ryan and H. J. Fitzpatrick, 5 up |  |
| S. Mathews and T. Robinson, 5 up       |  |

#### SOLICITORS' APPRENTICES DEBATING SOCIETY, ANNUAL DANCE.

The Annual Dance of the Solicitors' Apprentices Debating Society is fixed to take place in the Gresham Hotel, Dublin, on Wednesday, 8th December, 1937, under the name of "The Michaelmas Dance." The Debating Society will welcome the patronage of members of the Solicitors' profession. Dancing will be from 9 p.m., to 3 a.m. Tickets, (including supper), seven shillings and sixpence, payable at door, or obtainable from members of the Committee.

#### NOTICE OF CHANGE OF ADDRESS

Please note that

**JOHN CLARK & CO.,**  
SOLICITORS,

have changed their Offices from  
11 WESTMORELAND STREET, to  
**66 UPPER O'CONNELL STREET,**  
(NORTHERN BANK BUILDINGS)  
**DUBLIN**

Telephone No. 72583.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.

THE INCORPORATED LAW SOCIETY

THE INCORPORATED LAW SOCIETY  
CHARTERED 1825  
11, ABchurch Lane, London, E.C. 4

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THE NEW YORK LIFE

THE NEW YORK LIFE  
INCORPORATED IN NEW YORK  
11, ABchurch Lane, London, E.C. 4

THE GREAT BRITAIN ASSURANCE CO

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INCORPORATED IN GREAT BRITAIN  
11, ABchurch Lane, London, E.C. 4

FOLLOWING ASSURANCE SOCIETIES

FOLLOWING ASSURANCE SOCIETIES  
ARE LISTED IN THE DIRECTORY  
OF THE INSTITUTE OF ACTUARIES  
FOR THE YEAR 1914

NOTICE TO CHANGERS OF ADDRESS

NOTICE TO CHANGERS OF ADDRESS  
MEMBERS OF THE INSTITUTE OF ACTUARIES  
WHO HAVE MOVED TO NEW ADDRESSES  
SHOULD NOTIFY THE SECRETARY  
OF THE INSTITUTE OF ACTUARIES  
AS SOON AS POSSIBLE

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STATUTES PASSED BY THE GENERAL MEETING

- 1. Statute passed by the General Meeting...
- 2. Statute passed by the General Meeting...
- 3. Statute passed by the General Meeting...
- 4. Statute passed by the General Meeting...
- 5. Statute passed by the General Meeting...
- 6. Statute passed by the General Meeting...
- 7. Statute passed by the General Meeting...
- 8. Statute passed by the General Meeting...
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- 21. Statute passed by the General Meeting...
- 22. Statute passed by the General Meeting...
- 23. Statute passed by the General Meeting...
- 24. Statute passed by the General Meeting...
- 25. Statute passed by the General Meeting...

THE IRISH ASSURANCE SOCIETY

THE IRISH ASSURANCE SOCIETY  
INCORPORATED IN IRELAND  
11, ABchurch Lane, London, E.C. 4



# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

Vol. XXXI, No. 6 ]

DECEMBER, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 6]

DECEMBER, 1937

[ FOR CIRCULATION  
AMONGST MEMBERS

### HALF-YEARLY GENERAL MEETING

A Half-yearly General Meeting of the Society was held in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin, on Friday, the 26th November. The chair was occupied by the President (Mr. John J. Duggan), and the following members were present:—Messrs. Sean O hUadhaigh (Vice-President), H. St. J. Blake, P. R. Boyd, W. G. Bradley, E. H. Burne, E. F. Collins, T. H. R. Craig, T. W. Delany, J. J. Dunne, J. B. Hamill, W. S. Hayes, M. E. Knight, J. J. Lynch, E. J. Mallins, H. P. Mayne, W. J. Norman, A. H. S. Orpen, G. A. Overend, T. G. Quirke, D. J. Reilly, C. G. Stapleton, Basil Thompson, C. St. G. Orpen, J. Blood-Smyth, J. M. Seales, J. B. Murphy, A. E. R. MacCabe, T. D. McLoughlin, A. Woodcock, D. McGillicuddy, D. D. MacDonald, J. L. McLoughlin, H. E. M. W. Flanagan, Alfred E. Walker, H. T. de V. White, R. G. Kenny, E. J. Kenny, C. T. B. White, E. J. Montgomery, G. A. C. Stirling, L. J. Jameson, P. O'Leary, J. A. Geary, H. H. Hurley, Samuel Hayes, H. G. Morris, J. D. Moran, A. G. Joyce, G. Crowley, G. F. Robinson, Denzil O'Donnell, F. E. Kennedy, R. P. Humphries, D. A. O'Connor, J. Barrett, T. Maguire, G. Byrne, G. C. Lett, Thomas Jackson, R. J. Dodd, J. R. Quirke, M. J. Bowers, Leonard Webb; Miss S. M. Webb; Messrs. C. M. Gore-Grimes, J. R. Blakeney, Ivan Howe, G. E. Grove-White, C. W. Grove-White, J. P. L. Murphy, V. P. Kennedy, C. Gore-Grimes, J. J. Hickey, J. B. McCann, J. J. O'Connor, J. Cusack, R. G. H. Carter.

The Secretary read the notice convening the meeting, also the minutes of the General Meeting of 13th May, 1937, which were signed by the Chairman.

The Chairman, with the consent of the meeting, signed the audited accounts of the Society for year ending 30th April, 1937.

The Secretary read the report of the scrutineers of the ballot for Council, which stated that the following had been returned unopposed as Provincial Delegates:—Ulster, John Gillespie; Munster, Arthur Blood-Smyth; Leinster, Daniel O'Connell; Connaught, Christopher E. Callan. That for the thirty-one Ordinary Members of the Council the following had been elected, and received the number of votes placed after their respective names:—John J. Duggan, 368; Thomas W. Delany, 353; J. J. Lynch, 337; E. F. Collins, 337; Charles Laverty, 335; Michael E. Knight, 333; T. G. Quirke, 325; H. St. J. Blake, 324; J. T. Wolfe, 324; W. S. Hayes, 320; D. J. Reilly, 316; T. H. R. Craig, 300; J. R. Brennan, 297; H. P. Mayne, 297; W. J. Norman, 289; Peter O'Connor, 287; L. E. O'Dea, 287; G. A. Overend, 285; A. H. S. Orpen, 281; P. F. O'Reilly, 279; P. R. Boyd, 278; J. F. D'Arcy, 275; S. O hUadhaigh, 275; Basil Thompson, 265; J. B. Hamill, 265; E. J. Mallins, 262; W. Gordon Bradley, 261; E. H. Burne, 253; John J. Dunne, 248; Cecil G. Stapleton, 235; John J. Dundon, 227. And the following to form a supplemental list in case of vacancies:—Robert A. Macaulay, 197; Ivan Howe, 181; T. Desmond McLoughlin, 166.

THE PRESIDENT, addressing the meeting, said :—

Gentlemen: I have pleasure in moving the adoption of the Report of the Council. The number of members of the Society for the current year is 793, a slight increase on the previous year. There are 1,365 Solicitors practising in the Irish Free State, 87 of whom are practising Solicitors resident in Northern Ireland, and have taken out from our Society certificates entitling them to practise in the Free State.

It would appear that a large number of Solicitors still ignore the appeals which have been repeatedly made to join the Society which their own interests would suggest as most desirable. In these days when all bodies are strongly organized for the mutual benefit of their members and protection of their interests, it is surprising to find such a spirit of indifference in our ranks, and I would again urge this large body of apathetic members to join the Society.

A vacancy occurred during the year amongst the Ordinary Members of the Council by the death of our late lamented friend, Mr. Peter Seales, which was filled from the supplemental list by the election of Mr. John J. Dundon.

The Courts of Justice Act, 1936, became law on 28th November, 1936; the entire Act, with the exception of Section 4 and Part IV, came into operation on the passing of the Act. In certain sections of the Act provision was made for "Appointed Days." These sections are :—

Section 9—Transfer of lunacy and minor jurisdictions from the Chief Justice to the High Court;

Section 13—Increase of number of circuits of the Circuit Court; and

Section 64—Prescribing the "Dublin Metropolitan District" for the purposes of the District Court.

Section 4 (Increase in number of Judges of Supreme Court) came into operation on 22nd December, 1936, by an Order made by the Executive Council, as provided in the section.

The 20th January, 1937, was by Statutory Order fixed as the Appointed Day for the purposes of Section 9, the effect of which was to transfer to the President of the High Court the jurisdiction in lunacy and minor matters and to create the office of Registrar of Wards of Court.

The Superior Court Rules Committee has adopted rules regulating procedure on the hearing of appeals from the Circuit Court to the High Court on Circuit, under Part IV of the Courts of Justice Act, 1936, and these rules, when approved of by the Minister for Justice, will come into operation on a day to be fixed for the coming into operation of Part IV of the Act.

It is expected that the new procedure in connection with the hearing of appeals in local venues will come into operation early in 1938.

I regret to say that there are still over one hundred Circuit Court Appeals awaiting hearing, and until these have been dealt with, representations will continue to be made for the purpose of having them disposed of at an early date.

The altered procedure in connection with the hearing of appeals is an added reason why all the existing appeals should be rapidly dealt with.

As you are no doubt aware a new code of rules and procedure under the Local Registration of Title Acts will come into force on the first day of December, 1937, and are now available.

Mr. Henry Mayne, representing this Society on the Registration of Title Rules Committee, acting in conjunction with a Committee of the Council, devoted great energy and much time to the preparation of the Rules and had some important amendments made in them, and I would like to pay tribute to him for the work he has done.

The question of editing and printing of legal text-books referred to at previous meetings has not been overlooked. The Council has been acting in co-operation with the Bar Council, but financial help which it was hoped would be available from Government sources has not as yet been forthcoming, and without such help the matter is difficult.

Attention having been called to the inadequacy of the remuneration allowed to Solicitors assigned by the State in the Central Criminal Court for the defence of prisoners on capital charges, as a result of representations the Attorney-General has arranged that an increased refresher fee would be payable where a Solicitor concerned is ordinarily resident in the country and is called upon to attend personally at the trial for the defence.

Complaints have been received regarding delay in furnishing certificates under Section 6 of Finance Act, 1928, and the Revenue Commissioners have intimated to the Council that they will be prepared to receive particulars of any such complaints, as they are most anxious that grounds for such should be removed.

I referred in my last half-yearly address to the question of duty on certain life insurance policies being claimed both in the Irish Free State and in England. The British Revenue authorities have now intimated their acceptance of the law as laid down in the judgment of the High Court of the Irish Free State in the case of "In re Finance Act, 1894, and Deane," reported in the Irish Law Reports, 1936, page 556. This report is worthy of study.

A new catalogue of the books contained in the Society's Library has recently been distributed to the Society's members, and I am glad to pay tribute to the workmanship in the city of Dublin which has produced such a handsome volume. I have no doubt that members will find it of much use.

I wish to emphasise the provisions of the Legal Practitioners (Qualification) Act, 1929, which applies to every intending apprentice to a Solicitor who was under the age of 15 years on the first day of October, 1929. No person to whom the Act applies is capable of being bound by indentures of apprenticeship to serve as an apprentice to a Solicitor unless he has obtained from the Incorporated Law Society of Ireland a certificate that he has passed a First Examination in Irish. The Act does not permit of the acceptance by this Society of a certificate of having passed any other examination in Irish in lieu of the intending apprentice passing an examination under the Act. The Act also provides that

no person shall be admitted a Solicitor unless he has obtained from the Incorporated Law Society a certificate that he has passed a Second Examination in Irish within one year before the expiration of the term of his apprenticeship or within one year before being so admitted.

Mr. Malvern White having resigned the position of Special Examiner for the Intermediate and Final Examinations on his appointment as Solicitor to the Provincial Bank during the year, the Council appointed Mr. Joseph Shields, Solicitor, to fill the vacancy.

Mr. Frank V. Gordon, who was for thirty years Special Examiner for the Preliminary Examinations, having also retired, the Council appointed Mr. Kenneth C. Bailey, F.T.C.D., to fill the vacancy.

Mr. Ireland, who acted as one of the Auditors of the Society's accounts for twenty years past, during the year requested to be relieved from further service as Auditor, and the Council has placed on record an expression of its thanks to him for his valuable services to the Society.

Mr. Glynn and Mr. Prentice with Mr. E. J. O'Brien were appointed as Auditors at the General Meeting held in May. The accounts for the year ending 1937 have been audited by them, and I wish on behalf of the Council to express its thanks and appreciation for the discharge of this work.

The Council has had under consideration questions dealing with domestic matters incidental to the government of the Solicitors' profession, especially such as relate to discipline and education, and whilst no final decision has so far been arrived at, it has become increasingly evident that it may be necessary to seek to promote legislation.

As you are probably aware, the English Law Society has recently obtained an Act greatly extending the powers and authority of that Society and the Solicitors' Bill in Northern Ireland has passed through the Senate and awaits consideration in the Commons, under which very extensive powers are being sought relating to the matters to which I have referred.

I would now propose the adoption of the report.

Mr. M. E. Knight seconded the adoption of the Report.

Mr. H. G. Morris having spoken, the President put the resolution adopting the Report, and it was passed unanimously.

The meeting having gone into Committee, the following resolution of which notice had been given and had been circulated amongst the members of the Society, was moved by Mr. A. E. R. MacCabe and seconded by Mr. J. Baldwin Murphy, and was discussed by the meeting :—

Resolved :—“ This meeting is of opinion that the Council of the Society should consider whether further statutory powers should be sought to ensure the better discipline of the Solicitors' profession.”

The President having wound up the discussion the resolution was passed *nem com.*

Mr. O hUadhaigh (Vice-President) having taken the chair, on the motion of Mr. Charles St. G. Orpen, seconded by Mr. T. G. Quirke, a hearty vote of thanks was passed to the President with acclamation.

The President having returned thanks, the meeting terminated.

### THE PRESIDENT

The Council elected, on the 2nd December, Mr. Thomas W. Delany, of Longford, to be President of the Society for the ensuing twelve months. The newly-elected President was admitted in Michaelmas Sittings, 1891. He was elected a member of the Council in 1925, and was a Vice-President of the Society for 1930-31.

### THE VICE-PRESIDENTS

The Council has elected Mr. Henry St. J. Blake, of Galway, and Mr. Patrick F. O'Reilly, of Dublin, to be Vice-Presidents of the Society for the ensuing twelve months.

### OBITUARY

MR. THOMAS L. ROOKE, Solicitor, died on the 2nd November, 1937, at his residence, 6 Vesey Place, Dun Laoghaire.

Mr. Rooke was admitted in Trinity Sittings, 1893, and practised as a member of the firm of Rooke and Rooke, at 6 Merrion Square, Dublin, up to 1932, when he retired.

Mr. J. Gustavus Wheatley, Solicitor, died on the 6th November, 1937, at 12 Merton Road; Dublin.

Mr. Wheatley was admitted in Hilary Sittings, 1883, and practised at 41 Nassau Street, Dublin, up to 1915, when he retired.

MR. FREDERICK W. WYNNE, Solicitor, died on 4th November, 1937, at Glenbrook, Worthing, Sussex.

Mr. Wynne served his apprenticeship with his brother, the Right Hon. Sir Henry A. Wynne, P.C., LL.D., ex-Chief Crown Solicitor for Ireland; was admitted in Trinity Sittings, 1896, and practised formerly in partnership with his brother and later by himself, under the style of Wynne & Wynne, at Cork, up to 1924, when he retired.

### APPOINTMENT

Mr. John F. Smyth, Solicitor, Castleblayney, has been appointed County Registrar for County Monaghan, in room of Mr. Henry Murphy, retired.

### LAND REGISTRY

The following memorandum has been received from the Registrar, with a request for its communication to members of the Society :—

#### Counsel's Opinion on First Registrations and Applications to Cancel "Equity Notices."

The Registrar requests that the following practice be adhered to on applications for first registration, or for cancellation of equity notices, in which Counsel's opinion is relied on either in substitution for or in modification of an official examination of a title.

#### References to Counsel under Rule 19 (1).

1. Where it is desired that an application for first registration be referred to Counsel for investigation of the title in substitution for its official examination, the Solicitor for

the applicant should submit to the Registrar an application in Form 1 or 2, as the case may require, with the following endorsement thereon signed by him:—

“Pursuant to Rule 19 (1) I apply that the examination of the title on this application be referred to \_\_\_\_\_.”

The Registrar, if he assents to the reference to the Counsel named, will endorse thereon—

“Referred to \_\_\_\_\_ for examination of the title at the expense of the applicant,”

and will return the application to the Solicitor to submit with the title to the Counsel.

2. Counsel's opinion on the title should state:—

- i. Whether he is satisfied with the identity of the property in the title deeds with the property the subject of the application as shown on the map accompanying it. In advising on this it is to be noted that the description of the land in a register or the Registry map is not conclusive of its extent or boundaries (Sect. 55).
- ii. Whether the applicant is to be registered as “full” owner or as “limited” owner. See Sect. 28.
- iii. If the applicant is a “full” owner, whether he is entitled beneficially or as trustee; and, if the latter, what inhibition for the protection of the trusts should be entered in the register on his registration.
- iv. If the applicant is a “full” owner, the “burdens” (if any) of those specified in Section 45 and Rule 99 that affect the property, and their priority, *inter se*.
- v. If the applicant is a “limited” owner, the document constituting the settlement, the trustees (if any) for the purposes of the Settled Land Acts, the “burdens” (if any) of those specified in Section 45 and Rule 99 that have priority to the settlement, and their priority, *inter se*.
- vi. Whether the evidence produced discharges his requisitions on the title.

3. No inquiry relative to any burden specified in Section 47 of the Act is necessary, unless the applicant requires notice of it or notice of exemption from it to be entered in the register.

4. When Counsel's requisitions have been complied with, the application, with his opinion, all documents, and an affidavit of discovery (Form 16), should be lodged in the Registry with the registration fee.

5. The fee for the registration is one-half the fee payable when the title is examined officially.

*Applications by a purchaser or mortgagor for first registration supported by Counsel's opinion on the title. Rule 19 (2).*

6. A purchaser of unregistered property who has had the title investigated by the Counsel referred to in Rule 19 (2) can rely on his Counsel's opinion in support of an application for first registration. A mortgagor whose title has been so investigated on the occasion of a mortgage can also rely on Counsel's opinion in support of such an application.

7. When a purchaser intends to apply for first registration of the property being bought by him, Counsel should be told, in order that his opinion may give the information that will enable the registration to be made without the issue of further queries or requisitions from the Registry.

8. Counsel's opinion should deal with the matters mentioned in paragraph 2 hereof, and should give the information there required for the purposes of the registration.

9. When the title has been accepted by Counsel, an application for first registration in the prescribed form may be lodged, accompanied by Counsel's opinion, the documents specified in Rule 16, and an affidavit of discovery in Form 16.

If the applicant is a purchaser, a conveyance from his vendor is not essential.



Registration can be made on the consent of the vendor (see Section 30 (7) of the Act). But if a conveyance is not obtained the contract for sale must be lodged with the Revenue Stamp for the duty payable on the sale impressed on it.

10. The fee for the registration when supported by Counsel's opinion is one-half the fee prescribed for first registration.

*Applications for cancellation of "Equity Notices" in the register when supported by Counsel's opinion. Rule 38 (2).*

11. An application to cancel an "Equity Notice" on Counsel's opinion will normally be made when the title has been investigated by Counsel on the occasion of a purchase or mortgage of the registered property. To ensure that the opinion will disclose the information necessary for the cancellation, the Counsel advising on the title should be told that an application will be made for cancellation of the notice, when the sale or mortgage is completed.

12. Counsel's opinion should state specifically all the incumbrances that are "burdens" included in Section 45 and Rule 99 that his examination of the title discloses.

Those of them for which satisfactory evidence of their discharge is not produced to Counsel and lodged with the application will be entered in the register as burdens on the cancellation of the notice.

Where it is claimed that an incumbrance is statute barred, evidence of the facts that shows the claim to be barred (if *prima facie* sufficient) is received in the Registry; but notice of the claim is sent to the persons interested in the incumbrance; and if an objection contesting the facts is received in reply to the notice, cancellation of the notice is stayed until the issue is determined by a Court.

13. If it appears to Counsel from his examination of the title that the registered owner is not the beneficial owner, *i.e.*, that he is either an express or constructive trustee for others, he should state the fact and the

persons ascertained by him to be the beneficiaries. The latter should join with the registered owner in the transfer or charge in any case in which he is not an express trustee transferring or charging in exercise of a power overriding their interests.

14. The burdens in Section 47 of the Act will, of course, be a matter for inquiry on the sale or mortgage. But their existence or non-existence is immaterial for the purposes of the cancellation of the equity notice. If they exist, it is assumed in the Registry that they continue to exist notwithstanding its cancellation. No inquiry, therefore, is made about them in the Registry, unless an application is made to enter notice in the register of the existence of one or some of them, or of the exemption of the property from one or some of them.

15. The application in Form 14 for cancellation of the notice should be lodged in the Registry with the transfer or deed of charge, accompanied by all documents submitted to Counsel. To enable the cancellation to be made without the issue of further queries or requisitions, care should be taken to have a statement of Counsel on his opinion that he has seen the evidence produced in explanations of the searches and the discharge of his requisitions, and that he has accepted it.

16. The Registrar can only act on the opinion of the Counsel specified in Rule 38 (2).

17. The Registry fee for cancellation of an Equity Notice supported by Counsel's opinion is one-half the fee for the cancellation where there is no Counsel's opinion.

#### HILARY SITTINGS LECTURES, 1938.

The Senior Class Lectures will be resumed on Tuesday, 11th January, at 2.15 p.m.

The Junior Class Lectures will be resumed on Wednesday, 12th January, at 2.15 p.m.

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ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.





# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

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JANUARY, 1938

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AMONGST MEMBERS

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### SOLICITORS' ANNUAL CERTIFICATES.

Members are reminded that Annual Certificates for the year ending 5th January, 1939, should be taken out and the duties paid thereon, before 6th February, 1938.

### MEETINGS OF THE COUNCIL.

2nd December.

Twenty-eight members present.

#### Election of President and Vice-Presidents.

The Council elected Mr. Thomas W. Delany to be President of the Society, and Mr. Henry St. J. Blake and Mr. Patrick F. O'Reilly to be Vice-Presidents for the ensuing twelve months.

16th December.

Twenty-four members present.

#### High Court on Circuit.

A letter was read from the Minister for Justice in reply to a letter in which the Council had affirmed the opinion of the Council expressed in a letter of 18th November, 1935, to the Minister that not more than one Judge of the High Court on Circuit should sit at the same time in any Appeal town. The Minister, in reply stated that the matter was one for the determination of the Chief Justice, and the President of the High Court, and that the Chief Justice had intimated to

the Minister the decision of the two Judges; that two Judges should sit simultaneously in each Appeal town. The Minister further stated that he had the views of the Council contained in our letter of 18th November, 1935, conveyed to both the Chief Justice and the President of the High Court.

The Council decided that the Minister be informed in reply, that the Council adhered to the view on this matter already expressed, and would again return to the subject after the first Circuit of the High Court had been completed.

#### General Meeting.

A Special Committee of the Council was appointed to consider the resolution passed at the General Meeting of the Society held on the 26th November.

#### Extra-ordinary Members.

The names of the following were submitted as those to act as Extra-ordinary Members of Council for the ensuing twelve months:—

INCORPORATED LAW SOCIETY OF NORTHERN IRELAND: Thomas M. Heron, William C. Gage, George Murnaghan, John W. Pinkerton, and James C. Taylor.

SOUTHERN LAW ASSOCIATION: Barry M. O'Meara, Timothy A. Buckley, John F. Foley, John J. Horgan and John J. Stanton.

### THE INCORPORATED LAW SOCIETY OF NORTHERN IRELAND

Mr. Thomas M. Heron, Mayfair, Arthur Square, Belfast, has been elected President of the Society for 1937-38.

### THE SOUTHERN LAW ASSOCIATION.

Mr. Barry M. O'Meara, 18 South Mall, Cork, has been elected President of the Association for 1937-38.

### OBITUARY.

MR. JAMES TANHAM, Solicitor, died on the 1st December, 1937, at Dublin.

Mr. Tanham served his apprenticeship with the late Mr. John J. McDonald, Dublin, was admitted in Hilary Sittings, 1925, and practised at 13 Westmoreland Street, Dublin.

MR. FREDERICK L. BLAKE, Solicitor, died on the 10th December, 1937, at his residence, "Llanara," Blackrock, Cork.

Mr. Blake served his apprenticeship with his father, the late Mr. J. C. Blake, Cork, was admitted in Hilary Sittings, 1901, and practised at 27 Marlborough Street, Cork.

He was an Extra-ordinary Member of the Council of this Society during the year 1929-30.

MR. PHILIP J. MCQUAID, Solicitor, died on the 28th December, 1937, at his residence, Clare Castle, Co. Clare.

Mr. McQuaid served his apprenticeship with the late Mr. John F. Small, Solicitor, Newry, was admitted in Hilary Sittings, 1913, and practised at Newry and Dundalk up to 1925, when he was appointed Under Sheriff for County Clare, which position he held up to the date of his death.

### ADMISSIONS AS SOLICITORS OF THE IRISH FREE STATE

July to December, 1937, inclusive

Burke, Patrick G.

Brady, Robert Edward Joseph

Cunningham, Patrick

Cullen, Arthur G.

Collins, Joseph Michael

Finn, Eugene P.

Gearty, Francis Joseph

Greene, Denis M.

Gannon, Stephen Joseph

Harvey, Charles, Junr.

Hegarty, James Patrick

Keller, Maurice Watters

Kearney, Donal Thomas

Koenigs, Frederick William

MacBride, Sighle

McCracken, Desmond Murrough

Murphy, Brian S.

Murray, Henry

Murray, John Patrick Lindley

O'Connor, Mary Frances

O'Connor, Roderick

O'Connor, Thomas Valentine

O'Connor, James J.

O'Leary, Joseph S.

Roper, William P.

Rooney, Patrick Joseph

Sheehan, Robert Joseph

### LIST OF STATUTES PASSED BY THE OIREACHTAS DURING 1937.

1. Spanish Civil War (Non-Intervention).
2. Public Assistance.
3. Circuit Court (Registration of Judgments).
4. Whale Fisheries.
5. Garda Siochana.
6. Defence Forces (Temporary Provisions).
7. Post Office (Evasion of Postage).
8. Control of Imports (Amendment).
9. Merchant Shipping (Spanish Civil War).
10. Central Fund.
11. Widows and Orphans' Pensions.
12. Imposition of Duties (Confirmation of Orders).
13. Local Authorities (Electrical Employees).
14. Local Elections.
15. Army Pensions.
16. Plebiscite (Draft Constitution).
17. Local Loans Fund (Amendment).
18. Finance.
19. Dairy Produce (Amendment).
20. Executive Powers (Consequential Provisions).
21. Court Officers (Amendment).
22. Appropriation.
23. Pigs and Bacon.
24. Dublin Hospitals.
25. Electoral (Chairman of Dáil Eireann).
26. Control of Prices.
27. Agricultural Produce (Cereals) (Amendment).
28. Commissioner of Valuation (Substitute).
29. Expiring Laws.
30. Seanad Electoral (University Members).
31. Imposition of Duties (Confirmation of Order) (No. 2).
32. Presidential Elections.
33. Sea Fisheries (Protection of Immature Fish).
34. Fisheries (Tidal Waters) (Amendment).
35. Fisheries.

36. Local Government (Nomination of Presidential Candidates).
37. Presidential Seal.
38. Interpretation.
39. Irish Nationality and Citizenship (Amendment).
40. Constitution (Consequential Provisions).
41. Defence Forces.
42. Housing and Labourers.
43. Seanad Electoral (Panel Members).

### ADVERTISEMENT

#### Irish Law Times and Solicitors' Journal.

I have received instructions from the Representatives of the late C. H. Thorp, Solicitor, deceased, to offer for sale the following volumes of the Irish Law Times and Solicitors' Journal with Reports and Digests.

All the Volumes, with the exception of the Digests, are bound in best quality leather and are in excellent condition.

Volumes 1 to 9, 1867 to 1875 (inclusive).

Volumes 16 to 21, 1882 to 1887 (in one Volume).

Volumes 26 to 69, 1892 to 1935 (inclusive).

Stubbs' Digest, 1867 to 1893.

Stubbs' Digest, 1894 to 1903.

Maxwell's Digest, 1904 to 1911.

The books can be inspected at my office during ordinary office hours.

F. J. LANIGAN,  
Solicitor,

15 Dublin Street, Carlow.

(Telephone: Carlow 90.)

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### MEETING OF THE COUNCIL.

13th January.

Twenty-three members present.

#### Land Acts.

The Council decided that a letter be written to the President of the High Court drawing attention to the inconvenience to Solicitors and their clients caused by reason of the unsuitability for the purpose of the room at 24 Upper Merrion Street, in which the sittings of the Appeal Tribunal are held.

#### Registry of Deeds.

A letter read from a member enclosing correspondence he has had with the Assistant Registrar of Deeds on the subject of the memorials transcript books kept pursuant to statute in the Registry of Deeds Office was referred to a Committee.

#### Election of Seanad.

The Council resolved to make application for registration in the Register of Nominating Bodies under the Seanad Electoral (Panel Members) Act, 1937.

#### OBITUARY.

MR. JAMES FLYNN, Solicitor, died on the 3rd January, 1938, at Bon Secour Hospital, Cork.

MR. FLYNN served his apprenticeship with the late Mr. P. T. Carroll, Bantry; was admitted in Michaelmas Sittings, 1894, and practised at Kenmare, and subsequently at Bantry, up to 1914, when he retired.

MR. ARCHIBALD TUTHILL, Solicitor, died on the 16th January, 1938, at "Tamney," Glenageary, Co. Dublin.

Mr. Tuthill served his apprenticeship with the late Mr. A. H. Middleton, Dublin; was admitted in Trinity Sittings, 1874, and practised at 26 Eustace Street, Dublin, up to 1930, when he retired.

#### ESTATE DUTY ON POLICIES OF LIFE ASSURANCE.

In the GAZETTE of November, 1937, reference was made to a case of "In re Finance Act, 1894, and Deane" (reported "The Irish Reports" of 1936, page 556), and it was stated that the British Revenue Authorities had intimated to the parties concerned their acceptance in that case of the law as laid down in the judgment of the High Court of the Irish Free State.



The following is a copy of the headnote of the report above referred to:—

“ J. B. D. was domiciled in the Irish Free State, and held a policy of assurance on his life with the Scottish Amicable Life Assurance Society, a society incorporated by statute and having its registered office in Glasgow. J. B. D. died on the 2nd April, 1931, at which date the said policy was situate in the Irish Free State. On the death of J. B. D. the Commissioners of Inland Revenue in Great Britain claimed, and were paid, estate duty on the proceeds of the policy. The Irish Free State Revenue Commissioners also claimed estate duty, which was paid under protest, the Irish Commissioners having refused to make any allowance under the Double Taxation (Relief) Order (No. 1), 1923, in respect of the duty so paid in Great Britain. The Irish Commissioners based their refusal on the ground (*inter alia*) that the said policy was a specialty, physically located in the Irish Free State at the date of the death of J. B. D. within the meaning of the Double Taxation (Relief) Order (No. 1), 1923, Part, II (c), and accordingly that estate duty was payable in the Irish Free State and not in Great Britain.

“ Held, that the debt due on the said policy was a debt due on a specialty situate in the Irish Free State according to the laws in force in England and Ireland on the 6th December, 1922 (the date upon which any question as to whether any property is to be treated for the purpose of double taxation relief as situated in Great Britain or in the Irish Free State is to be determined under the Double Taxation (Relief) Order (No. 1), 1923); that no duty was payable thereon in Great Britain, and that the Revenue Commissioners of the Irish Free State were right in refusing to make an allowance in respect of the estate duty paid to the Commissioners of Inland Revenue in Great Britain.”

## CALENDAR.

The Calendar of the Society for 1938 can be obtained in the Secretary's Office. Price five shillings; by post five shillings and sixpence.

## STATUTORY RULES AND ORDERS, AND RULES.

Attention is drawn to the following Statutory Rules and Orders:—

- 1937, No. 222. General Byelaws for the control of traffic.
- 1937, No. 241. Dublin Traffic Byelaws.
- 1937, No. 242. Dublin Traffic (Parking and Waiting) Byelaws.
- 1937, No. 264. Land Registration Rules, 1937.
- 1937, No. 292. The Land Registration Fee Order, 1937.
- 1937, No. 294. Courts of Justice Act, 1936 (Part IV) (Commencement) Order 1937.

### Rules.

High Court and Supreme Court Rules of 11th October, 1937, regulating procedure under Part IV of Courts of Justice Act, 1936.

## APRIL EXAMINATIONS, 1938.

Preliminary Examination, Monday and Tuesday, 4th and 5th days of April. Notice of intention to attend to be lodged before 15th March.

Final Examination, Wednesday and Thursday, 6th and 7th days of April. Notice of intention to attend to be lodged before 17th March.

First and second examinations in Irish, Friday and Saturday, 8th and 9th days of April. Notice of intention to attend to be lodged before 19th March.

**THE HIGH COURT OF JUSTICE.**

SPRING CIRCUITS FOR 1938:

Sittings fixed for various Counties.

The following arrangements have been made in respect of the Spring Circuits of the High Court:—

**EASTERN CIRCUIT.**

**Wicklow**—At Wicklow. Monday, March 7th, at 11.30 a.m.

**Wexford**—At Wexford. Tuesday, March 8th, at 11 a.m.

**Waterford**—At Waterford. Thursday, March 10th, at 11 a.m.

**Tipperary (South)**—At Clonmel. Saturday, March 12th, at 11 a.m.

**Tipperary (North)**—At Nenagh. Monday, March 14th, at 1 p.m.

**Offaly**—At Tullamore. Tuesday, March 15th, at 11.30 a.m.

**Leix**—At Portlaoighise. Wednesday, March 16th, at 11.30 p.m.

**Kilkenny**—At Kilkenny. Friday, March 18th, at 12.30 p.m.

**Carlow**—At Carlow. Saturday, March 19th, at 11.30 a.m.

**Kildare**—At Naas. Monday, March 21st, at 11 a.m.

Judge—MR. JUSTICE O'BYRNE.

**SOUTHERN CIRCUIT**

**Clare**—At Ennis. Tuesday, March 8th, at 10.30 a.m.

**Limerick County and Limerick City**—At Limerick. Wednesday, March 9th, at 10.30 a.m.

**Kerry**—At Tralee. Friday, March 11th, at 3 p.m.

**Cork County and Cork City**—At Cork. Tuesday, March 15th, at 10.30 a.m.

Judge—MR. JUSTICE HANNA.

**WESTERN CIRCUIT**

**Longford**—At Longford. Tuesday, March 8th, at 11 a.m.

**Leitrim**—At Carrick-on-Shannon. Wednesday, March 9th, at 11 a.m.

**Sligo**—At Sligo. Saturday, March 12th, at 11 a.m.

**Mayo**—At Castlebar. Tuesday, March 15th, at 11 a.m.

**Galway**—At Galway. Monday, March 21st, at 11 a.m.

**Roscommon**—At Roscommon. Tuesday, March 22nd, at 11 a.m.

Judges—MR. JUSTICE GEOGHEGAN, MR. JUSTICE GAVAN DUFFY.

**NORTHERN CIRCUIT**

**Louth**—At Dundalk. Monday, March 7th, at 10.30 a.m.

**Monaghan**—At Monaghan. Wednesday, March 9th, at 10.30 a.m.

**Cavan**—At Cavan. Thursday, March 10th, at 10.30 a.m.

**Westmeath**—At Mullingar. Monday, March 14th, at 11.30 a.m.

**Meath**—At Trim. Wednesday, March 16th, at 11.30 a.m.

**Donegal**—At Letterkenny. Monday, March 21st, at 12 noon.

Judge—MR. JUSTICE MURNAGHAN.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.



# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

Vol. XXXI, No. 9 ]

MARCH, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS.

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 9]

MARCH, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETINGS OF THE COUNCIL.

3rd February.

Twenty members present.

#### Land Acts.

A letter was read in reply from the President of the High Court stating that the rooms at present in use for sittings of the Appeal Tribunal in Upper Merrion Street are about to be converted into a proper courtroom.

24th February.

Twenty-two members present.

#### Seanad Election.

The Council selected Mr. Thomas W. Delany (President of the Society), of Longford, and Mr. John J. Horgan (an Extraordinary Member of the Council), of Cork, as candidates for election, on the Cultural and Educational Panel, as members of the Seanad.

#### High Court on Circuit.

The President reported to the Council that he had an interview with the Chief Justice and the President of the High Court in reference to the hearing of appeals before the High Court about to go on Circuit. ....

#### Registration of Title.

Mr. Mayne submitted to the Council draft

of amendments of the Local Registration of Title (Ireland) Act, 1891, which in his capacity of member of the Local Registration of Title Rules Committee, nominated by the Council, he had received from the Registrar of Titles. A special committee of the Council was appointed to assist Mr. Mayne in considering these amendments, and to consider other amendments suggested by Mr. Mayne relating to registration of deeds.

#### Carbon Typing Paper.

A letter was read from a firm of solicitors drawing attention to the inferior quality of the carbon typing paper now being supplied in Éire. It was resolved to draw the attention of the Minister for Industry and Commerce to the inferior qualities both of carbon paper and of ribbons for typing purposes being now supplied in Éire, and to the excessive prices being charged for both articles.

#### OBITUARY.

MR. JAMES J. BLAKE, Solicitor, died on the 13th February, 1938, at Cork.

Mr. Blake served his apprenticeship with the late Mr. Richard Hayes, Cork; was admitted in Trinity Sittings, 1919, and practised at 59 South Mall, Cork.

MR. FRANK V. GORDON, Solicitor, died on the 23rd February, 1938, at his residence, 8 St. James' Terrace, Clonskeagh, Dublin.

Mr. Gordon served his apprenticeship with the late Sir A. F. Baker and Mr. J. P. Ringwood, Dublin; was admitted in Hilary Sittings, 1906, and practised as a member of the firm of Baker, Ringwood and Gordon, at 5 Clare Street, Dublin.

MR. WILLIAM KERR JOHNSTON, Solicitor, died on the 26th February, 1938, at his residence, 1 Ellerslie Villas, Bray.

Mr. Johnston was admitted in Hilary Sittings, 1888, and practised at 8 Leinster Street, Dublin.

MR. ARTHUR H. JULIAN, Solicitor, died on the 26th February, 1938, at his residence, Ditchley, Little Island, Cork.

Mr. Julian was admitted in Trinity Sittings, 1872, and practised as a member of the firm of Julian and O'Brien, at 43 South Mall, Cork.

He was an Extra-ordinary Member of the Council from 1890 to 1931.

MR. PATRICK S. GOLDING, Solicitor, died on the 28th February, 1938, at Toronto, Canada.

Mr. Golding was admitted in Trinity Sittings, 1893, and practised at Ballinasloe up to 1927, when he went abroad.

He was Crown Solicitor for County Galway from 1911 to 1922.

#### PROFESSORSHIP OF COMMON LAW.

The Council invite applications for the office of Professor of Common Law to the Society, which has become vacant owing to the resignation of Mr. Boland on his appointment as Assistant Solicitor in the Solicitors' Branch of the Land Commission. Particulars

of duties can be obtained from the Secretary.

The newly-elected Professor will enter on duty immediately after election, which is to take place on 28th April.

The appointment will be made for one year, and the person appointed will be eligible for yearly re-appointment for each of the four succeeding years.

Applications from practising Barristers or Solicitors will be received up to the 14th April, and applicants will be requested to attend for interview on 22nd April. Applications should be addressed to the Secretary, Incorporated Law Society of Ireland, Solicitors' Buildings, Four Courts, Dublin, N.W.8.

#### APPOINTMENTS.

The following Solicitors have been appointed by the Chief Justice to be Commissioners for Oaths:—

Michael J. Dunne, 14 Ely Place, Dublin.

Alexander J. McDonald, 116 Grafton Street, Dublin.

Dermot McGillicuddy, 31 Kildare Street, Dublin.

John J. O'Hare, 25 Bachelors' Walk, Dublin.

#### CALENDAR.

The Calendar of the Society for 1938 can be obtained in the Secretary's Office. Price five shillings; by post five shillings and sixpence.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.

# THE GAZETTE

1911

## NOTICE

Notice is hereby given that the following regulations have been approved by the Council of the Institution of Mechanical Engineers, and will be in force from the 1st day of January, 1911.

### REGULATIONS

1. The Institution of Mechanical Engineers shall be governed by the following regulations.

2. The Council of the Institution of Mechanical Engineers shall consist of the following members.

3. The Council of the Institution of Mechanical Engineers shall have the following powers.

4. The Council of the Institution of Mechanical Engineers shall have the following duties.

### MEMBERSHIP

5. The following regulations shall apply to the membership of the Institution of Mechanical Engineers.

6. The following regulations shall apply to the election of members.

7. The following regulations shall apply to the admission of students.

8. The following regulations shall apply to the admission of students.

9. The following regulations shall apply to the admission of students.

10. The following regulations shall apply to the admission of students.

11. The following regulations shall apply to the admission of students.

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19. The following regulations shall apply to the admission of students.

20. The following regulations shall apply to the admission of students.

21. The following regulations shall apply to the admission of students.



# THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXXI, No. 10] APRIL, 1938

[FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXI, No. 10]

APRIL, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETING OF THE COUNCIL.

24th March.

Twenty-eight members present.

#### Professorship.

A letter was read from Mr. E. L. Boland tendering his resignation of the office of Professor of Common Law, owing to his having been appointed as Assistant Solicitor in the Solicitors' branch of the Irish Land Commission. The resignation was accepted, and an election of a successor was directed to take place at the meeting of the Council on 28th April.

#### Carbon Typing Paper.

A letter in reply was read from the Department of Industry and Commerce stating that the matter of the quality and prices of Irish manufactured carbon papers and typewriter ribbons, in reference to which complaint had been made by the Council to the Ministry is receiving attention. The letter enquired further particulars in reference to the complaints, and it was ordered that a reply giving particulars be written.

### HIGH COURT SITTINGS.

Easter Sittings begin Monday, 25th April.

### LECTURES.

Senior lecture class begins Tuesday, 26th April. Junior lecture class begins Wednesday, 27th April.

### INTERMEDIATE EXAMINATION.

An Intermediate Examination will be held on Friday, 3rd June. Notice of intention to attend should be lodged before 13th May.

### OBITUARY.

MR. SAMUEL TARRANT, Solicitor, died on the 8th March, 1938, at Dublin.

Mr. Tarrant served his apprenticeship with Mr. John Tarrant, Sligo, and Mr. Michael J. Howley, Sligo; was admitted in Trinity Sittings, 1912, and practised formerly at Sligo and latterly at Dublin.

MR. JOHN A. MCCONNELL, Solicitor, died on the 8th March, 1938, at his residence, Orneau Road, Belfast.

Mr. McConnell served his apprenticeship with the late Mr. Norman C. Caruth, Ballymena; was admitted in Hilary Sittings, 1901, and practised formerly at Downpatrick and latterly at Ballynahinch.



MR. ALBERT CAGNEY, Solicitor, died on the 23rd March, 1938, at St. Ann's Hill, County Cork.

Mr. Cagney was admitted in Trinity Sittings, 1883, and practised at Cork.

#### APPOINTMENTS.

Mr. Patrick J. Connellan has been appointed State Solicitor for the County of Longford.

Mr. Christopher T. F. Russell has been appointed County Registrar to the Circuit Court Office for County Cork, and has also been appointed District Probate Registrar at Cork, to hold both offices as from 11th April, 1938.

The Chief Justice has appointed the following to be Notaries Public:—

Henry E. Donegan, Solicitor, Cobh, for the County and City of Cork.

Owen Binchy, Solicitor, Charleville, for the Counties of Limerick and Cork.

And the Chief Justice has appointed the following to be Commissioners for Oaths:—

Henry E. Donegan, Solicitor, Cobh.

Mrs. Kathleen Stokes, Solicitor, Ardee.

David Fitzgerald, Solicitor, Limerick.

George C. Quinn, Solicitor, 50 South Mall, Cork.

Francis J. Magan, Solicitor, Granard.

William D. Mockler, Solicitor, 59 South Mall, Cork.

Jeremiah J. Creed, Solicitor, Macroom.

John A. Moore, Auctioneer, Dingle.

Michael Fogerty, District Court Clerk, Naas.

Patrick O'Brien, District Court Clerk, Schull.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin, N.W.8.





# THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

Vol. XXXII, No. 1 ]

MAY, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXII, No. 1]

MAY, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETING OF THE COUNCIL

28th April.

Twenty-eight members present.

### Examinations.

The Report of the Court of Examiners upon the April Examinations of the Society was submitted and adopted.

### Professorship.

The Council elected Mr. Matthew Purcell, Solicitor, to be Professor of Common Law to the Society.

### District Courts.

A letter was read from the Secretary of the Department of Justice stating in reply to the request of the Council, that each District Court Clerk should be furnished with a large scale map of the District Court Area to which he is attached, that having regard to the existing means of ascertaining the addresses of the inhabitants of the area, and having regard to the expenses which would be involved in the supplying of the suggested map, the Minister is not satisfied that he would be justified in approving of such expenditure.

### OBITUARY

MR. WILLIAM JOHNSON, Solicitor, died on the 11th April, 1938, at his residence, 31 Woodhouse Road, Mansfield, Nottingham.

Mr. Johnson was admitted in Hilary Sittings, 1888 and practised as a member of the firm of Johnson and Rutherford at Newry, Co. Down.

MR. ROBERT T. H. TIGHE, Solicitor, died on the 10th April, 1938, at Chicago, U.S.A.

Mr. Tighe served his apprenticeship with the late Mr. Jeremiah McCarthy, Sligo, was admitted in Trinity Sittings, 1899 and practised at Sligo and subsequently at Dublin up to 1906.

MR. JAMES F. McMAHON LYNCH, Solicitor, died on the 19th April, 1938.

Mr. Lynch served his apprenticeship with his father, the late Mr. James Lynch, Ennis, was admitted in Trinity Sittings, 1922 and practised at Ennis.

### PROFESSOR OF COMMON LAW

The Council, upon 28th April, elected Mr. Matthew Purcell, Solicitor, to be Professor of Common Law to the Society.

Mr. Purcell is M.A., (Lond.). He obtained first place at the Society's Intermediate Examination, first place and silver medal at the Final Examination, the Overend Final Examination Scholarship and the

Findlater Scholarship. He was admitted a Solicitor in Michaelmas Sittings, 1935.

#### ·HIGH COURT SITTINGS

Easter Sittings end on Thursday, 2nd June.  
Trinity Sittings begin on Wednesday, 15th June.

#### ·EXAMINATIONS RESULTS

At the Preliminary Examination held on the 4th and 5th April, the following passed the examination and their names are arranged in order of merit :—

1. James J. Byrne.
2. James A. Casey.
3. Patrick J. V. Sweeney.
4. Edward J. Durmin.
5. James P. Farrell.
6. Patrick McEntee.

#### ·MODIFIED PRELIMINARY EXAMINATION

Passed :—William J. Walsh.

Seven Candidates attended, seven passed.

#### ·LEGAL PRACTITIONERS (QUALIFICATION) ACT, 1929.

The following passed a "First" examination in Irish under the above Act, held on 8th April.

- Mary J. Brennan.
- James J. Byrne.
- James L. Byrne.
- James A. Casey.
- Randal Counihan.
- Edward J. Durmin.
- Thomas B. Dwane.
- James P. Farrell.
- Michael N. Gill.
- Edward W. Healy.
- Helen M. Johnstone.
- James B. Joyce.
- Elizabeth B. Kelly.
- Simon T. T. Kelly.
- Diarmid M. J. Kennedy.
- John E. Kennedy.
- Hugh A. Ludlow.

- Eithne M. MacInerney.
- Caleb C. McCutcheon.
- Patrick McEntee.
- Michael F. J. MacMahon.
- Thomas A. Moylan.
- John C. O'Connor.
- Michael B. O'Malley.
- Nicholas G. Proud.
- Thomas J. Reilly.
- Patrick A. Roche.
- Patrick M. Russell.
- Patrick J. V. Sweeney.

Forty candidates attended; twenty-nine passed; eleven failed.

The following passed a "Second" examination in Irish under the above Act, held on the 8th and 9th April :—

- Thomas J. Branigan.
- Martin T. Butler.
- Geoffrey L. Collins.
- Thomas J. Fitzpatrick.
- Eileen M. M. Forde.
- Timothy G. Kavanagh.
- Liadain MacErlean.
- Patrick McEllin.
- Jane T. McGowan.
- William T. Moran.
- Arthur J. Morris.
- Beatrice Mushatt.
- John J. Nagle.
- Patrick J. O'Reilly.
- Moira O'Sullivan.
- Peter D. M. Prentice.
- William Tormey, junr.
- John A. Woods.

Twenty-four candidates attended; eighteen passed; six failed.

At the Final Examination for apprentices to Solicitors held on the 6th and 7th April, the following passed the examination and their names are arranged in order of merit :—

1. Liam P. Cafferky, B.A., N.U.I.

2. Francis X. Mulligan  
Michael J. de.R. O'Phelan  
(The O'Phelan of the  
Decies) } equal
4. John Carrigan.
5. Francis W. Hutchinson.
6. Timothy G. Kavanagh, B.A., N.U.I.
7. Francis J. O'Flynn.
8. Thomas P. Burke. } equal  
James G. Clahane.
10. Patrick J. Hennigan, B.A., T.C.D.
11. John E. Hamerton, B.A., T.C.D.
12. Patrick B. McCarthy, B.A., N.U.I.
13. William A. Beers, B.A., T.C.D.
14. Bernard Daly, } equal  
Andrew G. Sheedy.
16. John Seery.
17. Patrick M. Farrell.
18. John R. Hayden, B.A., T.C.D.
19. Joseph McCartney: } equal  
James S. Reilly, B.A., N.U.I.
21. Walter E. Carroll
22. Patrick F. Ryan.
23. Dora C. M. Corrigan.
24. Hugh J. Ward.
25. William M. Franklin, B.A., T.C.D.
26. Frederick J. Wright.

Fifty-one candidates attended; twenty-six passed; twenty-five failed.

#### ADVERTISEMENT

*To meet the growing requirements of Solicitors' Apprentices reading for the First and Second Examinations in Irish in October, 1938 and April, 1939*

#### A SPECIAL IRISH COURSE

*will be held from July 28th to August 25th, 1938 at Ardmore, Co. Waterford. The course will consist of daily lectures supplemented by printed notes. The latest date for gaining admission to the Course without additional fee, will be July 1st, 1938. For details of Course; Syllabus, Fees, etc., apply.*

**P. J. MAHER,**

B.A., Higher Dip. in Ed.

**23 ANNE STREET, CLONMEL,  
CO. TIPPERARY.**

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.



# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

Vol. XXXII, No. 2]

JUNE, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

Vol. XXXII, No. 2]

JUNE, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

### HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society was held on Monday, 16th May, at the Solicitors' Buildings, Four Courts, Dublin, the President (Mr. T. W. Delany) in the chair.

The following members were also present : Messrs. J. J. Duggan, W. S. Hayes, E. J. Mallins, H. P. Mayne, P. R. Boyd, W. J. Norman, Sean O hUadhaigh, A. H. S. Orpen, C. G. Stapleton, Basil Thompson, D. D. McDonald, G. E. Grove-White, T. D. McLoughlin, P. C. Moore, C. W. Grove-White, V. Kennedy, J. D. Moran, H. Sheil, M. J. Bowers, R. A. Humphries, A. G. Joyce, E. J. Kenny, C. J. Rutherford, D. B. Gilmore, F. J. W. Darley, P. Glynn, J. D. Hollinger, H. E. W. Flanagan, Gerald Byrne, A. E. Walker, M. A. Smyth, H. H. Hurley, P. K. Carey, W. J. M. Coulter and J. P. J. Smyth.

The Secretary read the notice convening the meeting and the minutes of the Half-yearly General Meeting held on the 26th November, 1937, the latter of which were signed by the President.

On the motion of Mr. Duggan, seconded by Mr. O hUadhaigh, the following resolution was unanimously adopted :

"That Mr. A. E. Prentice, Mr. P. Glynn and Mr. E. J. O'Brien be appointed Auditors of the Society's accounts for year ending 30th April, 1938."

The President nominated the following members to be Scrutineers of Ballot for

election of Council to be held in November next : Mr. F. G. Sharpe, Mr. H. G. Sweetman, Mr. H. H. Maxwell, Mr. Desmond J. Collins and Mr. Thomas Jackson.

THE PRESIDENT, addressing the meeting, said :—

It has been the practice for the President in his address at the May General Meeting to refer to matters of interest which arose since the holding of the November General Meeting.

Members who read the GAZETTE will have noticed that a number of Solicitors who occupied prominent positions in the profession have passed away. Amongst them one stands out as entitled to special notice. I refer to Mr. Arthur H. Julian, of Cork, who was admitted a Solicitor in the year 1872. He died in the month of February of the present year, and during his years was an outstanding member of the profession.

A few years ago when the interest of the country Solicitors was awakened by the movement, the result of which was the election of many of them to the Council, Mr. Julian—then a very senior member of the provincial Solicitors—showed a youthful energy that was astonishing. His enthusiasm and his energy were largely responsible for the widespread interest engendered amongst the provincial Solicitors.

The profession as a whole may well regret his death, and cannot fail to cherish the memory of one who never failed to do his duty to his profession.



The High Court on circuit held its first sittings for the hearing of appeals from the Circuit Court in the month of March in the present year. Litigants in their own area had a patient and dignified hearing of their grievances, and were satisfied that justice was done. I have every feeling that the new system of appeals has justified itself.

Members of the profession will, no doubt, be aware that at the recent election for the Seanad the Society was given a right to nominate candidates on the Cultural Panel. The Council did nominate two. Unfortunately neither was elected. Should in the future it be desired that the members of the Seanad be elected on a vocational basis, that end may be better attained by a method other than that adopted at the recent election.

Since the last General Meeting Solicitors called the attention of the Council to various matters of interest to the profession. It is impossible here to refer to all of these. One of general interest, however, was a complaint in respect of the quality and price of carbon paper and typewriter ribbons which were available for the profession. The Council communicated with the Minister for Industry and Commerce. It is believed that much of the cause for complaint has been removed.

At the last General Meeting a resolution was carried expressing the opinion that the Council should consider whether further statutory powers should be sought to ensure the better discipline of and the regulation of admission to the Solicitors' profession. In the course of the debate on that resolution several matters of vital interest to the Solicitors' profession were ventilated. The Council appointed a special committee of twelve of its members to consider the effect of the resolution and how the wishes of the meeting should be best given effect to. That committee has had several meetings and has made interim reports, but it has not completed or concluded its work. At an early date the Council will have the final report of its committee, and will in the appropriate manner submit to the profession its conclusions.

It will be in the recollection of those who have attended General Meetings of the Law Society that some years ago a President in his address drew attention to the need for books dealing with Irish law, and intimated

that the Council had given anxious consideration to the question of how these books could be procured. I was convinced then, and in the light of the further years' experience since I am more than convinced now, that this is a matter of vital importance to the profession, and so I will ask you to bear with me while I inform you of what has been done by the Council.

Some four or five years ago a member of the Council, a county practitioner engaged continuously in Circuit Court and District Court practices in the past, made a communication to the Council directing attention to the need for books on Irish law and practice. He pointed out that many of the books, every day referred to in his office, were then considerably out of date and were, for the most part, unprocurable. He mentioned particularly Carleton's County Court Practice, O'Connor's Justice of the Peace, Babington's Equity, and Vanston's various books on Local Government and Public Health.

The Council, after discussion, were so impressed with the importance of the matter that they appointed a committee, and that committee in time reported that these books were essential, and that it was absolutely necessary that they should be procured and made suitable for the new Circuit Court and District Court, which took the place of the old County Court and Petty Sessions.

The committee was then asked to consider the matter more fully with special reference to the question of the cost of producing the books and of how such cost was to be borne. Estimates were invited from several printing firms, which were accustomed to the production of law books, and it was ascertained that an issue of 500 copies would cost £1 per page, which would work out at about £2 per book of 1,000 pages. It was obvious that such books would have to be re-written or edited by lawyers of standing and experience. Various views were expressed of what that would cost, and it was finally considered that it would add at least £1 to the cost per book.

At this stage the Council communicated with the Bar and the Bar Council sent two representatives (then both eminent Counsel) to join in the deliberations of the committee.

The members of this greater committee were unanimously of opinion that the books were necessary; that they should be produced by a combination of lawyers of the highest qualifications. There remained the difficulty of how the money was to be procured. The Law Society is not in a position to provide the money, neither is the Bar. A distinguished member of the committee (now a distinguished Judge) suggested that as the Courts were a creation of the Act of 1924, as the books mentioned and many others were essential to their efficient functioning, and as the high cost of production of the books made them an un-economic proposition owing to the limited market, it was the duty of the State to see that they should be provided. The committee so reported to the Council which asked the Minister for Justice to give an audience to its representatives.

A deputation consisting of two members of the Bar and two members of the Solicitors' profession waited upon the Minister for Justice. The arguments already mentioned were repeated and stressed and it was submitted that the State should give such financial assistance as would place at the disposal of the public and legal profession the necessary books to make the Courts thoroughly efficient.

The Minister for Justice agreed that the books were necessary and that the State should help and he suggested that the State give certain financial assistance. Unfortunately, the Minister's suggestion was not given effect to, and in consequence we have not got the books. That is the present position.

You are all aware of the tremendous change brought about by the Act of 1924. The District Court by reason of its jurisdiction in civil matters has to a large extent taken the place of the old County Court, whilst its jurisdiction in Criminal matters is much wider than that of the old Petty Sessions. Experience has shown that seventy-five per cent. of the normal civil business of the State is dealt with in the Circuit Court. The business of that Court is carried on largely, if not altogether, by members of the Bar, and difficult questions come up for decision every other day. Books of reference and Reports are badly

needed. The Law Library in the Four Courts, ample as it is, is quite unable to provide for the service of the Circuit Court, and the Law Library belonging to the Solicitors' profession is much smaller. It is abundantly clear that Libraries available for the Circuit Court in each of the 26 counties are just as essential as the Libraries for the High Court. Only the State can provide these Libraries.

I should also like to refer to the Daily Statutes. We have had a considerable body of Statute Law, much of which has been repealed, and it is becoming increasingly difficult to put one's finger upon what is now Law and what has been repealed. I suggest that the State ought, at least every three years, bring out a volume indicating the changes in the law. That would greatly help the legal profession and officials of the various public bodies, and it would also be of service to the public.

Your Council will do everything in its power to secure that the necessary books will be produced and that Libraries will be provided. But to attain this end they must secure the whole-hearted support of the profession and the Bar, and I confidently appeal to you for that support.

#### MEETING OF THE COUNCIL.

19th May.

Twenty-five members present.

#### Prices Commission.

In reply to a letter from the General Council of the Bar the Council agreed to the seeking of an interview by a joint deputation of representatives of the Bar Council and of this Council with the chairman of the Prices Commission in reference to the procedure in the work of the Commission.

#### Sheriff's Office.

A report was submitted from the Court and Offices Committee in reference to the execution by Sheriffs of decrees for possession of dwelling houses and the matter was adjourned for further consideration.

#### OBITUARY.

MR. ENDA B. HEALY, Solicitor, died on the 20th May, 1938.

Mr. Healy served his apprenticeship with

Mr. Thomas G. Quirke, Dublin, was admitted in Trinity Sittings, 1908, and practised at 9, Trinity Street, Dublin.

Mr. JOHN J. KEATING, Solicitor, died on the 29th May, 1938, at 4, Galtfrim Road, Bray.

Mr. Keating served his apprenticeship with the late Mr. John Walker, Dublin, was admitted in Hilary Sittings, 1904, and practised as a member of the firm of Keating and Keating at 130, Saint Stephen's Green, Dublin.

MR. ERNEST E. MERRICK, Solicitor, died on the 31st May, 1938, at his residence, "Burncleuth," Ailesbury Road, Dublin.

Mr. Merrick served his apprenticeship with the late Mr. Thomas Fitzgerald, Dublin, was admitted in Michaelmas Sittings, 1906, and practised at 6 Saint Stephen's Green, Dublin.

**NEW MEMBERS.**

The following have joined the Society:—

- Michael C. Beatty, 11, Eustace Street, Dublin.
- James D. Clenaghan, 5 North Earl Street, Dublin.
- Peter J. Flynn, 18 Westmoreland Street, Dublin.
- Noel Jameson, 33 Lr. O'Connell Street, Dublin.
- Arthur W. Jeffers, Tullow.
- Donal T. Kearney, Oldcastle.
- John K. H. Lloyd-Blood, 53 Dame Street, Dublin.
- Liam J. Lysaght, 12 Dawson Street, Dublin.
- Gerald Maguire, Claremorris.
- Desmond M. McCracken, 24 Upper Ormond Quay, Dublin.
- Alexander J. McDonald, 116 Grafton St., Dublin.
- Patrick Noonan, Navan.
- John H. Sides, 13 Hume Street, Dublin.
- James S. Traynor, 9a Trinity Street, Dublin.

D. L. O' Donnachadh, Chief State Solicitors' Office, Dublin Castle.  
Ralph J. Walker, 41 Nassau Street, Dublin.

**THE IRISH SOLICITORS' GOLFING SOCIETY.**

The Spring Meeting of the above Society was held at Portmarnock, Co. Dublin, on Thursday, the 29th June. The following are the winners of the Competitions:—

**The Golfing Society's Challenge Cup.**  
J. H. MacCarroll, 82-10 (72); R. McD. Taylor, 86-14 (72). On the play-off the tie was won by J. H. MacCarroll.

**The Veterans' Challenge Cup.**  
T. A. Colfer, 90-13. (77).

**The St. Patrick's Plate.**  
J. H. MacCarroll, 82-10 (72).

**Nine Holes Sweep Stakes.**  
**Four-Ball v. Bogey.**

R. Saunders and M. J. Dunne, 5 up; Hugh P. O'Donnell and S. Mathews, 04 up.

The Annual Meeting was held in the Club House, when the following Officers and Committee were elected for the current year:—

President of the Golfing Society.—I. W. Delany, President of the Incorporated Law Society.

Captain.—P. S. Lowe.  
Committee.—Master J. P. Kennedy, Messrs. Patrick Glynn, Samuel Roche, T. Desmond McLoughlin and D. R. Pigot.

Hon. Secretary.—Thomas H. Hayes, 21 Lincoln Place, Dublin.

**THE HIGH COURT OF JUSTICE.**

SUMMER CIRCUITS FOR 1938.

**Sittings fixed for various Counties.**

The following arrangements have been made in respect of the Summer Circuits:—

**EASTERN CIRCUIT.**

- Wicklow—At Wicklow, Monday, July 4, at 12 noon.
- Wexford—At Wexford, Wednesday, July 6, at 11 a.m.

Waterford—At Waterford, Friday, July 8, at 11 a.m.  
 Tipperary (S. R.)—At Clonmel, Tuesday, July 12, at 11 a.m.  
 Tipperary (N. R.)—At Nenagh, Thursday, July 14, at 11 a.m.  
 Offaly—At Tullamore, Saturday, July 16, at 11 a.m.  
 Leix—At Portlaoighise, Wednesday, July 20, at 11 a.m.  
 Kilkenny—At Kilkenny, Monday, July 25, at 11 a.m.  
 Carlow—At Carlow, Wednesday, July 27, at 11 a.m.  
 Kildare—At Naas, Thursday, July 28, at 11 a.m.

Judges :—The Hon. Mr. Justice Geoghegan and the Hon. Mr. Justice Gavan Duffy.

SOUTHERN CIRCUIT.

Clare—At Ennis, Tuesday, July 5, at 10.30 a.m.  
 Limerick County and Limerick City—At Limerick, Thursday, July 7, at 10.30 a.m.  
 Kerry—At Tralee, Monday, July 11, at 10.30 a.m.  
 Cork County and Cork City—At Cork, Monday, July 18, at 12 noon.

Judges :—The Hon. Mr. Justice Fitz-Gibbon and the Hon. Mr. Justice Hanna.

WESTERN CIRCUIT.

Longford—At Longford, Tuesday, July 5, at 11 a.m.

Leitrim—At Carrick-on-Shannon, Wednesday, July 6, at 11 a.m.

Sligo—At Sligo, Thursday, July 7, at 11 a.m.

Mayo—At Castlebar, Saturday, July 9, at 11 a.m.

Galway—At Galway, Wednesday, July 13, at 11 a.m.

Roscommon—At Roscommon, Friday, July 15, at 11 a.m.

Judge :—The Hon. Mr. Justice O'Byrne.  
 NORTHERN CIRCUIT.

Louth—At Dundalk, Monday, July 4, at 10.30 a.m.

Monaghan—At Monaghan, Wednesday, July 6, at 11.30 a.m.

Cavan—At Cavan, Thursday, July 7, at 10.30 a.m.

Westmeath—At Mullingar, Monday, July 11, at 11.30 a.m.

Meath—At Trim, Tuesday, July 12, at 11 a.m.

Donegal—At Letterkenny, Tuesday, July 19, at 11.30 a.m.

Judge :—The Hon. Mr. Justice Murnaghan.

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THE HIGH COURT OF JUSTICE

CLERK OF THE COURT FOR 1938

Staff fixed for various Courts

The following are the Clerks of the various Circuits :—

EASTERN CIRCUIT.

At Wicklow, Monday, July 4, at 11 a.m.  
 At Wexford, Wednesday, July 6, at 11 a.m.

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# THE GAZETTE

OF THE

*Incorporated Law Society of Ireland.*

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Vol. XXXII, No. 3]

JULY, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

OF THE

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JULY, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

### MEETING OF THE COUNCIL

16th June. Twenty-seven members present.

#### Financial Agreement Loan.

The Secretary reported allotment to the Society of £500 Financial Agreement Loan, 1938, being the amount applied for.

#### Seanad Election.

A letter was read from Mr. John J. Horgan intimating that he did not desire to be nominated as a candidate for election. The Council nominated Mr. Thomas W. Delany, (President) and Mr. Patrick F. O'Reilly, (a Vice-President) as candidates on the Cultural and Educational Panel for election to Seanad Éireann.

#### Local Registries of Title.

In response to an enquiry by the Local Registration of Title Rules Committee the Council expressed a unanimous opinion that it would be wholly undesirable that the Local Registries of Title should be abolished.

### OBITUARY.

Mr. STEPHEN M. MCAULIFFE, Solicitor, died on the 2nd June, 1938, at his residence, 9 Prospect Road, Glasnevin, Dublin.

Mr. McAuliffe served his apprenticeship with the late Mr. W. H. Spence, Dublin, was admitted in Hilary Sittings, 1924, and practised formerly at 11 Westmoreland Street Dublin, and latterly at 66 Upper O'Connell Street, Dublin, under the style of John Clark and Co.

Mr. JOHN MACDONALD, Solicitor, died on the 4th June, 1938, at Carrick-on-Shannon.

Mr. MacDonald served his apprenticeship with Mr. Henry Murphy, Clones, was admitted in Trinity Sittings, 1914, and practised at Carrick-on-Shannon.

Mr. MORGAN FOTTRELL, Solicitor, died on the 7th June, 1938, at 2 Parnell Square, Dublin.

Mr. Fottrell served his apprenticeship with the late Sir George Fottrell, Dublin, was admitted in Easter Sittings, 1890, and practised under the style of Fottrell and Mooney at 11 Anglesea Street, Dublin.

### MISCELLANEOUS PROFESSIONAL INFORMATION.

White and White of 13 Upper Ormond Quay, Dublin, have acquired the business of Henry B. Burton and Son, which was carried on by Erroll Burton at 43 Dame Street, Dublin. The business is now merged in the business of White and White, which is being carried on as heretofore at 13 Upper Ormond Quay, Dublin. Mr. Erroll Burton has retired from practice.

Peter J. Flynn, of 14 College Green, Dublin, has acquired the business of the late James Tanham of 13 Westmoreland Street, Dublin, and having ceased to practise at 14 College Green, is carrying on the business of James Tanham at 13 Westmoreland Street under the title of James Tanham and Co.

**EXAMINATION RESULT.**

At the Intermediate examination for apprentices, held on 3rd June, the following candidates passed the examination:—

**Passed with Merit.**

1. Hugh B. Ward
2. Thomas G. Crotty
3. Eamon J. Crowley
4. Alexander C. P. Ross
5. Patrick J. Morrissey
6. John Casey
7. Vernon A. Walker

**Passed.**

John F. V. Arnold  
 Patrick V. Boland  
 William A. Crowley  
 Donald R. Cullen  
 Brendan East  
 Michael J. Egan, junr.  
 Eric C. Erskine  
 Lucy Fagan  
 John P. J. Gannon  
 Peter L. Gibson  
 Charles S. Kelly  
 Peter K. I. McCourt  
 Eithne P. McMullin  
 John D. May  
 Patrick J. Nutley  
 Austin L. F. Orr  
 Denis J. Quinlan  
 Francis J. Reilly  
 James Smith  
 Peter P. Taaffe

Forty-one candidates attended; twenty-seven passed; fourteen failed.

**SOLICITORS' APPRENTICES'  
DEBATING SOCIETY.****Awards for Session 1937-1938.**

**ORATORY:** Incorporated Law Society's Gold Medal, P. L. Gibson, B.A.; Society's Silver Medal, B. P. O'Byrne; Incorporated Law Society's Special Certificate, G. L. Collins.

**LEGAL DEBATE:** President's Gold Medal, B. P. O'Byrne; Society's Silver Medal, C. S. Kelly.

**IMPROMPTU:** Vice-President's Gold Medal, P. L. Gibson, B.A.; Vice-President's Silver Medal, M. J. Higgins.

**IRISH:** Society's Silver Medal, Miss M. Doorly.

**FIRST-YEAR SPEECHES:** Society's Silver Medal, B. P. O'Byrne.

**Officers and Committee for Session 1938-39**

Auditor: A. J. Forrest Hussey, B.A.,  
 Hon. Record Secretary: B. P. O'Byrne,  
 Hon. Correspondence Secretary: B. J. Lynch,  
 Hon. Treasurer: P. J. Nutley.

Committee: Miss E. McMullin, G. L. Collins, T. G. Crotty, P. L. Gibson, B.A., (ex Auditor).

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Solicitor with very substantial capital (Second Place in Solicitors' Final, Honours University Degrees, Gold Medal for Oratory, Irish Speaker, irreproachable references) seeks partnership. Replies from principals only, of reputable firms. To Box G., Messrs. Hely's Ltd., Dame Street, Dublin.

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GOVERNMENT OF INDIA  
MINISTRY OF THE ARMY  
OFFICE OF THE SECRETARY

THE GAZETTE  
PART II  
SECTION 3

# ANNOUNCEMENT OF THE GOVERNMENT OF INDIA

That the Government of India have pleasure in appointing  
[Name] to the post of [Post Name] in the [Department Name] at [Location].  
The appointment is subject to the approval of the [Authority Name].  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.

That the Government of India have pleasure in appointing  
[Name] to the post of [Post Name] in the [Department Name] at [Location].  
The appointment is subject to the approval of the [Authority Name].  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.

That the Government of India have pleasure in appointing  
[Name] to the post of [Post Name] in the [Department Name] at [Location].  
The appointment is subject to the approval of the [Authority Name].  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.  
The [Name] is a [Nationality] and has been in the service of the Government of India for [Number] years.  
He has held the post of [Previous Post] at [Location] from [Date] to [Date].  
He is a [Grade] in the [Service Name] and has been awarded the [Award Name] for his services.





# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

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Vol. XXXII, No. 4]

AUGUST, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

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# THE GAZETTE

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### MEETINGS OF THE COUNCIL.

7th July.

Twenty-six Members present.  
**Dublin Solicitors' Bar Association.**  
Correspondence with the Dublin Solicitors' Bar Association on a variety of matters was dealt with and replies directed.

28th July.

Twenty-four Members present.  
**Copies of Documents, High Court.**  
It was resolved that a letter be written to the Department of Justice drawing attention to the great inconvenience being caused by reason of the delay in the issue of copies of documents bespoken in offices of the High Court and, in particular, those bespoken in the Probate Department.

### Adjournment.

The Council adjourned until 6th October.

### OBITUARY.

MR. CHARLES J. REDDY, Solicitor, died on the 13th July, 1938, at Dun Laoghaire.

Mr. Reddy served his apprenticeship with the late Mr. Edward C. Jameson, Dublin, was admitted in Michaelmas Sittings, 1908, and practised at 14 Westland Row, Dublin as a member of the firm of C. J. Reddy and Son.

### NEW MEMBERS.

The following have joined the Society:—

William A. Beers, Dublin.  
John A. G. Cullen, Dublin.  
Patrick Howard, Dublin.

### MISCELLANEOUS PROFESSIONAL INFORMATION.

Thomas Gerrard & Co. of 25 Westmoreland Street, have acquired the business of John Clark & Co. which was carried on by S. M. McAuliffe (who died on 2nd June last) at 66 Upper O'Connell Street, Dublin. The business is now merged in that of Thomas Gerrard & Co. which is being carried on as heretofore at 25 Westmoreland Street, Dublin.

### CIRCUIT COURT COSTS.

An interesting and important case came recently (on 2nd June, 1938) before the High Court on appeal from the Dublin Circuit Court on the question of solicitors' costs in the Circuit Court, in which it was decided that the fees prescribed in Parts I to IX (inclusive) of the Third Schedule to the Circuit Court Rules are not exhaustive, and that Solicitors are entitled to have resort to the fees prescribed in Part X of the Schedule when there is additional work done, properly falling within the scope of

Part X, the remuneration for which would not be covered by the other Parts.

This case of "Shields v. Fitzpatrick" has not yet been reported (communicated).

### SOLICITORS'

#### APPRENTICES' DEBATING SOCIETY.

The Auditor's Report to the President of the Society on the work of the Debating Society during 1937-38 states, inter alia, that the number of members of the Society attained to the highest number yet reached.

Inter-debates were held with the Incorporated Law Society of Northern Ireland Apprentices' Society, and with the Societies of Kings' Inns, University College, Trinity College and Belvedere College.

Members of the Debating Society were afforded facilities for listening to debates in the Dail.

The Auditor acknowledges the financial assistance received by the Society from the funds of the Incorporated Law Society of Ireland.

#### ADMISSIONS AS SOLICITORS OF THE COURTS OF JUSTICE OF EIRE.

January to June, 1938, inclusive.

Andrews, William Dickson  
Ardagh, Arthur Geoffrey  
Beers, William Agnew  
Conway, William S. DeB.  
Cafferkey, Liam Padhraic  
Carroll, Walter Eugene  
Duffy, Colum Gavan  
Daly, John Carrol  
Fitzgerald, John Joseph  
Fry, William  
Farrell, Patrick Mel  
Goodbody, Michael Montgomery  
Gilmartin, John Joseph Gerard  
Howard, Patrick  
Hyland, Charles William Denis  
Hogan, Samuel F.  
Hutchinson, Francis W.  
Hamerton, John. Edward

Jameson, Noel  
Kavanagh, Timothy Gerard  
MacErlean, Iiadaín  
MacGinley, Maelisa  
McGarry, James P.  
McGrath, George C.  
Murray, Eleanor Christina  
Murphy, William J.  
Murphy, John Christopher  
Morris, Arthur J.  
Mulligan, Francis X.  
Nixon, Arthur George  
O'Connor, Michael Joseph  
O'Flynn, Francis J.  
Prentice, Peter Donald Maziere  
Sealy, John Samuel Geoghegan  
Seery, John  
Tarrant, Alphonsus John Ronan  
Ward, Hugh Joseph O'Hagan

#### OCTOBER EXAMINATIONS, 1938.

The Intermediate Examination is fixed to be held on Monday, the 3rd day of October. Notice to attend to be lodged before 12th September.

The Final Examination is fixed to be held on Tuesday and Wednesday, the 4th and 5th days of October. Notice to attend to be lodged before 13th September.

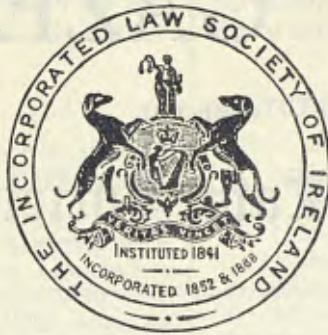
The "First" Examination in Irish is fixed to be held on Friday, the 7th day of October. The "Second" Examination in Irish is fixed to be held on Friday and Saturday, the 7th and 8th days of October. Notice to attend either examination to be lodged before 16th September.

The Preliminary Examination is fixed to be held on Monday and Tuesday, the 10th and 11th days of October. Notice to attend to be lodged before 19th September.

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# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

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# THE GAZETTE

OF THE

## Incorporated Law Society of Ireland.

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### MEETINGS OF THE COUNCIL.

6th October.

Twenty-two members present.

#### The President.

The Council expressed to the President of the Society, Mr. Thomas W. Delany, its congratulations on his election as a member of the Senate.

#### Estate Duties on Claims under Life Policies.

A letter in reply was read from the Revenue Commissioners dealing with questions arising owing to the conflicting claims as between British and Éire Revenue authorities for payment of estate duty on the proceeds of policies of insurance on the lives of deceased persons domiciled in Éire held with companies whose head offices are in Great Britain. This letter appears in full in the Annual Report of the Council.

27th October.

Thirty-five members present.

#### Court of Examiners.

The report from the Court of Examiners on the October Examinations was submitted and adopted.

#### Land Registry.

A letter in reply was read from the Registrar of Titles dealing with the matter of delays in the furnishing of maps bespoken in the Registry, and expressing the hope that steps now being taken will remedy the delays.

### Annual Report.

The draft Annual Report of the Council was adopted.

### BALLOT FOR COUNCIL.

The ballot for election of Council for year ending 26th November, 1939, will be held on Monday, 21st November, 1938, from eleven o'clock to one o'clock, in the Secretary's Office, Solicitors' Buildings, Four Courts, Dublin. Voting papers should reach the Secretary not later than one o'clock, p.m., on Monday, 21st November.

### GENERAL MEETING.

A half-yearly general meeting of the Society will be held at half-past two o'clock, p.m., on Monday, 28th November, 1938, in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin.

### OBITUARY.

MR. WELDON C. MOLONY, Solicitor, died on the 19th August, 1938, at Hale Cottage, Frimley, Surrey, England.

Mr. Molony was admitted in Hilary Sittings, 1878, and practised as a member of the firm of Molony and Owens up to 1926, when he retired.

SIR JAMES MCG. MECKREDY, Knt., Solicitor, died on the 26th August, 1938, at Guildford, Surrey, England.

Sir James served his apprenticeship with

his father, the late Mr. Thomas T. Mecredy, Dublin; was admitted in Hilary Sittings, 1878, and practised as a member of the firm of T. T. Mecredy & Son, at 91, Merrion Square, Dublin.

MR. WILLIAM HORNER, Solicitor, died on the 27th August, 1938, at Magheramore, Limavady.

Mr. Horner served his apprenticeship with the late Mr. Benjamin H. Lane, Limavady; was admitted in Hilary Sittings, 1896, and practised at Limavady up to 1922, when he was appointed Assistant Registrar, High Court of Justice, Northern Ireland.

MR. JOHN T. GUIHAN, Solicitor, died on the 20th September, 1938, at Kenmare.

Mr. Guihan served his apprenticeship with the late Mr. David M. Moriarty, Killarney; was admitted in Michaelmas Sittings, 1898, and practised at Kenmare up to 1931.

MR. JOHN HAWTHORNE, Solicitor, died on the 23rd September, 1938, at his residence, "Bloomfield," 29 Howth Road, Dublin.

Mr. Hawthorne served his apprenticeship with the late Mr. Michael Maguire, Ballyshannon; was admitted in Hilary Sittings, 1902, and practised at 15 Eustace Street, Dublin.

MR. PATRICK J. MCCRYSTAL, Solicitor, died on the 27th September, 1938, at his residence, Belview Terrace, Mullingar.

Mr. McCrystal served his apprenticeship with the late Mr. Edwin E. Mason, Mullingar; was admitted in Michaelmas Sittings, 1921, and practised at Mullingar.

**MISCELLANEOUS PROFESSIONAL INFORMATION.**

Robert G. Warren, practising under the title of Lambert and Warren, at 9 Eustace Street, Dublin, has taken into partnership

Antony A. F. Tatlow, of 16 South Frederick Street, Dublin. The business of the new partnership is being carried on at 9 Eustace Street under the title of Lambert and Warren.

**STATUTES PASSED BY THE OIREACHTAS DURING THE YEAR 1938.**

1. Agricultural Produce (Fresh Meat) (Amendment).
2. Unemployment Assistance (Amendment).
3. Shops (Hours of Trading).
4. Shops (Conditions of Employment).
5. Sheepskin (Control of Export) (Amendment).
6. Scrap Iron (Control of Export).
7. Shannon Fisheries.
8. Defence Forces (Temporary Provisions).
9. Central Fund.
10. Cork Fever Hospital (Amendment).
11. Cement (Amendment).
12. Finance (Agreement with United Kingdom).
13. Agreement with United Kingdom (Capital Sum).
14. Agricultural Products (Regulation of Import).
15. Prices Commission (Extension of Functions).
16. Agricultural Produce (Cereals).
17. Diseases of Animals.
18. Collection of Taxes (Confirmation).
19. Imposition of Duties (Confirmation of Orders).
20. Appropriation.
21. Public Hospitals (Amendment).
22. Slaughtered and Detained Animals (Compensation).
23. Industrial Alcohol.
24. Presidential Establishment.
25. Finance.
26. Old Age Pensions.
27. Telephone Capital.

**EXAMINATIONS RESULTS.**

At the Preliminary Examination held on 10th and 11th October, the following passed, and their names are arranged in order of merit:—

1. Henry M. Sheehy.
2. Sean D. O'Conghaile.
3. Terence B. Adams.

4. Dermot D. Fanning.
5. Gerard M. Doyle.
6. Arthur J. T. O'Connor.
7. Liam M. Collins.

Francis R. Tully has passed a modified Preliminary Examination.

Twelve candidates attended; eight passed.

#### Preliminary Examinations Awards, 1938.

Gold medals were awarded to James J. Byrne, James A. Casey and Henry M. Sheehy; silver medals to Patrick J. V. Sweeney and Sean D. O'Conghaile, and a special certificate to Terence B. Adams.

#### Legal Practitioners (Qualification) Act, 1929.

The following passed a "First Examination" in Irish under the above Act, held on 7th and 8th October:—

Terence B. Adams.  
 David Bell.  
 Liam D. Boyd.  
 Daniel J. Buckley.  
 Gerard M. Doyle.  
 William Dundon.  
 Dermot D. Fanning.  
 Richard J. Hegarty.  
 Robert W. R. Johnston.  
 Joan M. Macaulay.  
 Thomas J. Morrissey.  
 Diarmuid M. Murphy.  
 Stephen A. Murtagh.  
 Michael T. Neary.  
 Eileen Neilan.  
 Michael Nolan.  
 Sean D. O'Conghaile.  
 Mary A. O'Connor.  
 Roderick J. O'Connor.  
 Maeve O hUadhaigh.  
 Dermot J. O'Meara.  
 Mary T. O'Reilly.  
 John M. O'Shea.  
 Diarmuid Rosney.  
 George A. Russell.  
 Samuel N. Rutherford.  
 Henry M. Sheehy.  
 Edmund O. Sheil.

Thirty-seven candidates attended; twenty-eight passed.

The following passed a "Second Examination" in Irish under the above Act, held on 7th and 8th October:—

James P. Coffey.  
 Dora C. M. Corrigan.  
 Bernard Daly.  
 John D. M. Donnelly.  
 Leslie E. Kearon.  
 Joseph King.  
 Patrick B. McCarthy.  
 John Maher.  
 Mary G. O'Leary.  
 Teresa P. O'Meara.  
 Joseph F. St. J. O'Neill.  
 James S. O'Reilly.

Twenty candidates attended; twelve passed.

At the Intermediate Examination held on 3rd October, the following passed:—

#### PASSED WITH MERIT.

1. Alexis J. Fitzgerald.
2. Charles R. Cuffe.

#### PASSED.

Philip J. Clarke.  
 Mary T. Corboy.  
 Nicholas J. Cosgrave, Jun.  
 John C. Devitt.  
 Adeline G. J. Hyland.  
 John B. Jermyn.  
 Matthew J. P. Lardner.  
 Daniel Lynch.  
 John B. Lynch.  
 Arthur P. McLean.  
 Martin F. O'Callaghan.  
 Maurice P. Ronayne.  
 Charles M. Ryan.  
 Laurence J. B. Steen.  
 George A. Williams.

Twenty-nine candidates attended; seventeen passed.

At the Final Examination held on the 4th and 5th October the following passed, and their names are arranged in order of merit:—

1. Thomas J. Branigan.
2. Elizabeth Kettle, B.A., N.U.I.
3. Patrick J. O'Reilly.
4. William Tormey, Jun.
5. John McMahon.
6. Patrick McEllin.



- |                                         |         |
|-----------------------------------------|---------|
| 7. Martin T. Butler                     | } equal |
| Frederick B. McCormick,<br>B.A., T.C.D. |         |
| 9. Michael A. Humphries.                |         |
| 10. Geoffrey L. Collins.                |         |
| 11. Dermot G. Hennessy.                 |         |
| 12. Maurice E. Veale.                   |         |
| 13. William S. Healy.                   |         |
| 14. Patrick J. McIntyre, B.A., N.U.I.   |         |
| 15. Felix E. Murphy.                    |         |
| 16. Lionel O. Booth, B.A., T.C.D.       |         |
| 17. Michael McCarthy                    | } equal |
| William A. Menton                       |         |
| 19. Moira O'Sullivan                    | } equal |
| Jasper C. Tully                         |         |
| 21. William A. F. Sandys, B.A., N.U.I.  |         |
| 22. James D. Coghlan.                   |         |
| 23. Donal O'Hagan.                      |         |
| 24. John J. Nagle.                      |         |
| 25. William H. Phayre.                  |         |
| 26. Desmond M. J. Early.                |         |
| 27. John D. M. Donnelly.                |         |
| 28. Lucas O'Dubhghaill.                 |         |
| 29. Henry P. Dockrell.                  |         |
| 30. Jane T. McGowan.                    |         |
| 31. James H. Gallagher, B.A., N.U.I.    |         |

Fifty-three candidates attended; thirty-one passed.

**SCHOLARSHIPS, 1938.**

The Overend Final Examination Scholarship (Real Property and Conveyancing) was awarded to Frederick B. McCormick, B.A., T.C.D., who served his apprenticeship to Mr. Henry P. Mayne.

The Overend Preliminary Examination Scholarship has been awarded to James J. Byrne.

The Findlater Scholarship will not be awarded for 1938.

**LEGAL PRACTITIONERS  
(QUALIFICATION) ACT, 1929.**

There will be First and Second Examinations in Irish held in the months of February,

June and October, 1939. These examinations in February will be held on the 10th and 11th days of that month. Notices to be lodged before 21st January.

**THE IRISH SOLICITORS' GOLFING SOCIETY.**

The autumn meeting of the above Society was held at the Royal Dublin Golf Club, on 22nd September, 1938. The following are the results of the Competitions played:—

*The Incorporated Law Society Challenge Cup.*

R. G. M. Saunders (79-2), 77; R. H. Ryan (83-6), 77. On the play-off the Cup was won by R. H. Ryan, and R. G. M. Saunders won the runner-up prize.

Other scores:—F. J. Farrell (98-20), 78; James O'Connor (90-11), 79; J. D. Clenaghan (91-12), 79.

*The Ryan Challenge Cup.*

Winner—F. J. Farrell (98-20), 78.

*The St. Patrick Cup.*

Winner—R. G. M. Saunders (79-2), 77.

*Fourball Sweepstakes (14 holes).*

Winners—Messrs. M. S. Matthews and T. O'Reilly—2 up.

Runners-up—Messrs. R. G. M. Saunders and M. J. Dunne—all square.

In the evening the Captain (Mr. E. S. Lowe) presided at the Dinner held in the Club House.

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ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.

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# THE GAZETTE

OF THE

**Incorporated Law Society of Ireland.**

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Vol. XXXII, No. 6]

DECEMBER, 1938

[ FOR CIRCULATION  
AMONGST MEMBERS

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THE GAZETTE

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[FOR CIRCULATION
AMONGST MEMBERS

THE PRESIDENT.

The Council elected, on the 8th December, Mr. Daniel J. Reilly, of Trim, to be President of the Society for the ensuing twelve months. The newly-elected President was admitted in Michaelmas Sittings, 1904. He was elected a member of the Council in 1924, and was a Vice-President of the Society for 1929-30.

THE VICE-PRESIDENTS.

The Council has elected Mr. Patrick R. Boyd of Dublin, and Mr. John R. Brennan of Wexford, to be Vice-Presidents of the Society for the ensuing twelve months.

OBITUARY.

MR. ROBERT WALLACE, Solicitor, died on the 2nd October, 1938, at his residence, Ardlui, 42 Adelaide Park, Belfast.

Mr. Wallace served his apprenticeship with the late Sir Alexander McDowell, Belfast, was admitted in Trinity Sittings, 1911, and practised at Riddell's Buildings, Donegall Place, Belfast.

MR. JOHN J. GOULDING, Solicitor, died on the 4th October, 1938, at his residence, 61 Morehampton Road, Dublin.

Mr. Goulding served his apprenticeship with the late Mr. J. J. Meldon, Dublin, was admitted in Trinity Sittings, 1919, and practised as a member of the firm of Meldon & Co., at 71 Dame Street, Dublin.

MR. SAMUEL FRYAR, Solicitor, died on

the 4th October, 1938, at his residence, Dunseverkin, Banbridge.

Mr. Fryar was admitted in Hilary Sittings, 1888, and practised as a member of the firm of Fryar & Gordon, at Banbridge and Dromore, Co. Down.

MR. HENRY M. A. MURPHY, Solicitor, died on the 11th October, 1938, at Tuam, Co. Galway.

Mr. Murphy was admitted in Trinity Sittings, 1890, and practised at Galway up to 1911.

MR. HUGH W. RAINEY, Solicitor, died on the 4th November, 1938, at Dublin.

Mr. Rainey served his apprenticeship with the late Mr. John K. Currie, Ballymena, was admitted in Michaelmas Sittings, 1899, and practised at 23 Ely Place, Dublin.

MR. WILLIAM J. IRWIN, Solicitor, died on the 18th November, 1938, at 2 Howard Terrace, Dungannon.

Mr. Irwin was admitted in Hilary Sittings, 1891, and practised as a member of the firm of W. J. Irwin and Son, at Dungannon.

LEGAL PRACTITIONERS (QUALIFICATION) ACT, 1929.

A "First" Examination in Irish and a "Second" Examination in Irish will be held on Friday and Saturday, the 10th and 11th days of February, 1939. Notices of intention to attend either of the above-mentioned examinations should be lodged

in the Secretary's office before the 20th day of January, 1939.

HILARY SITTINGS LECTURES, 1939.

Senior class lectures will begin on Friday, 13th January. Junior class lectures will begin on Wednesday, 11th January.

HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society was held in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin, on Monday the 28th November. The Chair was occupied by the President (Senator Thomas W. Delany,) and the following members were present:—Messrs. H. St. J. Blake (Vice-President), Patrick F. O'Reilly (Vice-President), P. R. Boyd, W. G. Bradley, E. H. Burne, E. F. Collins, T. H. R. Craig, J. J. Duggan, W. S. Hayes, E. J. Mallins, H. P. Mayne, W. J. Norman, J. S. O'Connor, Peter O'Connor, L. E. O'Dea, Sean O hUadhaigh, A. H. S. Orpen, G. A. Overend, T. G. Quirke, D. J. Reilly, C. G. Stapleton, Basil Thompson, T. D. McLoughlin, D. J. Mayne, H. D. Hurley, L. W. Webb, H. D. Draper, A. J. G. Quirke, J. J. Hickey, V. Kennedy, J. J. O'Connor, A. Lloyd-Blood, R. J. Dodd, John Gillespie, J. D. Hollinger, H. H. Hurley, William Fry, H. W. Flanagan, A. G. Joyce, D. D. MacDonald, R. P. Humphries, B. T. Walsh, L. J. O'Neill, C. St. G. Orpen, F. J. W. Darley, R. G. Kenny, T. J. Kenny, E. J. Kenny, Thomas Jackson, L. J. Egan, M. A. Corrigan, Samuel Hayes, Alfred E. Walker, C. M. Glass, J. P. L. Murphy, P. C. Moore, J. A. Geary, D. L. UaDonnchadha, C. M. Gore-Grimes, M. J. Dunne, M. A. Smyth, E. Jordan, S. H. Watson, D. O'Donovan and F. A. Gibney.

The Secretary read the notice convening the meeting, also the minutes of the General Meeting of 16th May, 1938, which were signed by the Chairman.

The Chairman, with the consent of the Meeting, signed the audited accounts of the Society for the year ending 30th April, 1938.

The Secretary read the report of the Scrutineers of the ballot for Council, which stated that the following had been returned unopposed as Provincial Delegates:—Ulster: John Gillespie; Munster: Arthur J. Blood-Smyth; Leinster: Daniel O'Connell; Connaught: Christopher E. Callan. That for the thirty-one Ordinary members of the Council the following had been elected, and received the number of votes placed after their respective names:—Senator T. W. Delany, 397; J. J. Duggan, 380; E. F. Collins, 340; T. G. Quirke, 340; H. St. J. Blake, 332; M. E. Knight, 330; D. J. Reilly, 319; J. J. Lynch, 317; J. Travers Wolfe, 314; W. S. Hayes, 310; C. Laverty, 308; H. P. Mayne, 305; T. H. R. Craig, 298; P. R. Boyd, 296; W. J. Norman, 295; P. F. O'Reilly, 293; W. Gordon Bradley, 285; J. F. D'Arcy, 278; Sean O hUadhaigh, 278; J. R. Brennan, 277; Peter O'Connor, 276; A. H. S. Orpen, 271; E. H. Burne, 270; L. E. O'Dea, 269; G. A. Overend, 269; E. J. Mallins, 260; J. B. Hamill, 250; Basil Thompson, 248; J. J. Dunne, 246; C. G. Stapleton, 242; J. S. O'Connor, 224. And the following to form a supplemental list in case of vacancies:—W. S. Huggard, 219; J. J. Dundon, 217; J. J. Walsh, 215.

THE PRESIDENT, addressing the meeting, said:—

The Report of the Council for the year has been printed and has been circulated amongst all the members of the Society. I assume it has been read by every member, and I take it at this meeting we may take it as read. I have now to propose that it be adopted.

There are a few items in the Report to which I should like to call special attention. The first is under the heading The Solicitors (Ireland) Act, 1898. The Report sets out what has been done by your Council. It may be thought that in the time that has elapsed since the last November meeting the Council might have been able to make greater progress. The investigations of the matters that arose from the consideration of the resolution of last November made it clear to the Council that the greatest care had to be taken in the interests of the profession, and as these matters were considered, the necessity for

the most anxious and careful thought became more apparent, as upon the ultimate result of the deliberations of the Council would depend the future of the profession. The Council will have to continue this most patient and careful attention to the preparation of their ultimate decisions. In this connection they fortunately have the experience of recent legislation in England and Northern Ireland on similar matters to help them.

You will have noticed in the Report that the Council, in the month of June, had knowledge that there was an idea of abolishing the Local Registration of Titles Offices. This knowledge reached the Council quite unexpectedly. Fortunately a large meeting of the Council was held immediately after the knowledge was obtained, and notwithstanding the shortness of the notice the Council was able to give the matter a full consideration. The Council was unanimous that the proposal was wholly undesirable, and that nothing should be done to abolish the Local Registries, as the profession had been accustomed to them since the passing of the Act of 1891.

When the Local Registration Act of 1891 was passed, opinions in the profession varied. Some thought it would have an injurious effect on the profession generally; others thought that something in the nature of the Act was essential having regard to Land purchase. Experience has taught that the Local Registration was not before its time, and the extension of Land purchase has been such that it is now a vital necessity. A few years will only elapse until more than nine-tenths of all the land in the country will have passed on to the Local Register, which will guarantee to the owners of lands the protection and preservation of their title deeds.

In the Local Register was to be found a complete record of the title of every holding; a map of every holding; particulars of the dealings with every holding; and the various indexes and other books at the Local Offices facilitate reference and inquiry, and there was

a guarantee that the evidence relating to title to lands existed in duplicate in the Central Office and in the Local Office. The maps are a special convenience. Unfortunately, I gather that the new Rules abolish the practice of having maps in the Local Office. I have no doubt whatever that this is a mistake and that it ought to be rectified at the earliest moment.

It may be urged that the Local Offices exist in only one town in each County, but since 1891 we have motor cars and telephones, and, except in very few counties, the Local Office is central in or within easy reach of every part of each county. The Local Registration authorities have been of the essence of civility. Solicitors in the town where the Local Registration Office is situate are within easy reach by car, telephone or otherwise; and are prepared, either themselves, or through their clerks, to obtain in the shortest space of time, the information which is in emergency required—hence the public are able to be served in the shortest space of time with the information to be so obtained. To change the existing practice is certain to be a loss to the people and is certain to be a trouble to the Solicitors' profession.

The Local Offices were regarded in the beginning to be essential. They were a part of the name of the Act that created them. To turn them now into what would be of no greater dignity than a backward Sub-Post Office, is not a happy thought after fifty years experience. There may be a slight saving to the State. I doubt it. There will be, certainly, expense and inconvenience and risk and loss to those in whose interest the Local Registration Offices were set up. I trust they will continue, and I hope that if ever the notion of the abolition arises in the mind of some genius the public will have an opportunity of expressing its views as to their needs.

You will find a reference in the Report to the Gazette of the Society. Annually for years the importance of this Gazette has been referred to. The members of the

Society have been appealed to to take an interest and to provide material for the Gazette which would be of importance or service to the profession or to the public. With the exception of two months of the year it appears every month. Every effort is made by the Committee in charge of it to make it as useful to the profession as possible. If the members of the Society, as a whole, would take an interest in it and supply information of interest or importance to the profession, the Committee would be only too glad to take advantage of their help.

I would like to call attention to item 19 of the Report headed "Award of Scholarships, 1938." It will be noticed there that in this year the Council, acting on the report from the Court of Examiners, have felt unable to make an award of the Findlater Scholarship. It was with much regret that both the Court of Examiners and your Council came to this decision. It is only necessary to refer to the Findlater Scholarship to know what it means, and what also it means when it is impossible in any particular year to make the award. In short language, it means that the standard attained at the Final Examination has not reached what it ought to reach to merit that award.

The paragraph in the Report dealing with the Solicitors' Apprentices Debating Society indicates that the Council has been helping the Debating Society. The Council appreciates the value of that Society, and urges upon Solicitors that they should see that their apprentices become members of the Society. This year the Inaugural meeting was a delight to those who had the fortune to be present; and I would like, as President of the Debating Society, to express my obligation to the Attorney General and the other distinguished gentlemen who took part in the debate. It ought to be a matter of gratification to Solicitors' apprentices to know that in their efforts to qualify for the profession they have the support of the leaders of the Bar and Solicitors' profession.

During the year the Council had appeals from members of the profession all over

the country, calling attention to various grievances they thought the profession had cause to complain of. Members of the profession frequently submitted their differences and accepted the solution the Council provided. It is possible that many members of the profession attribute to the Council powers they do not possess, but the Council is always ready and willing to hear of any matter or thing which is in any way an encroachment on the rights of the profession, or to settle any matters of practice or differences which arise between members.

Members of the profession may rely upon it that the Council, ever jealous of the rights and privileges of the profession, will never lose an opportunity in the assertion and protection of such rights.

I may give you an instance or two—The Council had a complaint as to what might happen at the sittings of the High Court on Circuit. The Council sent a deputation to the Judges, and they had an assurance that everything would be done to facilitate the smooth working of these Courts.

Another matter was a complaint as to the working of the Estate Duty Branch. Complaints were made that unnecessary delays were taking place, and I was sent there on a deputation from the Council to inquire into the complaint as to the delays and a complaint as to a letter which had issued from that office tending to reflect upon a member of the profession. I asked for particulars of one special complaint, in reference to which before I reached the office I had an intimation that the cause had been removed. I went to the office and had an interview with the Controller and with his chief helpers. I was informed that for a time there might have been cause for delay, but that it was due to special circumstances, and now there could not be much cause for delay; but that whenever a case arose in which there was special urgency, on such being represented, care would be taken to facilitate the members of the profession interested.

As to the other complaint, I was satisfied

that it arose inadvertently, and I know that ample amends have been made.

One thing, however, struck me, and that was the utter unsuitability of the housing of that Department. It seemed to be unsuitable, insufficient for the staff, calculated to minimise the capacity of the staff to do its duty, and grossly inconvenient, and possibly unhealthy for the public.

During my year of office I received from several sources complaints that the Circuit Court had not come up to the expectations of the profession. Several suggestions pointed out a falling-off in the business coming to that Court, and that that falling-off was not due to the jurisdiction in Civil matters conferred upon the District Court. I endeavoured by enquiries made all over the country to find a reason. The Circuit Court has jurisdiction in cases which were the source, and ought to be the source in the Circuit Court, of very considerable business, particularly dealing with matters of Title. The enlarged jurisdiction in Contract and Tort ought to have brought in numerous cases to fill the County Court, by reason of its jurisdiction, and yet the complaints I refer to came within my own personal knowledge. I could, and did notice a falling-off since the arrears from the old County Court period had been cleared off, and my enquiries resulted in like experience in areas of which I had no personal knowledge. I was satisfied from all I heard that there certainly was an apparent, if not a real, falling-off in business. The question to be solved was, what was the cause? Was it that, owing to the times, the alleged shortage of money, a lesser taste to seek remedies for wrongs, or was it some other cause?

It was pointed out that the old County Court was, so far as advocacy was concerned, was regarded as a Solicitors' Court. It was pointed out that the Circuit Court, owing to pronouncements from the Bench or other causes, had ceased to be regarded as such, and was now, owing to the fact that pleadings were introduced by the Rules of the Circuit Court, to be regarded as a Court for Counsel in every case and on every side, and that this meant increased expense. The con-

sensus of the opinions I obtained pointed to this being the real reason for a falling-off, if there be a genuine falling-off, in the business. I understand that at the moment there is under consideration a change of the Rules of the Circuit Court. I do not know to what extent these Rules have gone, or are likely to go, but I trust that those concerned with these Rules will give the Solicitors' profession a full opportunity of seeking that the rights and privileges of the Solicitors' profession as advocates in the Circuit Court will not be minimised or cut down in any way. I can, of course, understand, that, having regard to the present jurisdiction of the Circuit Court, cases involving more important and substantial questions of law will come into the Circuit Court, but unless the Circuit Court is provided in every place of Sitting with suitable and ample Libraries, injustice must result to the two professions and to litigants.

Some years ago, when giving evidence before the Parliamentary Commission that sat prior to the introduction of the Courts of Justice Act, 1936, I called attention to the fact that the office of Sheriff, where the existing holder died, was to be handed to the County Registrar. Unfortunately, the Committee felt that that was not a matter within the reference to them. Now, with few exceptions, the County Registrars have been given also the office of Sheriff. This is a matter that has an importance for the Solicitor profession. County Registrars have been appointed from the Solicitor profession. In the old County Court his office was known as that of Clerk of the Crown and Peace, and until very recently the duties were identical. Recently there has been a tendency to tack on to the office of the County Registrar every other job that, by any excuse, could be suggested as likely to be appropriate, either to the office or to the holder of it, and now the County Registrar has to discharge the duties that used to be discharged by the revising Barrister in the past, and in that connection the duties to some extent, at any rate, that used to be carried out by Secretaries of County Councils, Clerks of District Councils in connection with jurors and voters. He now makes out the Jury Book, the Voters' List; he holds the

Parliamentary election, and the fees that, hitherto, were obtained by the Officer as part of his emoluments, now fall into the Treasury. He is now carrying out the duties of the Sheriff; that used to be a one-man job, now the County Registrar has to discharge it, and any fees payable in respect of the duties of that office go back to the Treasury.

Having some experience of the work of the old Clerks of the Crown and Peace, and since the abolition of that office, I am wondering, first, how one man can do all the work, and, secondly, in attempting it, for I am convinced he is not able to do it, which part is he likely to leave behind? I am afraid it is that side of his office which he obtained and was appointed to because he was a Solicitor, and which was the portion and the purpose of his office as a dignified officer of a dignified Court.

A few years ago the payers of Land Annuities who failed in their payments promptly as they fell due, were sued in the County Court, and subsequently in the District Court or Circuit Court according to the amount due. A few years ago that practice was abandoned and the Land Commission was authorised to issue warrants, just as the Landlords in the olden times were enabled to levy their rents by distress. By some people this was regarded as an unhappy change. The authors of that idea probably hoped for efficiency and suggested that it would mean less expense to the unfortunate defaulters. One thing in practice has resulted and that is, that very promptly after the default, the facilities to issue levy warrants have become so great that they appear in their thousands every half-year. My enquiries have led me to the conclusion that these warrants amount to between two and three thousand each year in each county. When these warrants reach the County Registrar, notices are issued by him to the defaulters informing the defaulters that payment must be made at the end of some fifteen or sixteen days, together with a fee to cover the deposits on the warrant with the County Registrar, and a further fee of one shilling for the County Registrar's letter. The deposit fees are set out in a Schedule of Costs, but may be

taken in fact to work out on an average of three shillings each. If payment be not made within a period of fifteen or sixteen days, then the gentleman, differently named, but really the "Bailliff," is sent out to collect the warrants. He is usually given five or six warrants, and he goes out to collect. As a consequence of this, a charge of fifteen shillings is to be added on to each warrant, plus travelling expenses calculated on a mile rate. If this officer gets paid he must be paid the amount of the warrant, plus the lodgment fee, plus one shilling for the County Registrar's letter, plus the fifteen shillings mentioned above, plus five per cent. poundage. For doing all this work the County Registrar is responsible for all monies received, and he must pay over to the Land Commission or the Treasury, or to the appropriate office the monies, but the County Registrar gets nothing.

If any question is raised about a seizure, and there is litigation in respect of an alleged wrongful seizure, proceedings for that may be taken and are most likely to be taken in the Circuit Court, and the plaintiff will have the luxury of having his case tried with the County Registrar as defendant sitting in full state in Court under the Judge that tries the case, and probably mentally regarding the County Registrar as part of that Court. Should the County Registrar succeed, he again as "Sheriff," will have the luxury of looking for his costs by sale of distress, and the plaintiff have the mental disturbance that he has had no justice.

Should the litigation arise out of the levy on the criminal side of the Court, the criminal will be looking on the Court as a part of the County Registrar, who, probably, has been assaulted or disturbed in the making of his distress, and he will know that the same person made the Jury book, settled the jury panel, drew from the box the names of the jurors that tried the case, and, if he be convicted, he will carry away with him the additional conviction that he has gone to law with a certain gentleman and tried his law in that gentleman's Court. I hesitate to put the name that he would put upon that gentleman. I protested against the appointment of the County Registrar as Sheriff. I protest against it now; I think it is souring

the confidence of litigants; I think it is reducing the dignity of the office, and it appears to me, as I believe the facts would bear out if I had a suitable accountant to work out the figures, that the salaries of the County Registrar are more than discharged by the monies received as fees, poundage or otherwise on the collection of these decrees.

If there is one thing more important than another it is that justice should not appear to be tainted or suspected. While the present conditions, as I see them, and I think I understand them, continue, it would be impossible to avoid in the mind of the ordinary litigant, the suspicion that he is not receiving fair play. I believe the Solicitor profession will be doing a service to themselves, and a still greater service to the public they have to serve by seeking a redress of the condition to which I have called attention. For one thing, it means the loss of a reasonable right of expectation that Solicitors might be appointed to the office of Sheriff. For another, it appears to me to be placing on the County Registrars, duties not in keeping with the dignity of their office, and not likely to

facilitate them in the discharge of the duties which were contemplated when County Registrars were appointed.

I have to thank my Vice-Presidents and my colleagues for their kindness and great assistance to me during my year of office, and I beg to move the adoption of the Report:

Mr. Blake, (Vice-President), seconded the adoption of the Report, and the resolution was passed unanimously.

Mr. Blake, (Vice-President), having taken the chair, on the motion of Mr. Charles St. G. Orpen, seconded by Mr. T. G. Quirke, a hearty vote of thanks was passed to the President with acclamation.

The President, having returned thanks, the meeting terminated.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin. N.W.8.



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THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

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JANUARY, 1939

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AMONGST MEMBERS

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JANUARY, 1939

[FOR CIRCULATION
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SOLICITORS' ANNUAL CERTIFICATES.

Members are reminded that Annual Certificates for the year ending the fifth day of January, 1940, should be taken out and the duties paid thereon before the sixth day of February, 1939.

MEETINGS OF THE COUNCIL.

8th December.

Twenty-eight members present.

Election of President and Vice-President.

The Council elected Mr. Daniel J. Reilly to be President of the Society, and Mr. Patrick R. Boyd and Mr. John R. Brennan to be Vice-Presidents for the ensuing twelve months.

15th December.

Twenty members present.

Statutory Committee.

A letter was read from the Chief Justice re-appointing those members of the Council who served last year upon the Statutory Committee to be the Statutory Committee for year ending 26th November, 1939.

Estates Duties.

A further letter was read from the Controller in reply to suggestions made by

the Council for the more rapid assessment of Estate Duties, and a letter in reply thereto was directed.

THE INCORPORATED LAW SOCIETY OF NORTHERN IRELAND.

Mr. Robert Watts, 13 Donegall Square, Nth., Belfast, has been elected President of the Society for 1938-39.

THE SOUTHERN LAW ASSOCIATION.

Mr. Maurice O'Connor, of 62 South Mall, Cork, has been elected President of the Association for 1938-39.

OBITUARY.

MR. WILLIAM KNIGHT ROCHE, Solicitor, died on the 13th December, 1938, at his residence, 35 Belgrave Square, Monkstown, Co. Dublin.

Mr. Roche served his apprenticeship with the late Sir George Roche, Dublin, was admitted in Hilary Sittings, 1903, and practised at 17 Westland Row, Dublin, up to 1912, when he retired.

MR. ROBERT J. DICKSON, Solicitor, died on the 10th December, 1938 at his residence, Rockmore, Newcastle, Co. Down.

Mr. Dickson served his apprenticeship with the late Mr. Arthur T. Farrell, Portadown, was admitted in Michaelmas Sittings, 1898 and practised at Downpatrick.

He was an Extra-Ordinary Member of the Council of this Society from 1931 to 1936.

NEW MEMBERS.

The following have joined the Society:—

Thomas J. Branigan, Drogheda.

Fintan Burke, 32 Molesworth Street, Dublin.

James Claffey, Castlereagh.

Cornelius M. J. Daly, 19 South Mall, Cork.

William Fry, 14 Lower Mount Street, Dublin.

Edward Fitzgerald, Ballinrobe.

Francis A. Gibney, 11 Lower Ormond Quay, Dublin.

Denis M. Greene, 11 Wellington Quay, Dublin.

Desmond J. Mayne, 6 Dawson Street, Dublin.

Nicholas J. O'Donnell, Tipperary.

Andrew G. Sheedy, 12 Westmoreland Street, Dublin.

ADMISSIONS AS SOLICITORS OF EIRE,

July to December, 1938, inclusive.

Burke, Thomas Patrick.

Branigan, Thomas J.

Booth, Lionel Overend.

Coghlan, James David.

Daly, Bernard.

Early, Desmond.

Franklin, William Morris.

Hayden, John Redmond.

Hughes, Joseph.

McCartney, Joseph.

McMahon, John.

Menton, William A.

O'Reilly, Patrick John.

Ryan, Patrick F.

Sheedy, Andrew Gerald.

**STATUTES PASSED BY THE OIREACHTAS
DURING THE YEAR 1938.**

1. Agricultural Produce (Fresh Meat) (Amendment).
2. Unemployment Assistance (Amendment).
3. Shops (Hours of Trading).
4. Shops (Conditions of Employment).
5. Sheepskin (Control of Export) (Amendment).
6. Scrap Iron (Control of Export).
7. Shannon Fisheries.
8. Defence Forces (Temporary Provisions).
9. Central Fund.
10. Cork Fever Hospital (Amendment).
11. Cement (Amendment).
12. Finance (Agreement with United Kingdom).
13. Agreement with United Kingdom (Capital Sum).
14. Agricultural Products (Regulation of Import).
15. Prices Commission (Extension of Functions).
16. Agricultural Produce (Cereals).
17. Diseases of Animals.
18. Collection of Taxes (Confirmation).
19. Imposition of Duties (Confirmation of Orders).
20. Appropriation.
21. Public Hospitals (Amendment).

22. Slaughtered and Detained Animals (Compensation).
23. Industrial Alcohol.
24. Presidential Establishment.
25. Finance.
26. Old Age Pensions.
27. Telephone Capital.
28. Expiring Laws.
29. Public Servants (Continuity of Service).
30. Dairy Produce (Price Stabilisation) (Amendment).
31. Insurance (Amendment).
32. Red Cross.

33. Defence Forces (Pensions) Amendment).
34. Oireachtas (Allowances to Members).
35. Pigs and Bacon (Amendment).
36. Imposition of Duties (Confirmation of Orders) (No. 2).
37. Statutory Declarations.
38. Ministerial and Parliamentary Offices.

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FEBRUARY, 1939

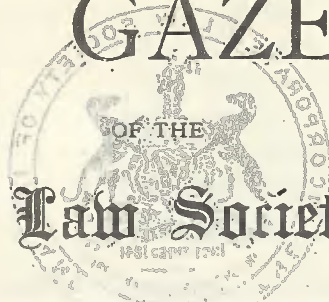
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THE GAZETTE

Incorporated Law Society of Ireland.



Vol. XXXII, No. 8] FEBRUARY, 1939

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

12th January.

Twenty-six members present.

Extra-Ordinary Members.

The following, whose names were submitted by the Council of the Incorporated Law Society of Northern Ireland, were elected to represent that Society on the Council:—Messrs. Robert Watts (President); W. C. Gage, T. M. Heron, G. Murnaghan and J. C. Taylor.

The following, whose names were submitted by the Southern Law Association, were elected to represent that Association on the Council:—Messrs. Maurice O'Connor (President), T. A. Buckley, J. F. Foley, J. J. Horgan and J. Stanton.

Office of County Registrar and Sheriff.

A resolution was submitted from the Galway Sessions Bar, expressing the opinion that the offices of County Registrar and County Sheriff throughout Éire should be held separately.

OBITUARY.

MR. TIMOTHY LYNCH, Solicitor, died on the 1st January, 1939, at his residence, Farnham Street, Cavan.

Mr. Lynch served his apprenticeship with the late Mr. Martin Tierney, Cavan, was admitted in Michaelmas Sittings, 1930, and practised at Cavan.

MR. WILLIAM BUCKLEY, Solicitor, died on the 5th January, 1939, at his residence, 52 South William Street, Dublin.

Mr. Buckley was admitted in Michaelmas Sittings, 1889, and practised at 52 South William Street up to 1932, when he retired.

MR. JOSEPH M. REILLY, Solicitor, died on the 13th January, 1939, at his residence, Millextown, Ardee, Co. Louth.

Mr. Reilly served his apprenticeship with the late Mr. James Smyth, Drogheda, was admitted in Hilary Sittings, 1898, and practised at Drogheda.

SUBDIVISIONS OF REGISTERED LAND.

Correspondence having taken place between the Council and the Chief Registrar, Land Registry, and between the Council and the Irish Land Commission in relation to a letter from a member drawing attention to delay in two cases in which he had experienced delay in having subdivision transfers registered, and reasons for the delays having been furnished in reply, the correspondence terminated. Arising out of this correspondence the following letter has been received:—

Irish Land Commission,
Upper Merrion Street,
Dublin.

18 Eanáir, 1939.
A Chara,

I am desired by the Land Commission to state that arising out of an official enquiry as to the cause of delay in the completion of proceedings affecting sub-division of registered land, it has been ascertained that during the year 1938 there came under notice 132 cases in which the conditions subject to which consent to sub-division was given by the Land Commission were not complied with before the Deeds were lodged in the Land Registry. In these cases the Land Commission were called upon to notify the Land Registry that such conditions, e.g., payment of annuity to preceding gale day or redemption of a proposed apportionment, etc., had not been complied with. If the Solicitors acting in such cases would make sure that the conditions attaching to the consents were fulfilled in due course there would be less delay in completion and less work would be entailed. Perhaps you would consider the desirability of directing the attention of the members of your Society who might be interested in this matter to the experience of the Land Commission in regard to it.

Mise, le meas,
(Signed) W. F. NALLY.

W. G. WAKELY, Esq., Secretary,
Incorporated Law Society of Ireland.
Solicitors' Buildings,
Four Courts, Dublin.

APRIL EXAMINATIONS, 1939.

Preliminary Examination, Monday and Tuesday, 3rd and 4th days of April. Notice of intention to attend to be lodged before 13th March.

Final Examination, Wednesday and Thursday, 5th and 6th days of April. Notice of intention to attend to be lodged before 15th March.

THE HIGH COURT OF JUSTICE.

SPRING CIRCUITS FOR 1939.

Sittings fixed for various Counties.

The following arrangements have been made in respect of the Spring Circuits of the High Court:

EASTERN CIRCUIT.

- Wicklow—At Wicklow, Monday, March 6th, at 11.30 a.m.
- Wexford—At Wexford, Tuesday, March 7th, at 11 a.m.
- Waterford County and Waterford City—At Waterford, Friday, March 10th, at 11 a.m.
- Tipperary (South)—At Clonmel, Tuesday, March 14th, at 11 a.m.
- Tipperary (North)—At Nenagh, Thursday, March 16th, at 11 a.m.
- Offaly—At Tullamore, Tuesday, March 21st, at 11 a.m.
- Leix—At Portlaoighise, Thursday, March 23rd, at 11 a.m.
- Kilkenny—At Kilkenny, Tuesday, March 28th, at 11 a.m.
- Carlow—At Carlow, Wednesday, March 29th, at 11.30 a.m.
- Kildare—At Naas, Thursday, March 30th, at 11 a.m.

Judges—THE HON. MR. JUSTICE GEOGHEGAN, THE HON. MR. JUSTICE GAVAN DUFFY.

SOUTHERN CIRCUIT.

- Clare—At Ennis, Tuesday, March, 7th, at 11 a.m.
- Limerick County and Limerick City—At Limerick, Wednesday, March 8th, at 11 a.m.
- Kerry—At Tralee, Friday, March 10th, at 11 a.m.
- Cork County and Cork City—At Cork, Monday, March 13th, at 11 a.m.

Judges—THE HON. MR. JUSTICE MEREDITH, THE HON. MR. JUSTICE O'BYRNE.

WESTERN CIRCUIT.

Longford—At Longford. Tuesday, March 7th, at 10.30 a.m.

Leitrim—At Carrick-on-Shannon. Wednesday, March 8th, at 11 a.m.

Sligo—At Sligo. Friday, March 10th, at 12 o'clock noon.

Mayo—At Castlebar. Monday, March 13th, at 10.30 a.m.

Galway—At Galway. Thursday, March 16th, at 10.30 a.m.

Roscommon—At Roscommon. Tuesday, March 21st, at 10.30 a.m.

Judge—THE HON. MR. JUSTICE HANNA.

NORTHERN CIRCUIT.

Louth—At Dundalk. Monday, March 6th, at 10.30 a.m.

Monaghan—At Monaghan. Thursday, March 9th, at 11.30 a.m.

Cavan—At Cavan. Friday, March 10th, at 10.30 a.m.

Westmeath—At Mullingar. Monday, March 13th, at 11.15 a.m.

Meath—At Trim. Tuesday, March 14th, at 11 a.m.

Donegal—At Letterkenny. Tuesday, March 21st, at 11 a.m.

Judge—THE HON. MR. JUSTICE MURNAGHAN.

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MARCH, 1939

[FOR CIRCULATION
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MEETINGS OF THE COUNCIL.

2nd February.

Twenty-six members present.

Office of County Registrar and Sheriff.

It was resolved that the Minister for Justice be requested to receive a deputation from the Council in support of the suggestion of the Council that the office of Sheriff be discontinued to be held jointly with that of County Registrar.

23rd February.

Twenty-two members present.

Section 47.

A report from the Privileges Committee upon an application from a Solicitor to renew his annual certificate was considered, and the application was refused.

Land Registry.

A letter was read from a member drawing attention to Rule 157 of the Land Registry rules and suggesting that steps should be taken to secure its repeal. The matter was referred to a Committee for consideration.

OBITUARY.

MR. SAMUEL EAGLESON, Solicitor, died on the 8th February, 1939, at his residence, Aerie, Market Road, Ballymena.

Mr. Eagleson served his apprenticeship with the late Mr. John K. Currie, Ballymena; was admitted in Hilary Sittings, 1907, and practised at Ballymena up to 1920, when he retired.

MR. THOMAS J. MARRON, Solicitor, died on the 11th February, 1939, at his residence, 50 Northumberland Road, Dublin.

Mr. Marron was admitted in Easter Sittings, 1883, and practised at Newry up to 1893, when he was appointed Clerk of the Crown and Peace for County Armagh, which position he occupied up to the time of his death.

MR. ALBERT E. DAVIS, Solicitor, died on the 24th February, 1939, at his residence, Rus-in-Urbe, Lower Glenageary Road, Dun Laoghaire.

Mr. Davis served his apprenticeship with the late Mr. George Collins, Dublin, was admitted in Hilary Sittings, 1912, and practised at 18 Kildare Street, Dublin up to 1936, when he retired.

EXAMINATION RESULTS.

At Examinations held on 10th and 11th February under the Legal Practitioners (Qualification) Act, 1929, the following candidates passed the examinations:—

“First” Examination in Irish.

Liam M. Collins.

Patrick M. K. Johnson.

Maurice J. Kenny.

John J. Kinnerk.

Jacob Marcus.

Marguerite S. Meagher.

Arthur J. T. O'Connor.

Cormac B. J. O'Hare.

Philip O'Loughlin.

John F. O'Mahony.

Philip H. Ordman.
Joseph G. O'Shea.
David M. G. Slattery.

Seventeen candidates attended; thirteen passed; four failed.

"Second" Examination in Irish.

John Carrigan.
James G. Clahane.
Henry P. Dockrell.
James Lucey.
Felix E. Murphy.
Donal O'Hagan.
John J. Walker.
Frederick J. Wright.

Twelve candidates attended; eight passed; four failed.

LIBRARY.

Books recently added to the Library.

- Bowstead: Agency, 9th Edition, 1938.
- Cairns: County Court Pleader, with Precedents of Claims and Defences, 1937.
- Carver: Carriage By Sea, 8th Edition, 1938.
- Charlesworth: Negligence, 1938.
- Cockle: Evidence—Cases and Statutes, 6th Edition, 1938.
- Coffey: Digest Rent Act Cases (Irish) 1916 to end of Hilary Term, 1938.
- Connellan: Eire Law and Practice of House Drainage, 1938.
- Duffy and Keating: The Shop Acts 1938.
- Eire Commission of Inquiry into Banking, Currency and Credit: Memoranda and Minutes of Evidence—2 Vols., 1935-1936
- Encyclopaedia Britannica. 24 Vols.
- Gibb: Collisions on Land, 4th Edition, 1938.
- Gibb: Trial of Motor Car Accident Cases, 2nd Edition, 1938.
- Hughes: Road Users Rights, Liabilities, and Insurance, 1938.
- Lloyd: Law of Unincorporated Associations, 1938.

CALENDAR.

The Calendar of the Society for 1939 can be obtained in the Secretary's office, price five shillings; by post, five shillings and sixpence.

STATUTORY DECLARATIONS ACT, 1938.

Attention is drawn to the provisions of this Act, Section 1 of which provides that it shall be lawful for any of the following persons to take and receive declarations—a Notary Public, A Commissioner for Oaths, a Peace Commissioner, and a person authorised by law to take and receive statutory declarations. Section 2 provides for the use of the following form for the signing and attestation of statutory declarations:—

I, **A.B.** do solemnly and sincerely declare that:—

and I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act, 1938.

(signed) **A.B.**

Declared before me by **A.B.** who is personally known to me (or who is identified to me by **C.D.** who is personally known to me) at

.....
this.....day of.....

.....
.....

Section 5 provides that every Notary Public and every Commissioner for Oaths who shall take a statutory declaration shall be entitled to be paid therefor the like fees as he would be entitled to charge and be paid if such statutory declaration were an affidavit made before him.

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APRIL, 1939

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

16th March.

Twenty-three members present.

Mr. Charles St. G. Orpen.

The Council passed a resolution expressing its deep regret on the death of Mr. Charles St. G. Orpen, a Past President of the Society, and tendering its sympathy to Mrs. Orpen and her family in their bereavement.

Irish Manuscripts.

A letter was read from the Irish Manuscripts Commission stating that it is the intention of the Commission to re-issue to all Solicitors in Ireland the circular letter issued in 1929, seeking information as to the existence of any documents of Irish historical value among the papers in their offices or elsewhere.

The letter received requested that the Council would now again, as in 1929, write to the Commission a letter of recommendation to the profession that they would assist the Commission in its quest for information, a copy of this letter to accompany the circular letter of the Commission.

The Council directed a letter in reply as requested to be written.

Vocational Organisation.

A letter was read from the Commission on Vocational organisation requesting a statement as to the Constitution and powers of this Society.

The Council directed that the request be complied with.

Proceedings before Controller of Patents.

A letter in reply was read from the acting Honorary Secretary of the General Council of the Bar of Ireland stating that the following Ruling had been made by his Council:—

That Counsel may be instructed by a duly registered Patent Agent without the intervention of a Solicitor in non-contentious business, and in contentious business before the Controller of Industrial and Commercial Property, but not in any proceedings in Court.

OBITUARY.

MR. CHARLES ST. GEORGE ORPEN, Solicitor, died on the 5th March, 1939, in Dublin.

Mr. Orpen served his apprenticeship with his father, the late Mr. Arthur H. Orpen, Dublin, was admitted in Michaelmas Sittings, 1888, and was senior member of the firm of Darley, Orpen and McGillycuddy, 30-31 Kildare Street, Dublin.

He was a member of the Council of the Society from 1905 to 1920, and filled the office of President during the year 1915-16.

MR. JOSEPH ALLEN, Solicitor, died on the 12th March, 1939, at his residence, 35 Castle Street, Lisburn.

Mr. Allen served his apprenticeship with the late Mr. F. W. Charley, Lisburn, was admitted in Trinity Sittings, 1890, and was senior member of the firm of Joseph Allen and Son, Lisburn.

He was an Extra-Ordinary member of the Council of this Society from 1911 to 1931.

MR. L. JACKSON HOLMES, Solicitor, died on the 19th March, 1939, at his residence, "Ferrard," Antrim.

Mr. Holmes was admitted in Hilary Sittings, 1890, and practised at Antrim.

MR. TIMOTHY P. COFFEY, Solicitor, died on the 21st March, 1939, at his residence, Park Villas, Dundalk.

Mr. Coffey served his apprenticeship with Mr. John Mackay, Dundalk, was admitted in Trinity Sittings, 1916, and practised at Dundalk up to 1932, when he was appointed County Registrar for Leix.

MR. THOMAS MAGUIRE, Solicitor, died on the 24th March, 1939, at his residence, The Firs, Hollywood, Co. Down.

Mr. Maguire was admitted in Trinity Sittings, 1887, and practised at Belfast up to 1933, when he retired.

MR. FLORENCE F. MACCARTHY, Solicitor, died on the 13th March, 1939, at Northampton.

Mr. MacCarthy served his apprenticeship with the late Mr. Justin MacCarthy, Dublin, was admitted in Hilary Sittings, 1896, and practised as a member of the firm of MacCarthy, Hanrahan and Moloney, at Cork up to 1933, when he retired.

MAJOR HUGH J. JONES, Solicitor, died on the 14th March, 1939, in Dublin.

Major Jones served his apprenticeship with the late Mr. A. H. Morgan, Thurles, was admitted in Michaelmas Sittings, 1899, and practised at Waterford.

He was Probate Registrar for Waterford, Wexford and South Riding of Tipperary.

MR. JOHN AUGUST BROOKS, Solicitor, died on the 18th March, 1939, at his residence, Sunday's Well House, Killarney.

Mr. Brooks served his apprenticeship with the late Mr. D. M. Moriarty, Killarney, was admitted in Hilary Sittings, 1900, and practised at Castleisland for some years.

EXAMINATION RESULTS:

At the Preliminary Examination for intending apprentices to Solicitors held on 3rd and 4th April, the following passed the examination and their names are arranged in order of merit:—

1. John M. O'Shea.
2. Patrick M. K. Johnson.
3. Patrick T. Liston.
4. George D. Buckley.
5. Vincent T. H. Delany.
6. Edward A. O'Doherty.
7. Kevin C. Fawsitt.

Laurence Walsh passed a modified Preliminary examination.

Eleven candidates attended; eight passed, three failed.

At the Final Examination for apprentices to Solicitors held on the 5th and 6th April, the following passed the examination and their names are arranged in order of merit:—

1. George G. Overend, B.A., T.C.D.
2. Thomas J. Fitzpatrick.
3. Joseph F. St. J. O'Neill.
4. John N. H. Brennan, B.A., Oxon.
5. John Maher, B.A., N.U.I.
6. Michael E. Hanahoe.
7. Gerard O'Donnell.
8. Teresa P. O'Meara.
9. Denis R. Peart.
10. David J. Farrell.
11. Matthew MacNamara.
12. William T. Moran.
13. Leslie E. Kearon.
14. Francis J. Dunne.
15. Richard G. Emerson.
16. James W. A. M. McCabe.
17. Albert E. Ashton.
18. James M. McGoldrick.
19. Desmond G. I. Horan, B.A., T.C.D.
20. Brigid Hogan.
21. Edward J. O'Brien.
22. James P. Coffey.

Forty-five candidates attended; twenty-two passed, twenty three failed.

JUNE EXAMINATIONS. 1939.

An Intermediate Examination will be held on 6th June. Notice of intention to attend to be lodged before 17th May.

First and Second Examinations in Irish will be held on 9th and 10th June. Notices of intention to attend to be lodged before 20th May.

CALENDAR.

The Calendar of the Society for 1939 can be obtained in the Secretary's Office. Price five shillings, by post, five shillings and sixpence.

ADVERTISEMENT:

Please take notice that on and after the 11th April, 1939, my offices will be at
25 WICKLOW STREET.

JOHN P. COLLINS,
Solicitor,
23 Suffolk Street,
Dublin.

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of five candidates attended
two and twenty three called.

Westford and South Riding of Yorkshire
the late Registrar for the
and practised at Westford
was admitted in Nicholas St. I
with the late Mr. H. Mo
Major one lived
the late Registrar
M



THE GAZETTE

OF THE

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MAY, 1939

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Vol. XXXIII, No. 1]

MAY, 1939

[FOR CIRCULATION
AMONGST MEMBERS

HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society was held on Tuesday, 16th May, at the Solicitors' Buildings, Four Courts, Dublin, the President, Mr. D. J. Reilly, in the chair.

The following members were also present : Messrs. P. R. Boyd (Vice-President), E. H. Burne, J. J. Duggan, E. J. Mallins, H. P. Mayne, S. O h-Uadhaigh, P. F. O'Reilly, C. G. Stapleton, Basil Thompson, L. J. Jameson, C. J. Gore-Grimes, E. J. O'Brien, D. D. MacDonald, C. J. Rutherford, James J. O'Connor, E. J. Kenny, P. K. M. Carey, D. B. Gilmore, J. B. McCann, H. E. W. Flanagan, V. P. Kennedy, R. J. Muldowney, Patk. Glynn, A. Clarke, W. J. M. Coulter, E. R. Banim.

The Secretary read the notice convening the meeting and the minutes of the Half-yearly General Meeting held on the 26th November, 1938, the latter of which were signed by the President.

On the motion of Mr. P. R. Boyd, Vice-President seconded by Mr. John J. Duggan, the following resolution was unanimously adopted :

" That Mr. A. E. Prentice, Mr. P. Glynn and Mr. E. J. O'Brien be appointed Auditors of the Society's accounts for year ending 30th April, 1939."

The President nominated the following members to be Scrutineers of Ballot for election of Council to be held in November

next : Mr. F. G. Sharpe, Mr. H. G. Sweetman, Mr. H. H. Maxwell, Mr. Desmond J. Collins and Mr. Thomas Jackson.

THE PRESIDENT, addressing the meeting said :—

Since our last meeting the hand of death has removed from amongst us several members of our profession. Amongst these were Mr. Charles St. George Orpen, a well-known and distinguished member of the Society, and ex-President of the Council, a prominent supporter of the Solicitors' Benevolent Association and an active helper in all matters appertaining to the interests of the profession. Mr. Joseph Allen, of Lisburn, who was for upwards of twenty years an Extra-Ordinary member of the Council, and Major Hugh J. Jones, District Probate Registrar in Waterford, and on your behalf I tender our respectful sympathy to the relatives.

You may recollect that at our last General Meeting the then President drew attention to the undesirable state of affairs by which the County Registrar, as a result of legislation passed some years ago, was becoming the holder of numerous offices, some of them involving him in situations of conflicting interests, and all tending to curtail the efficiency of the administration of what must always remain the main and most important part of his duties, viz. : those he exercises as the Principal Executive Officer of the Circuit Court. My predecessor's

remarks on the subject have received the cordial approval of the profession throughout Éire, and as a result of representations made by the Council, the Minister for Justice has arranged to meet a deputation from the Council on this matter, and it is hoped that something will be done to rectify a thoroughly unsatisfactory situation which, if it develops further, is certain to result in confusion, delay and inefficiency, and to seriously interfere with the administration of Justice in the Circuit Court.

A similar case has now arisen as a result of the death of the District Probate Registrar at Waterford. Under the Court Officers Act the Minister for Justice may transfer the duties of this Office to the County Registrar. Strong representations have been received from the local practitioners as to the undesirability, loss and inconvenience which would result if such a transfer were effected in that District, and your Council have given these protests their fullest support and taken steps to bring them to the notice of the Minister for Justice and the Probate Judge.

Another matter which has engaged the attention of your Council is the insufficiency of the clerical staff allocated to the Offices of the Justices of the Dublin Metropolitan District Courts. There has been no increase for some years in the clerical staff allocated to these Offices, while during that time the volume of office work to be dealt with has increased to a very great extent as a result of legislation passed in the meantime. The Road Traffic Act, to give only one example, entails an enormous amount of extra work, and the existing staff has now to deal not only with the clerical assistance required by the three City Justices, but, also when necessary, of the Justices allocated to the large District covered by County Dublin area. When the amount of work involved in issuing summonses, entering Civil Bills, checking Decrees, taking and copying depositions, and other matters in these busy districts is considered, it will be obvious that the office staff cannot satisfactorily cope with it. This is a matter of grave concern to the Commercial interests of the City and County, and unless remedied will lead to confusion and delay with the inevitable disadvantages incidental thereto.

The Council addressed to the Minister for Justice a communication on this subject, and as a result has received a reply stating that appropriate steps have already been taken with a view to supplementing the present staff in that office, but that some little delay must inevitably take place in making appointments. The matter will continue to engage the attention of your Council.

A recent reference by a Judge of the High Court on Circuit for the hearing of Appeals as to the amount of the Circuit Court costs in a case which came before him attracted considerable attention not only in the public press but in Dail Éire. As the question of Circuit Court costs may in the near future be the subject matter of reconsideration I do not, at the moment, propose to refer further to the particular case under notice, but in fairness to our profession I think it right to prevent any misapprehension as to the position. Of all Officials connected with conduct of a lawsuit, whether in the Circuit or High Court, the Solicitor concerned is the only one who comes into direct contact with the litigant. He has to institute the proceedings, arrange for the preparation of necessary proofs, procure the attendance of witnesses and generally make all arrangements necessary for the proper presentation of the suit to the Court, and should there be any neglect or even lack of judgment in these matters it is the Solicitor who has to accept responsibility and bear the blame if matters do not go right. In cases involving substantial amounts the outlay incidental to a proper presentation of the case must necessarily be heavy, and such outlay must be included in the Solicitor's bill. In the result the total amount is referred to as "costs," and little regard ever seems to be paid to the very substantial out-of-pocket expenses included in these bills, and which expenses, in fact, form no part at all of the profit remuneration accruing to the Solicitor concerned in the matter. I think it desirable that this point should be emphasised, and that it should be made clear that the Solicitors' profession is not by any means the only one concerned when the word "costs" is used in such general terms.

Complaints having reached your Council of what the profession consider undue delay

in assessment of Duties on Affidavits of Assets in connection with Probate and Administration matters, the question was taken up with the Controller of Estate Duties. Your Council pressed for a reversion to the system which formerly obtained in the Estate Duty Office, of having an immediate assessment made on the affidavit as presented, leaving the Revenue open to present such further claims for duty as might arise on further investigation should such prove necessary. While the Controller steadfastly refused to revert to this practice, an undertaking was obtained that the assessment of duties would be considerably speeded up, and some improvement in this direction has undoubtedly taken place. It is a matter for regret, however, that the Controller could not see his way to accede to your Council's request, as, no matter what expedition is used, considerable delay takes place while the Revenue are conducting what, in many cases, amounts to an enquiry into the financial history of the Estate, and while this is taking place the issue of the Grant of Probate or Administration, as the case may be, is held up, and with it all dealings with monies, stocks or other properties involved. Meantime, interest on the duty is running against the parties responsible, and this interest must, in the aggregate, amount to a considerable addition to the Revenue arising from Death Duties. This loss falls on the members of the community directly concerned in the transaction, and the Solicitors' profession is powerless in the matter of obtaining any relief for them.

In conclusion, I regret to have to draw attention to a matter which is at present giving concern to your Council. At the Final examination held last month, forty-five candidates presented themselves for examination, of whom twenty-two passed. Your Council did not find themselves able to make any awards whatever for special merit. This is a repetition of a state of affairs which has existed for the past couple of years, and cannot longer be regarded as merely an unusual incident in respect of one examination. Whether it arises from the extra examinations in subjects other than law, for which apprentices have now to present themselves; or from the anxiety of the apprentices to complete their course in the

shortest possible time, or from whatever other cause, it cannot be denied that the steady deterioration in the marks obtained by apprentices sitting for the Final examination is an unfortunate and undesirable state of affairs. Although the number of students now seeking to enter the profession is somewhat smaller than that obtaining a few years ago, it is still high, and I fear out of proportion to the opportunities for making a reasonable livelihood for those who succeed in becoming qualified. The volume of litigation tends to decrease. Scarcity of money, and consequential decline of business generally throughout Éire for some years past, tends to restrict enterprise with resulting diminution of commercial and conveyancing business. The outlook for young people at present entering our profession is anything but rosy, and both parents and student would do well to direct their minds very carefully to this condition of affairs when the question of a young person's future career is being considered.

Mr. W. J. M. Coulter having spoken on the subjects of the delay in assessment of duties, and also on the subject of the Society's Final examination; The President replied and the meeting terminated.

MEETING OF THE COUNCIL.

20th April.

Twenty-five members present.

Court of Examiners.

The report of the Court of Examiners upon the results of the April Preliminary and Final examinations was submitted and adopted—the results appeared in the Gazette of last month.

District Probate Registrar.

A letter was read from the Hon. Sec. of the County of Tipperary and Birr Division of the County of Offaly Sessional Bar Association enclosing copy of the following resolution passed by that Association:—"That the Committee of the County of Tipperary and Birr Division of the County of Offaly Sessional Bar Association desire respectfully to protest against the proposed amalgamation of the Office of District Probate Registrar at Waterford, which has recently become

vacant on the lamented death of our colleague Hugh J. Jones, with the Office of County Registrar at Waterford. We are of the opinion that the duties of that Office could not be properly supervised and exercised by the County Registrar to the satisfaction of the public and the members of the Solicitors' profession practising in the District covered by Waterford District Probate Registry, it being essential that the many matters which arise for attention by the District Probate Registrar in daily practice and the heavy correspondence in that Office with the Solicitors practising in such area should necessarily be personally directed and controlled by the District Probate Registrar. We are satisfied that, in as much as the County Registrar of Waterford, in addition to his discharging the duties of County Registrar, has already imposed on him the additional and responsible duties of Sheriff of the County of Waterford, that it would be absolutely impossible (notwithstanding the ability and experience of that Officer) to give the necessary supervision to the Office of District Probate Registrar. The amalgamation of both Offices would, for all practical purposes amount to the abolition of the Office of District Probate Registrar which would cause great inconvenience to the Public and the Solicitors' profession who, in practice, would thereby be forced to deal with the Principal Probate Registry in lieu of the District Probate Registry which we submit was never intended by the legislature or accepted by The Incorporated Law Society of Ireland as representing the Solicitors' Profession. Further, we respectfully ask the Minister for Justice to have the vacancy in the Office of the District Probate Registry at Waterford filled on the earliest date as following the death of the former Registrar, the issuing of a large number of Grants of Probate and Administration are held up in the District Probate Registry at Waterford."

"That copies of this Resolution be forwarded to the Minister for Justice and The Incorporated Law Society of Ireland."

The Council passed a resolution concurring with the views expressed in the foregoing resolution, and directed that copies of both resolutions be sent to the Minister for Justice and to Mr. Justice Hanna.

Dublin Metropolitan District Court.

A resolution was passed drawing attention to the insufficiency of staff in the Office of the Dublin Metropolitan District Court Office and a copy was directed to be sent to the Minister for Justice.

OBITUARY.

MR. WILLIAM W. HARRIS died on the 17th April, 1939, at Hilary, King's Road, Knock, Belfast.

Mr. Harris was admitted in Trinity Sittings, 1890, and practised at 43 Dame Street, Dublin up to 1923, when he went to Belfast and practised there up to 1937, when he retired.

MR. JOSEPH O. MYLES, Solicitor, died on the 26th April, 1939, at 4 The Crescent, Limerick.

Mr. Myles served his apprenticeship with the late Mr. William M. Beauchamp, Limerick, was admitted in Michaelmas Sittings, 1899, and practised at Limerick up to 1928, when he retired.

NEW MEMBERS.

The following have joined the Society:—

John F. Carrigan, Thurles.

Gerald J. Hegarty, Castletownberehaven

Patrick B. McCarthy, 59 Dame Street, Dublin.

Frederick B. McCormick, 6 Dawson Street, Dublin.

Jane T. McGowan, Balbriggan.

Gerald F. O'Flynn, 41 South Mall, Cork.

Joseph S. O'Leary, Bantry.

Albert C. Paice, 43 Dame Street, Dublin.

R. G. M. Saunders, 21 Kildare Street, Dublin.

Patrick J. Shanley, 4 Grafton Street, Dublin.

TRINITY SITTINGS, 1939.

Trinity Sittings begin on Wednesday, 7th June.

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THE GAZETTE

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JUNE, 1939

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THE GAZETTE

OF THE

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Vol. XXXIII, No. 2]

JUNE, 1939

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

11th May.

Twenty-four members present.

Dublin Metropolitan District Court.

A letter in reply from the Minister for Justice was read stating that appropriate steps have already been taken with a view to supplementing the present staff of the Dublin Metropolitan District Court, but that it will of course be understood that some little delay must inevitably take place in making such appointments.

District Probate Registrar.

A letter in reply from Mr. Justice Hanna was read acknowledging receipt of resolution of the Tipperary Sessions Bar in reference to the filling of the vacant office of District Probate Registrar of Waterford, a copy of which had been sent to him by the Council of this Society. The Judge expressed his agreement with the resolution.

The resolution appeared in the Gazette of last month.

Probate Office.

A letter was read from a member drawing attention to the delay in the furnishing from the Probate Office of sealed and certified copies of grants for the object of obtaining English grants.

The President undertook to discuss this matter with Mr. Justice Hanna.

OBITUARY.

MR. THOMAS F. BURKE, Solicitor, died on the 5th May, 1939, at his residence, 4 Belgrave Square, Monkstown, Co. Dublin.

Mr. Burke served his apprenticeship with the late Mr. William Deverell, Dublin, was admitted in Hilary Sittings, 1901, and practised at City Hall, Dublin.

He was Assistant Law Agent to the Corporation of Dublin.

MR. FREDERICK W. FORREST, Solicitor, died on the 16th May, 1939, at Rocklyn, East Foxdale, Isle of Man.

Mr. Forrest was admitted in Michaelmas Sittings, 1886, and practised at Tipperary up to 1936, when he retired.

MR. ROBERT DIAMOND, Solicitor, died on the 25th May, 1939, at Belfast.

Mr. Diamond served his apprenticeship with the late Mr. John D. Coates, Belfast, was admitted in Trinity Sittings, 1894, and practised at Donegall Street, Belfast.

MR. JOHN D. CLARKE, Solicitor, died on the 25th May, 1939, at Midhurst, Sussex.

Mr. Clarke served his apprenticeship with Mr. Sydney Matthews, Dublin, was admitted in Trinity Sittings, 1935, and practised at 11 Lr. Ormond Quay, Dublin, up to 1937.

NEW MEMBERS.

The following have joined the Society:—

- Henry J. Downing, Killarney.
 Francis J. Dunne, 3 Palace St., Dublin.
 Henry J. Frizelle, Enniscorthy.
 John E. Hamerton, 39 Fleet St., Dublin.
 John R. Hayden, 16 Lr. O'Connell St., Dublin.
 Desmond A. Houlihan, Birr.
 John S. Morris, 10 Clare Street, Dublin.
 Donal McClement, 27 Marlborough St., Cork.
 Daniel J. O'Neill, Tralee.

LEGAL APPOINTMENT.

Mr. Brian Peadar Mac Fhionnlaioich (Mr. Brian P. MacGinley) 38 Parliament Street, Dublin, has been appointed Solicitor to the Department of Posts and Telegraphs. Mr. Mac Fhionnlaioich was admitted a Solicitor in 1929.

THE SOLICITORS' GOLFING SOCIETY.

A Summer meeting will take place at Carlow Golf Links (with kind permission of the Captain and Committee) on Tuesday, July 4th, 1939. Competitions for the Society's Challenge Cup, the St. Patrick's Challenge Cup and the Veteran's Challenge Cup will take place, and entries will be accepted between 10 a.m. and 2 p.m. A four-ball competition (bogey) will be arranged for afternoon play. The meeting will be followed by a Dinner at which the Captain-elect, Mr. J. D. MacCarthy, will preside.

The Acting Secretary is Mr. T. Desmond McLoughlin, 18 College Green, Dublin.

**THE HIGH COURT OF JUSTICE
 SUMMER CIRCUITS FOR 1939.
 Sittings fixed for various Counties.**

EASTERN CIRCUIT.

- WICKLOW, at Wicklow, Monday, July 10th, at 11.30 o'clock.
 WEXFORD, at Wexford, Wednesday, July 12th, at 11.30 o'clock.

WATERFORD (County and City), at Waterford, Saturday, July 15th, at 11 o'clock.

TIPPERARY SOUTH RIDING, at Clonmel, Monday, July 17th, at 11 o'clock.

TIPPERARY NORTH RIDING, at Nenagh, Wednesday, July 19th, at 11 o'clock.

OFFALY, at Tullamore, Friday, July 21st, at 11.30 o'clock.

LEIX, at Portlaoighise, Tuesday, July 25th, at 12 o'clock.

KILKENNY, at Kilkenny, Wednesday, July 26th, at 11 o'clock.

CARLOW, at Carlow, Friday, July 28th, at 11.30 o'clock.

KILDARE, at Naas, Monday, July 31st, at 11 o'clock.

Judge:

The Honble. Mr. JUSTICE GEOGHEGAN.

SOUTHERN CIRCUIT

CLARE, at Ennis, Tuesday, July 11th, at 10.30 o'clock.

LIMERICK (County and Limerick City), at Limerick, Wednesday, July 12th, at 2 o'clock.

KERRY, at Tralee, Friday, July 14th, at 10.30 o'clock.

CORK COUNTY and CORK CITY, at Cork, Tuesday, July 18th, at 10.30 o'clock.

Judges:

The Honble. Mr. JUSTICE MEREDITH.

The Honble. Mr. JUSTICE HANNA.

WESTERN CIRCUIT.

LONGFORD, at Longford, Tuesday, July 11th, at 11 o'clock.

LEITRIM, at Carrick-on-Shannon, Wednesday, July 12th, at 11 o'clock.

SLIGO, at Sligo, Friday, July 14th, at 11 o'clock.

MAYO, at Castlebar, Monday, July 17th,
at 11 o'clock.

GALWAY, at Galway, Wednesday, July 19th
at 11 o'clock.

ROSCOMMON, at Roscommon, Friday, July
21st, at 11 o'clock.

Judges :

The Honble. Mr. JUSTICE O'BYRNE.

The Honble. Mr. JUSTICE BLACK.

NORTHERN CIRCUIT.

LOUTH, at Dundalk, Monday, July 10th,
at 10.30 o'clock.

MONAGHAN, at Monaghan, Wednesday,
July 12th, at 2 o'clock.

CAVAN, at Cavan, Friday, July 14th, at
12 o'clock.

WESTMEATH, at Mullingar, Thursday,
July 20th, at 11.30 o'clock.

MEATH, at Trim, Friday, July 21st, at
11 o'clock.

DONEGAL, at Letterkenny, Tuesday, July
25th, at 11 o'clock.

Judge :

The Honble. Mr. JUSTICE JOHNSTON.

ADVERTISEMENT.

Please take notice that

Richard A. Burke
of 35b Kildare Street, Dublin

and

Kevin Burke of 2 Inns Quay, Dublin

have entered into partnership and will practise as
from the 1st July, 1939 under the style of

BURKE & BURKE

SOLICITORS,

at 35b Kildare Street, Dublin.

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[FOR CIRCULATION
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THE GAZETTE

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Vol. XXXIII, No. 3]

JULY, 1939

[FOR CIRCULATION
AMONGST MEMBERS

MEETINGS OF THE COUNCIL.

8th June.

Twenty-three members present.

District Probate Registrars.

A letter in reply was read from the Minister for Justice in reference to the law in relation to the making of appointments to the office of District Probate Registrar. The consideration of the letter and of the question dealt with therein, was referred to a special committee of the Council.

Proceedings before the Controller of Industrial and Commercial property.

A report from the Privileges Committee of the Council, in reference to the question of Council appearing before the Controller without the intervention of a solicitor, was submitted, and it was resolved to request the Chairman of the Bar Council to meet the President of this Society and the Chairman of the Dublin Sessions Bar to discuss the matter.

29th June.

Twenty-five members present.

Probate Office—High Court.

The President informed the Council that he had, as requested by the Council, an interview with Mr. Justice Hanna on the

subject of the great delay in the furnishing of sealed and certified copies of grants bespoken from the Probate Office, for the purpose of making application for English grants. The Judge expressed himself sympathetic with the profession in this matter, and stated he would give the matter immediate attention.

Court of Examiners.

A report from the Court of Examiners, giving the results of the Intermediate and of the First and Second Irish Examinations, was submitted.

OBITUARY.

MR. JAMES J. MULLAN, Solicitor, died on the 12th June, 1939, at his residence, Sandymount Castle, Dublin.

Mr. Mullan served his apprenticeship with the late Mr. King Houston, Omagh, was admitted in Hilary Sittings, 1898, and practised at 25 Eustace Street, Dublin.

MR. DAVID G. NELIGAN, Solicitor, died on the 18th June, 1939, at 22 Lansdowne Road, Dublin.

Mr. Neligan served his apprenticeship with the late Mr. Croker Barrington, Dublin, was admitted in Michaelmas Sittings, 1897, and practised at 10 Ely Place, Dublin, up to 1906, when he went to Cork. He was Deputy County Court Registrar for Cork City, and Official Assignee in Bankruptcy in Cork.

EXAMINATIONS RESULTS

At the Intermediate Examination for apprentices held on the 6th June, the following passed the examination.

Passed with merit:

1. Bryan J. Murphy.
2. Dominick M. Dowling.
3. Leo Branigan.
4. Margaret Morris.

Passed:

George U. W. Burke.
 Mary B. Cahalan.
 Constance M. NiCathmhaoil
 Daniel A. Coghlan.
 Thomas M. Costello.
 Cornelius Crowley.
 Patrick P. Devins.
 Blathnaidh Dillon.
 Anthony J. Dudley.
 Dermot S. Dunleavy.
 Peter M. Good.
 Henry F. Hayes.
 George M. Hegarty.
 Jeremiah B. Hickey.
 James F. Kearney.
 Joanna M. Kelly.
 Edward M. Kirk.
 John T. Louth.
 Thomas N. Lynam.
 Brendan J. Lynch.
 James B. MacClancy.
 Eunan E. McCarron.
 Roderick B. McConnell.
 Seamus N. Mahon.

Synge Millington.
 James G. Neville.
 Moya O'Connor.
 Michael P. O'Neill.
 Charles C. L. Osborne.
 Maurice O'Sullivan.
 Patrick P. O'Sullivan.
 Joseph Plunkett.
 Gerard Quinn.
 John F. Scott.
 Mary W. E. Thornton.
 Denis W. Twomey.

Fifty-four candidates attended; forty passed; fourteen were postponed.

LEGAL PRACTITIONERS (QUALIFICATION) ACT, 1929

The following passed a "First" examination in Irish under the above Act, held on the 9th June:—

Vincent T. H. Delany.
 Louis Goldberg.
 John P. Hanafin.
 Thomas P. Kelly.
 Louis V. Nolan.
 Robert J. Porter.
 George C. Stapleton.
 Walter P. Toolan.
 Brendan White.
 Hubert C. Wine.

Eighteen candidates attended; ten passed; eight were postponed.

The following passed a "Second" examination in Irish under the above Act, held on the 9th and 10th June:—

Thomas B. Bowes.
 Edward H. Byrne.
 Thomas V. Daly.

Thomas P. Early.
 Michael J. Egan, Junr.
 Lucy Fagan.
 Peter L. Gibson.
 Louis J. Gillic.
 Maureen Hannon.
 Michael J. Higgins.
 Charles S. Kelly.
 Matthew MacNamara.
 Patrick P. B. McCormack.
 Patrick J. Morrissey.
 John A. O'Loughlin.
 George G. Overend.
 Denis J. Quinlan.
 Francis J. Reilly.
 Alexander C. P. Ross.
 William A. F. Sandys.
 Laurence J. B. Steen.
 Jasper C. Tully.
 Kevin P. Wallace.

Thirty-one candidates attended; twenty-three passed; eight were postponed.

COURTS OF JUSTICE—SCRIVENERY OFFICE.

Numerous complaints have been received recently by the Council from members of the profession of delay in the delivery of documents bespoken from the Scrivenery Office. The Council is taking active steps with a view to having some improvement introduced to remedy the cause of these complaints. The Council requests that members who have recently experienced delay in obtaining copies of documents would send particulars to the Secretary.

SOLICITORS' GOLFING SOCIETY.

At the Competitions held at the Carlow Golf Links on 4th July, there were thirty-nine entries for the Society's Challenge Cup. The winners were Desmond Early (Carlow), 96—24, 72; Walter A. Smithwick (Kilkenny), 86—14, 72 (runner-up prize); Richard G.

Walsh (Wexford), 80, best gross. For the Veteran's Cup there was a tie between William J. Norman (Dublin), 92—15, 77; and Alured F. Rolleston (Leix), 95—18, 77. For the Fourball Competition twenty-two cards were taken out, and the winners were Joseph H. McCarroll (Wicklow) and Joseph P. Tyrrell (Bray) 8 up; James D. McCarthy (Carlow) and John D. Hollinger (Dublin) 4 up; Thomas T. Keogh (Carlow) and William J. Ryan (Abbeyleix) 4 up.

At a General Meeting the following Officers were elected for 1939-40: Captain, James D. MacCarthy; Committee: Ernest S. Lowe, Patrick Glynn, Hugh J. Fitzpatrick, John D. T. Rooney, and Hon. Sec. T. Desmond McLoughlin.

STATUTES PASSED BY THE OIREACHTAS DURING 1939.

1. Holidays (Employees).
2. Agricultural Produce (Eggs).
3. Housing (Amendment).
4. Hospitals.
5. Trade Loans (Guarantee).
6. Tariff Commission (Repeal).
7. Defence Forces (Temporary Provisions).
8. Central Fund.
9. Local Government (Amendment).
10. Treason.
11. Town and Regional Planning (Amendment).
12. Merchant Shipping (Amendment).
13. Offences against the State.
14. Local Authorities (Combined Purchasing).

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ADMISSIONS AS SOLICITORS OF EIRE.

January to June, 1939, inclusive.

Name	Served apprenticeship to
Butler, Martin T., Thurles, Co. Tipperary.	The late Laurence J. Ryan, Thurles The late John J. McDonald, Dublin, and Alexander J. McDonald, Dublin.
Collins, Geoffrey Luke, 88, Clontarf Road, Dublin.	Albert C. Paice, Dublin.
Corrigan, Dora C. M., "Ardeen," Palmerston Park, Dublin.	Bernard J. Seales, Dublin and William C. M. Corrigan, Dublin.
Clahane, James Gerard, "St. Patrick's," Collins Avenue, Drumcondra, Dublin.	The late John Hawthone, Dublin.
Carrigan, John F., Glengarriff, Thurles.	John P. Carrigan, Thurles.
Coffey, James Pearse, Park Villas, Dundalk, Co. Louth.	Louis C. Murphy, Dundalk.
Donnelly, John Desmond Mary, Athy, Co. Kildare.	Henry G. Donnelly, Athy.
Dockrell, Henry Percy, 19, Upper Ormond Quay, Dublin.	William P. Stevens, Dublin.
Dunne, Francis J., 61, St. Alban's Road, Dublin.	J. Vincent Brady, Dublin.
Emerson, Richard G., Taylor's Hill, Galway.	Henry MacDermot, Galway.
Farrell, David J., Glendhu, Lower Grange, Waterford.	Timothy O'Hanrahan, Dublin, and Peter O'Connor, Waterford.
Fitzpatrick, Thomas J., Rathanna, Scotshouse, Co. Monaghan.	Peter A. Fitzpatrick, Clones.
Gallagher, James Hugh, Clowanstown, Dunsany, Co. Meath.	Bernard J. Seales, Dublin.
Hennessy, Dermot G., Rockbarton, Galway.	Michael J. Allen, Galway.
Humphrey, Michael Aloysius, 13, Lindsay Road, Glasnevin, Dublin.	The late Francis J. McEntee, Dublin, and Thomas P. Robinson, Dublin.
Healy, William Skeffington, Drogheda, Co. Louth.	The late Joseph M. Reilly, Drogheda. and Joseph L. Reilly, Drogheda.
Hennigan, Patrick Joseph, Ballina, Co. Mayo.	S. G. Rutherford, Dublin.
Hanahoe, Michael E., Carrigans, Co. Donegal.	The late John Tracy, Newtowncunningham. and Thomas G. Logue, Letterkenny.
Kettle, Elizabeth, 48, Charleston Road, Rathmines, Dublin.	Francis Devine, Dublin.
Kearon, Leslie Edward, "Glenvar," Mount Merrion Avenue, Blackrock, Co. Dublin.	Samuel Bolton, Dublin.
McEllin, Patrick, Claremorris, Co. Mayo.	Gerald Maguire, Claremorris.
McIntyre, Patrick J., Kiltimagh, Co. Mayo.	Richard J. Kelly, Galway.
McCormick, Frederick Brian, Stradbroke Road, Blackrock, Co. Dublin.	Henry P. Mayne, Dublin.
McGowan, Jane Teresa, Balbriggan, Co. Dublin.	Gerrard L. McGowan, Balbriggan.

ADMISSIONS AS SOLICITORS OF EIRE (continued).

Name	Served apprenticeship to
McCarthy, Michael, Craggaunoonia, Castleisland, Co. Kerry.	Thomas A. O'Reilly, Dublin.
McCarthy, Patrick Brendan, 6, Trafalgar Terrace, Monkstown, Co. Dublin,	Joseph H. Dixon, Dublin
Murphy, Felix Edward, Bishopsland, Kildare.	The late Peter J. McCann, Naas, and Dermot J. O'Rourke, Naas.
Moran, William T. Hill House, Castlebar, Co. Mayo.	Michael Moran, Castlebar.
Maher, John, 175, Clontarf Road, Dublin.	Daniel C. Maher, Dublin.
McCabe, James W. A. M., 17, South Mall, Cork.	James J. McCabe, Cork.
McGoldrick, James M., Roseville, Ballincar, Sligo.	Francis P. Howley, Sligo.
Nagle, John Joseph, Lee Road, Cork.	James J. Mooney, Cork.
The O'Phelan of the Decies, 31, The Mall, Waterford.	Peter O'Connor, Waterford.
O'Hagan, Donal, 110, West Street, Drogheda.	Desmond O'Hagan, Drogheda.
O'Meara, Teresa Patricia, Bank Place, Mallow, Co. Cork.	William J. O'Meara, Mallow.
O'Neill, Joseph F. St. J., Coolbawn, Midleton, Co. Cork.	William J. Barry, Midleton.
O'Sullivan, Moira, Aberfoyle, Orwell Road, Rathgar, Dublin.	Richard J. Kelly, Galway.
O'Donnell, Gerard, St. Mary's Road, Galway.	John C. O'Donnell, Galway.
Overend, George Gordon, Greenacres, Dundrum, Co. Dublin.	G. A. Overend, Dublin.
Phayre, William Henry, Ellesmere, Rathfarnham, Dublin.	Samuel Bolton, Dublin.
Reilly, James Stephen, Grove Avenue, Blackrock, Co. Dublin.	Ernest Keegan, Dublin.
Tormey, William, junr., Athlone, Co. Westmeath.	Denis J. Hannan, Athlone.
Veale, Maurice Edmond, 105, Haddington Road, Dublin.	Edward Ryan, Dublin.
Wright, Frederick James, Castlereau, Co. Roscommon.	Maurice deL. Staunton, Castlereau.

ADVERTISEMENT.

FOR SALE—Jurisdiction and Procedure of the County Courts in Ireland
(Carleton) 1891. Apply :—"Survivor," c/o. Box R.M., Hely's Limited,
Dame Street, Dublin.



THE GAZETTE

OF THE

Incorporated Law Society of Ireland.

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AUGUST, 1939

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AMONGST MEMBERS

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THE GAZETTE

OF THE

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Vol. XXXIII, No. 4]

AUGUST, 1939

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

20th July.

Twenty-two members present..

The late Mr. T. W. Delany.

The Council passed a resolution expressing its deep regret at the death of Mr. Thomas W. Delany, a member and a Past President of the Council, and its sympathy with Mrs. Delany in her bereavement.

Vacancy on the Council.

Mr. William S. Huggard, Ballina, becomes an Ordinary member of the Council, being first on the supplemental list.

Statutory Committee.

The Chief Justice has, at the request of the Committee, appointed Mr. D. J. Reilly, the President of the Society, a member of the Committee in room of Mr. Delany.

Scrivenery Office of Courts of Justice.

Letters were read from members drawing the attention of the Council to the delays being experienced by members in obtaining copies of documents bespoken in the Scrivenery Office. It was resolved to communicate with the Minister for Justice on this matter.

Adjournment.

The Council adjourned until Thursday, 5th October.

OBITUARY.

MR. THOMAS W. DELANY, Solicitor, died on the 9th July, 1939, at his residence, Winston, Longford.

Mr. Delany served his apprenticeship with the late Mr. Jeremiah McCarthy, Sligo, was admitted in Michaelmas Sittings, 1891, and practised at Longford.

He was a member of the Council of the Society since 1925 and was President of the Society for the year 1937-38.

He was Crown Solicitor for Co. Longford from 1902 to 1921 and State Solicitor from 1924 to 1938.

On the nomination of the Council Mr. Delany was elected on the Cultural panel a member of the Senate in 1938.

MR. JOHN QUIN, Solicitor, died on the 14th July, 1939, at Ardee.

Mr. Quin served his apprenticeship with the late Mr. Thomas Gerrard, Dublin, was admitted in Michaelmas Sittings, 1909, and practised at Ardee up to 1938, when he retired.

MR. ALLEN H. MORGAN, Solicitor, died on the 15th July, 1939, at his residence, Hopevale, Natal, South Africa.

OBITUARY (contd.)

Mr. Morgan was admitted in Trinity Sittings, 1884, and practised at Thurles, Co. Tipperary, up to 1930, when he retired.

MR. ROBERT B. CRYMBLE, Solicitor, died on the 22nd July, 1939, at Belfast.

Mr. Crymble served his apprenticeship with his brother, the late Mr. Samuel G. Crymble, Belfast, and was admitted in Trinity Sittings, 1903, and practised at Mayfair, Arthur Square, Belfast.

PROBATE BUSINESS.

A letter has been received from Mr. Justice Hanna intimating to the Council that he has arranged that any document for Probate purposes that is marked "Urgent," when sent to the Scrivenery Office of the Courts of Justice will have priority.

NEW MEMBERS.

The following have joined the Society:—

Daniel J. Carbery, Athy.

Michael C. Casey, Killarney.

George C. McGrath, 20 Merrion Road, Dublin.

James S. O'Reilly, 6 Merrion Row, Dublin.

Patrick G. Smyth, Cavan.

Anthony A. F. Tatlow, 9 Eustace Street, Dublin.

Maurice E. Veale, 6 Lower Baggot Street, Dublin.

EXAMINATIONS.

October, 1939.

An Intermediate Examination will be held upon Monday, the 2nd day of October. Notice of intention to attend the examination should be lodged in the Secretary's Office before the 11th September.

A Final Examination will be held upon Tuesday and Wednesday, the 3rd and 4th days of October. Notice of intention to attend the examination should be lodged in the Secretary's Office before the 12th September.

A "First Examination" in Irish will be held on Friday, the 6th day of October. Notice of intention to attend the examination should be lodged in the Secretary's Office before the 15th September.

A "Second Examination" in Irish will be held on Friday and Saturday the 6th and 7th days of October. Notice of intention to attend the examination should be lodged in the Secretary's Office before the 15th September.

A Preliminary Examination will be held upon Monday and Tuesday, the 9th and 10th days of October. Notice of intention to attend the examination should be lodged in the Secretary's Office before the 18th September.

MICHAELMAS SITTINGS LECTURES, 1939.

Junior Lectures will begin upon Wednesday, 11th October, 1939, at 2.15 p.m. in the Solicitors' Buildings, Four Courts. Notice of intention to attend and fee of three guineas should be lodged in the Secretary's Office, before the 25th day of September.

Senior Lectures will begin upon Friday, the 13th October, 1939, at 2.15 p.m. in the Solicitor's Buildings, Four Courts. Notice of intention to attend and fee of three guineas should be lodged in the Secretary's Office before the 25th day of September.

**COMMISSIONERS FOR OATHS APPOINTED SINCE JANUARY 1st, 1939,
UP TO 31st JULY, 1939.**

Dublin Solicitors :

Ernest Newman,	49 Kildare Street.
James Richard Quirke,	15 South Frederick Street.
Albert Crowley Paice,	43 Dame Street.
John Patrick Dunne,	17 Westmoreland Street.
Aloysius Joseph Reddy,	14 Westland Row.
Michael Joseph Fitzmaurice,	39 Shandon Road, Phibsboro.
Colin Hyde Maidment,	29 South Frederick Street.
Henry Hudson Bonass,	City Hall.
Dermot Guinan.	39 Westmoreland Street,

Solicitors and others out of Dublin.

Dermot Vincent Fitzgerald.	85 Upr. George's Street, Dun Laoghaire.	Solicitor.
James Anthony Ennis.	Thillamore, Co. Offaly.	Solicitor.
Patrick David Jordan.	Enniscorthy, Co. Wexford.	Solicitor.
Thomas Kiersey.	Waterford (City).	Solicitor.
Adelaide Mary Quinn.	Ardee, Co. Louth.	Solicitor.
Matthew Joseph Nagle.	Buttevant, Co. Cork.	Solicitor.
John Joseph Macken, Junior.	Mullingar, Co. Westmeath	Solicitor.
Patrick Hassett.	Kilkee, Co. Clare.	Shopkeeper.
Sean Barry.	Carrigaline, Co. Cork.	District Court Clerk.
Richard J. Cunningham.	Elphin, Co. Roscommon.	Draper and Peace Commissioner.
Patrick Joseph O'Shea.	Killarney, Co. Kerry.	Town Clerk.
Denis McCarthy.	Dunmanway, Co. Cork.	District Court Clerk.
James Gallagher.	Dungloe, Co. Donegal.	Co-Operative Society Manager.
Daniel Walsh.	Dungloe, Co. Donegal.	Garage Proprietor and Peace Commissioner.
John Hickey.	Fermoy, Co. Cork.	District Court Clerk.
Helena King.	Clifden, Co. Galway.	
John Davis O'Dowd.	Westport, Co. Mayo.	District Court Clerk.

ALL communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society; Solicitors' Buildings, Four Courts, Dublin, N.W.8.



THE GAZETTE

OF THE

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Vol. XXXIII, No. 5] NOVEMBER, 1939

[FOR CIRCULATION
AMONGST MEMBERS

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[FOR CIRCULATION
AMONGST MEMBERS

MEETINGS OF THE COUNCIL.

5th October.

Twenty-four members present.

High Court, Scrivenery Office.

A letter was read in reply from the Minister of Justice stating the question of delays in the Scrivenery Office, to which the Council had drawn attention, is under consideration, and it is hoped to make arrangements which will obviate the necessity for any such complaints in the future.

Land Commission.

A letter was read in reply from the Land Commission stating that the matter of delay in dealing with applications for consents to sub-divisions, to which the Council had drawn attention would have attention, with a view to having these matters dealt with more expeditiously in future.

Petrol.

The President reported the steps he had taken with a view to securing additional petrol rations for practising solicitors of Éire.

26th October.

Thirty-two members present.

Estate Duty Office.

In compliance with the suggestion of a member, it was decided to request that query

forms be issued by the Estate Duty Office to solicitors in duplicate for their convenience.

Vocational Commission.

In compliance with the request of the Vocational Commission that members of the Council should give evidence before it, the President, Dr. Quirke and Mr. H. P. Mayne were nominated to attend the Commission.

Annual Report.

The draft annual report of the Council was adopted.

BALLOT FOR COUNCIL.

The ballot for election of Council for year ending 26th November, 1940, will be held on Tuesday, 21st November, 1939, from eleven o'clock to one o'clock, in the Secretary's Office, Solicitors' Buildings, Four Courts, Dublin. Voting papers should reach the Secretary not later than one o'clock p.m. on Tuesday, 21st November.

GENERAL MEETING.

A half-yearly General Meeting of the Society will be held at half-past two o'clock, p.m., on Monday, 27th November, 1939, in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin.

OBITUARY.

MR. HENRY R. TWEEDY, Solicitor, died on the 2nd August, 1939, at his residence, 2 Crofton Mansions, Dun Laoghaire.

Mr. Tweedy was admitted in Trinity Sittings, 1876, and practised as a member of the firm of McMahon and Tweedy, 13 Hume Street, Dublin, up to 1931, when he retired.

He was Crown Solicitor for Co. Waterford from 1897 to 1922.

MR. PATRICK J. HANNAN, Solicitor, died on 18th August, 1939, at Church Street, Longford.

Mr. Hannan served his apprenticeship with the late Mr. T. W. Delany, Longford, was admitted in Hilary Sittings, 1914, and practised as a member of the firm of Hannan and Connellan at Longford.

He was State Solicitor for Co. Longford from 1923 to 1925.

SIR WILLIAM FRY, Knt., Solicitor, died on the 25th August, 1939, at his residence, Nevin, Surrey.

Sir William served his apprenticeship with his father, the late Mr. William Fry, Dublin, was admitted in Michaelmas Term, 1874, and practised as a member of the firm of William Fry and Son at 14 Lr. Mount Street, Dublin, up to 1927, when he retired.

He was a member of the Council of the Society from 1886 to 1912, and was President of the Society for the year 1895-96.

MR. PETER B. SHIEL, Solicitor, died on the 28th August, 1939, at "La Bagatelle," Palmerstown, Co. Dublin.

Mr. Shiel was admitted in Hilary Sittings, 1890, and practised at Roscommon and subsequently at 8 Earlsfort Mansions, Dublin, up to 1914, when he retired.

MR. LAURENCE RYAN, Solicitor, died on the 16th September, 1939, at Dublin.

Mr. Ryan was admitted in Trinity Sittings, 1889, and practised at Thurles up to 1892, when he retired.

MR. THOMAS F. O'BRIEN, Solicitor, died on the 26th September, 1939, at St. Anne's Hill Hydro, Blarney.

Mr. O'Brien served his apprenticeship with Mr. Patrick J. Kavanagh, Cork, was admitted in Hilary Sittings, 1906, and practised at Quay House, Clonmel.

MR. HARRY A. P. TAYLOR, Solicitor, died on the 20th October, 1939, at his residence, 4 Longford Terrace, Monkstown, Co. Dublin.

Mr. Taylor served his apprenticeship with his father, the late Mr. Alexander J. Taylor, Dublin, was admitted in Hilary Sittings, 1904, and practised, under the style of Taylor, Son, & Robinson, at 7 St. Andrew Street, Dublin.

MR. THOMAS E. ALEXANDER, Solicitor, died on the 20th October, 1939, at his residence, Ormskirk, Alexander Gardens, Belfast.

Mr. Alexander served his apprenticeship with the late Mr. David McGonigal, Belfast, was admitted in Trinity Sittings, 1899, and practised at 29 Donegall Street, Belfast.

**STATUTES PASSED BY THE OIREACHTAS
DURING THE YEAR 1939.**

1. Holidays (Employees).
2. Agricultural Produce (Eggs).
3. Housing (Amendment).
4. Hospitals.
5. Trade Loans (Guarantee).
6. Tariff Commission (Repeal).
7. Defence Forces (Temporary Provisions).
8. Central Fund.

**STATUTES PASSED BY THE OIREACHTAS
DURING THE YEAR 1939. (contd.)**

9. Local Government (Amendment).
10. Treason.
11. Town and Regional Planning (Amendment).
12. Merchant Shipping (Amendment).
13. Offences against the State.
14. Local Authorities (Combined Purchasing).
15. Public Hospitals (Amendment).
16. Clerk of Seanad Eireann (Compensation).
17. Fisheries.
18. Finance.
19. Appropriation.
20. Imposition of Duties (Confirmation of Orders).
21. Air-Raid Precautions.
22. Agricultural Produce (Cereals).
23. Rates on Agricultural Land (Relief).
24. Tourist Traffic.
25. Waterford City Management.
26. Land.
27. Public Assistance.
28. Emergency Powers.
29. Public Hospitals (Amendment) (No. 2).

EXAMINATIONS RESULTS.

At the Preliminary Examination held on 9th and 10th October, the following passed the examination and their names are arranged in order of merit :—

1. Denis H. O'Riordan.
2. Walter P. Toolan.
3. Philip E. McCourt.
4. Thomas K. FitzGibbon.

Eight candidates attended ; four passed ; four were postponed.

Preliminary Examinations Awards, 1939.

A Gold Medal was awarded to John M. O'Shea ; a Silver Medal to Patrick M. K. Johnson ; and Special Certificates to Denis H. O'Riordan and Walter P. Toolan.

LEGAL PRACTITIONERS' (QUALIFICATION) ACT, 1929.

The following passed a " First Examination " in Irish under the above Act, held on the 6th October :—

George D. Buckley.
Caoimhghin MacCathmhaoil.
Bridget M. A. Farrell.
Kevin C. Fawsitt.
Owen Goff.
Edward A. Kelly.
Michael P. O'B. Kelly.
Patrick T. Liston.
Francis J. U. McCabe.
Kevin P. McMorrough.
Mary C. Norman.
Edward A. O'Doherty.
Denis H. O'Riordan.
Kevin J. O'Shaughnessy.
Jeremiah F. O'Sullivan.
Brigid M. Phelan.
Donal Reilly.
William H. Richardson.

Twenty-four candidates attended ; eighteen passed ; six were postponed.

The following passed a " Second Examination " in Irish under the above Act, held on 6th and 7th October :—

Philip J. Clarke.
Anthony J. F. Hussey.
Thomas J. MacDonagh.
Patrick C. McLaughlin.
Thomas M. McMahan.
Patrick J. Nutley.
Joseph P. O'Connell.
Peter P. Taaffe.

Twelve candidates attended ; eight passed ; four were postponed.

LEGAL PRACTITIONERS' (QUALIFICATION) ACT, 1929. (contd.)

At the Intermediate Examination held on 2nd October, the following passed the examination :—

Passed with Merit.

1. Raymond G. Hickey.
2. John F. Kiernan.
3. Bernard W. McCloskey.

Passed

John G. Bolger.
Gerard C. Byrne.
John R. P. Colfer.
John F. Donovan.
Mary T. Doorly.
Sheila C. P. Doorly
Rory C. FitzGibbon.
Thomas D. Healy.
William Hoynes.
Edward W. Hughes.
William R. A. Keller.
Patrick J. Kelly.
James Kennedy.
John A. C. Kieran.
James Malloy.
Thomas D. Noonan.
Kathleen M. O'Kane.
Michael J. F. Power.
Peter P. Ryan.
William J. Walsh.
Paul G. C. L. Whitsitt.

Forty candidates attended ; twenty-four passed ; sixteen were postponed.

At the Final Examination held on the 3rd and 4th October, the following passed the examination and their names are arranged in order of merit :—

1. Vernon A. Walker, B.A.,T.C.D.
2. John P. J. Gannon, B.A.,N.U.I.
3. Joseph Gill.
4. John J. Walker.

5. Thomas J. MacDonagh.
6. Thomas P. Early.
7. Peter A. McMorro, B.A.,N.U.I
8. Cecilia Hurley. } equal.
James Lucey. }
10. Sean A. O hUadhaigh.
11. John J. O'Dwyer.
12. Joseph King.
13. Louis J. Gillic.
14. John Carr.
15. Henry W. McCormick.
16. James Smith.
17. Richard J. Elgee.
18. John P. Feran, B.A.,N.U.I.
19. Patrick P. B. McCormack.
20. Daniel A. Creedon.
21. Maureen French } equal.
Thomas M. McMahan. }
23. Mary G. O'Leary.
24. Nicholas J. Gantley.

Forty-two candidates attended ; twenty-four passed ; eighteen were postponed.

SCHOLARSHIPS, 1939.

The Overend Final Examination Scholarship (Real property and Conveyancing) was awarded to Vernon A. Walker, B.A.,T.C.D. The Overend Preliminary Examination Scholarship was awarded to John M. O'Shea.

The Findlater Scholarship for 1939 was not awarded.

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THE GAZETTE

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DECEMBER, 1939

[FOR CIRCULATION
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THE GAZETTE

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Vol. XXXIII, No. 6] DECEMBER, 1939

[FOR CIRCULATION
AMONGST MEMBERS

THE PRESIDENT.

The Council elected, on the 7th December, Mr. Henry P. Mayne, of 6 Dawson Street, Dublin, to be President of the Society for the ensuing twelve months. The newly-elected President was admitted in Hilary Sittings, 1902. He was elected as a member of the Council in 1926, and was a Vice-President of the Society for 1930-31.

THE VICE-PRESIDENTS.

The Council has elected Mr. James F. D'Arcy of Tipperary, and Mr. Cecil G. Stapleton of 29 Molesworth Street, Dublin, to be Vice-Presidents of the Society for the ensuing twelve months.

OBITUARY.

Mr. JAMES P. PLENDERLEITH, Solicitor, died on the 27th October, 1939, at his residence at Balmoral, Belfast.

Mr. Plenderleith served his apprenticeship with the late Mr. Charles W. Black, Belfast, was admitted in Michaelmas Sittings, 1925, and practised at Lisburn Road, Belfast.

Mr. RICHARD T. TWEEDY, Solicitor, died on the 5th November, 1939, in Dublin.

Mr. Tweedy served his apprenticeship with his brother, the late Mr. Henry R. Tweedy, Dublin, was admitted in Trinity Sittings, 1901, and practised as a member of the firm of McMahon and Tweedy, 13 Hume Street, Dublin, up to 1937, when he retired.

Mr. GEORGE PHILIP GIRLING, Solicitor, died on the 14th November, 1939, at his residence, Burnbrae House, Portadown.

Mr. Girling served his apprenticeship with the late Mr. M. Tobias, Dublin, was admitted in Michaelmas Sittings, 1896, and practised at Portadown.

Mr. NICHOLAS HEALY, Solicitor, died on the 18th November, 1939, at his residence, Maiden Hill, Kilkenny.

Mr. Healy served his apprenticeship with the late Mr. Michael Buggy, Kilkenny, was admitted in Trinity Sittings, 1903, and practised at Kilkenny.

Mr. WILLIAM P. MAGUIRE, Solicitor, died on the 22nd November, 1939, at Dublin.

Mr. Maguire served his apprenticeship with the late Mr. John F. Wray, Enniskillen, was admitted in Michaelmas Sittings, 1901, and practised as a member of the firm of Maguire and Herbert, at Enniskillen.

Mr. JAMES A. DENNING, formerly a Solicitor, died on the 25th November, 1939, at his residence, 45 Upper Leeson Street, Dublin.

Mr. Denning was admitted a Solicitor in Michaelmas Sittings, 1886, and practised as a member of the firm of Hoey and Denning, at Dublin and Tullamore up to 1914, when he was appointed a Taxing Master of the High Court of Justice, which office he occupied up to 1936, when he retired.

Legal Practitioners (Qualification) Act, 1929.

A "First" Examination in Irish and a "Second" Examination in Irish will be held on Friday and Saturday, the 9th and 10th days of February, 1940. Notices of intention to attend either of the above mentioned examinations should be lodged in the Secretary's Office before the 19th day of January.

Hilary Sittings Lectures, 1940.

Senior class lectures will begin on Friday, the 12th January. Junior class lectures will begin on Thursday, 11th January.

Vocational Organisation.

On Thursday, the 9th November, the President of the Society, Mr. Daniel J. Reilly, accompanied by Mr. T. G. Quirke, LL.D., and Mr. H. P. Mayne, members of the Council, and the Secretary, attended a meeting of the Commission on Vocational Organisation at 2 Merrion Square, and gave evidence in reference to the Society and its work, a memorandum in respect of which had been previously furnished by the Council to the Commission.

The following members of the Commission were present:—The Most Revd. Dr. Browne, Bishop of Galway, Chairman; The Right Revd. Thomas A. Harvey, D.D., Bishop of Cashel, Emly, Waterford and Lismore; Mr. H. B. Boland; Revd. E. J. Coyne, S.J.; Mr. G. H. C. Crampton, B.A.I.; Mr. L. J. Duffy; Revd. J. M. Hayes, C.C.; Revd. J. A. H. Irwin, M.A.; Mr. F. A. Lowe; Miss M. MacGeehin; Mr. S. O'Mara; Professor M. Tierney, M.A.; Professor A. O'Rahilly, M.A.; Mr. J. J. Walsh and Mr. R. Wilson.

HALF-YEARLY GENERAL MEETING.

A Half-yearly General Meeting of the Society was held in the Hall of the Society, Solicitors' Buildings, Four Courts, Dublin, on Monday, the 27th November. The Chair was occupied by the President (Mr. Daniel J. Reilly), and the following members were present:—Messrs. P. R. Boyd (Vice-President), J. R. Brennan, (Vice-President) W. Gordon Bradley, Basil Thompson, E. H. Burne, E. F. Collins, J. J. Duggan, J. B. Hamill, W. S. Hayes, W. S. Huggard, A. H. S. Orpen, R. A. Macaulay, E. J. Mallins, H. P.

Mayne, T. D. McLoughlin, W. J. Norman, Daniel O'Connell, L. E. O'Dea, S. O hUadhaigh, P. F. O'Reilly, T. G. Quirke, C. G. Stapleton, L. J. Jameson, B. d'Arcy, C. J. Gore-Grimes, C. M. Gore-Grimes, C. M. Russell, J. E. Hamerton, H. H. Hurley, S. Hayes, P. Glynn, J. J. O'Connor, A. Woodcock, M. A. Smyth, D. D. McDonald, Miss S. M. B. Webb, D. B. Gilmore, C. J. Rutherford, E. R. Banim, C. T. Blair-White, C. W. Grove-White, G. E. Grove-White, H. R. Maunsell, Kevin Burke, V. Kennedy, H. E. W. Flanagan, E. J. Kenny, R. G. Kenny, A. E. R. MacCabe, J. W. Gentleman, V. E. Kirwan, J. D. Hollinger, John Carrigg, J. J. Walsh, R. P. Humphries, A. G. Joyce, L. G. C. Lett, J. G. O'Connor, D. Moran, J. J. Hickey, J. P. L. Murphy, George Crowley, Leonard Webb, G. A. G. Byrne, D. McGillicuddy, W. J. M. Coulter, J. H. Gorman, F. A. Gibney.

The Secretary read the notice convening the meeting, also the Minutes of the General Meeting of 16th May, 1939, which were signed by the Chairman.

The Chairman, with the consent of the Meeting, signed the audited accounts of the Society for the year ending 30th April, 1939.

The Secretary read the report of the Scrutineers of the ballot for Council, which stated that the following had been returned unopposed as Provincial Delegates:—

Ulster: John Gillespie; Munster: Arthur Blood-Smyth; Leinster: John J. Walsh; Connaught; Christopher E. Callan. That for the thirty-one Ordinary members of the Council the following had been elected, and received the number of votes placed after their respective names:—J. J. Duggan, 395; D. J. Reilly, 373; H. St. J. Blake, 349; James J. Lynch, 349; E. F. Collins, 347; W. S. Hayes, 345; J. T. Wolfe, 345; M. E. Knight, 344; T. G. Quirke, 333; P. R. Boyd, 321; Peter O'Connor, 319; P. F. O'Reilly, 317; H. P. Mayne, 312; G. A. Overend, 311; J. R. Brennan, 310; S. O hUadhaigh, 308; J. F. D'Arcy, 305; W. J. Norman, 303; L. E. O'Dea, 301; W. Gordon Bradley, 297; John S. O'Connor,

286; J. J. Dunne, 281; J. B. Hamill, 277; E. H. Burne, 272; E. J. Mallins, 268; Daniel O'Connell, 268; W. S. Huggard, 268; C. G. Stapleton, 259; J. J. Dundon, 254; R. A. Macaulay, 246; T. Desmond McLoughlin, 195; And the following to form a supplemental list in case of vacancies:— W. McA. McCracken, 160; J. M. Dudley, 157; R. J. Nolan, 147.

THE PRESIDENT, addressing the meeting, said:

Obituary.

At the meeting last year corresponding to this present one you heard an able and important address from the then President, Senator T. W. Delany. Since our meeting held in May last Mr. Delany has passed away, and our profession has lost an outstanding personality. Whether in the public life of his native County, in the Senate, or in matters connected with his profession, Senator Delany was always a prominent figure, and during his year of Office as President of your Council he was untiring in his devotion to the advancement of our profession.

In the same period, a venerable and esteemed figure in the person of Sir William Fry has also passed away. Although he had for some time ceased to practise his profession he will be remembered as a distinguished lawyer, a Past President of the Council, an active member of the Solicitors' Benevolent Association and a prominent supporter of many Charitable Institutions in the City of Dublin.

To the relatives of these gentlemen and other past members of the Society who have passed away since our last meeting I tender our respectful sympathy.

Annual Report.

You will have had in hands for some time the Annual Report of your Council. A perusal of it will give you some idea of the various matters which have during the year engaged our attention. Your Council met

on fourteen occasions, but I think it proper to state that these meetings represent only a fraction of the work done in the various Committees appointed for consideration of matters of importance.

Circuit Court Appeals.

The hearing of appeals from the Circuit Court by High Court Judges on Circuit has now been in operation for a sufficient period to enable the profession form an opinion as to its merits and it has so far in practice, proved satisfactory.

Circuit Court Costs.

You will also have noticed that Circuit Court Costs are being reviewed. I believe that as a result of such review, in the light of experience gained in the working of the Circuit Courts, several items in which these costs were open to objection will be rectified. I would like on behalf of the Society to express my appreciation of the time and labour devoted to this work by the Rules Committee and particularly that of Mr. Thomas H. Craig, one of our own representatives.

Estate Duty Office.

At our last meeting, reference was made to correspondence with the Controller of Estate Duty as to delay in the assessment of duties and proposals put forth by the Council for effecting improvements in this respect. While the Department did not find itself able to fall in with our suggestions, it is only fair to say that no complaints have for some time been received under this head.

Scrivenery Office.

Widespread and well-founded complaints have been forthcoming with reference to the delay which takes place in delivery of documents from the Scrivenery Office of the Four Courts. These complaints, received as they were from members of the profession in widely separated parts of the country, and backed by the personal experience of several

members of the Council, go to show that there is something seriously wrong in the Office in question. Whether the delay is caused by inadequate staffing, want of organisation or whatever cause, the matter is a very serious one not only for the profession but for the public. Progress of business is held up while Solicitors are waiting for copies of documents, without which they cannot proceed, and this widespread delay must react on the conduct of business in the Courts generally, with corresponding dissatisfaction, not to say loss, to litigants who cannot be expected to understand that the delay is not the fault of the Solicitor. Your Council has vigorously protested against this state of affairs on more than one occasion. Up to the commencement of the Long Vacation it could not be said that any appreciable improvement had been effected, and it is too early in the present Term to judge as to whether there will now be any improvement.

Arising out of this—and as a striking example of how the delay affects other Departments—numerous complaints were received as to delay in obtaining English Grants of Probate owing to the difficulty of getting out a sealed and certified copy of the Irish Grant without which the application could not proceed in the English Courts. One direct result of this delay was that serious losses were sometimes incurred through the persons concerned being unable to take advantage of suitable opportunities for the realisation of Stocks and Shares. The other losses and inconveniences arising from the same cause will be too apparent to need emphasis. Through the good offices of the Probate Judge, considerable improvement has been effected in regard to the delivery of copies of Wills, but it cannot be too strongly emphasised that delay in this matter is likely to bring in its train such serious consequences that every effort must be made to expedite delivery of documents essential

for Probate. It is obviously extremely difficult for Solicitors to convince Executors or Trustees that a substantial loss arising from delay in extraction of an English Grant of Probate had its origin in a Public Office attached to the Courts of Justice over which Solicitors have absolutely no control.

I have referred to these matters at some length in the hope that the Office concerned will realise that it is the public interest which is affected, and the Public which suffers the incidental loss, and that it is to this interest the Solicitors' profession has regard when urging a speeding up of work and expedition in delivery of copies of documents.

Office of County Registrar.

Partly owing to the lamented death of Senator Delany, who took a great personal interest in the matter, and partly to the disorganisation arising from the present state of emergency, negotiations which it was hoped to open with the Department of Justice with regard to the numerous duties devolving upon the Offices already held or which will, as a result of existing legislation, in future devolve upon County Registrars, are for the moment at a standstill. The matter, however, has not been lost sight of, and it is hoped to open the question again in the near future. You will note in the Report a reference to the appointment of District Probate Registrar for Waterford, and the steps taken by your Council on the initiative of the Tipperary and Offaly (Birr Division) Bar Association. Further developments of the position in respect of this Office will receive the careful attention of your Council.

Fees Allowed Arbitrators.

Quite recently your Council has, at the request of a member of the Society, felt impelled to communicate with the Department of Local Government and Public Health as to the fees allowed to Solicitors appearing before Arbitrators under the

provisions of the Housing (Building Facilities) and Labourers' Acts. The fees are in the discretion of the Arbitrator. As this matter is at present the subject of correspondence between your Council and the Local Government Department I do not propose at present to comment at length upon it further than to say that the position with regards to costs allowed by Arbitrators has for some time past been unsatisfactory and the subject of more than one complaint from members of the profession to your Council. The matter may possibly call for serious consideration in the near future.

Hitherto it has been the settled practice that when compulsion was resorted to in the acquisition of property, the owner at least got every facility to put forward his case either against the acquisition altogether or for fair and reasonable compensation in the event of the property being acquired, and adequate costs were, in proper cases, awarded to the owner. This principle was, I need scarcely point out, well recognised in the Land Clauses Consolidation Acts. If the public are now to be deprived of this protection, and indirectly discouraged from obtaining legal aid at a vital stage in the proceedings, then a serious departure will have commenced from a hitherto well settled practice, established for the public protection, and property owners will be compelled to appear unaided or alternatively at their own expense before a tribunal with arbitrary powers of Acquisition and fixing of compensation—a state of affairs which would have been unthinkable some few years ago. When the lavish expenditure of public monies in other directions in connection with building or improvement schemes as the case may be, is considered, the miserable fee awarded to Solicitors becomes all the more difficult to understand, and can only be construed as an attempt to shut them out altogether from these enquiries.

Organisation of Solicitors.

In the foregoing remarks I have endeavoured to put before you matters of current interest to your profession. In my judgment some, if not all of them, merit serious consideration, and I have left for final notice what appears to me the most serious matter of all. Leaving out of consideration Solicitors practising in Northern Ireland, 794 out of 1,301 Solicitors are members of the Incorporated Law Society. At a time when it is not only desirable, but essential that the organisation of our profession should be at its highest pitch, less than 60% are members of the Society which looks after and endeavours, so far as is in its power, to safeguard the interests of the profession. Does the profession realise the dangerous implications of this position, and does it recognise that it is easily the worst organised body in this country, at a time when, not only in this, but in every country, the necessity for organisation is so widely recognised and every section of the community is or has taken active steps to combine for the protection of its interests? Every other day inroads are attempted by persons having no legal status, into work for which only the long and expensive training a Solicitor undergoes gives the necessary qualification. Furthermore, the general public are entitled, in the transaction either of legal or quasi legal business, to have such work carried out by the persons on whom the legislature confers the right to transact such work, which right is subject to a control and coupled with responsibilities to higher authorities which does not exist in any other profession, and certainly are non-existent in the case of unqualified laymen.

I have already cited an instance of what may transpire to be an unsatisfactory attitude on the part of Officials acting under the authority of a Public Department. This is not the only instance that could be cited of Officials of that particular Department adopt-

ing a distinctly hostile attitude to our profession. In one case which your Council investigated during the year, comments were made by a Departmental Auditor on a young Solicitor's conduct of affairs, which seemed extremely harsh and unreasonable; and other instances have come to my notice making it quite clear that the Department in question would appear (at any rate up to a recent date) to have regarded our profession as a special object for attack.

If the profession wishes to be protected against abuses of this kind, it must organize, and the Council of the Society must be supported by strong and well considered local action. Local Bar Associations already exist in several counties, and where they do exist their action is entirely beneficial and helpful.

Solicitors who are not members of this Society must disabuse their minds of the idea that in some way or another the interests of the profession will look after themselves. With a knowledge acquired during a membership of the Council extending over fifteen years during ten of which I have acted as Hon. Secretary of the Provincial Solicitors' Association, I have no hesitation in uttering a solemn warning that unless Solicitors throughout the country take the necessary steps to organise—in the first instance by means of Local Bar Associations, and through them to support this Society in its efforts on their behalf, it will become increasingly difficult for the Society to continue satisfactorily to perform the duties expected of it. I cannot do better in this respect than quote the words of the late Mr. Charles Gamble at page 71 of his excellent handbook, "Solicitors in Ireland 1607-1921," a work with which I may say, in passing, every Solicitor ought to make himself acquainted. He says, "**the support of the Incorporated Law Society is a duty which every practising Solicitor owes to his own self respect; it is not a mere personal matter,**

but one of esprit de corps, and the effective continuance of its functions, the accomplishment of reforms in the future, the financial means to pursue such activities, and the value of its work and traditions depend on their universal loyalty and sympathy."

Centenary.

In two years from now the Society will celebrate the centenary of the establishment of its first Committee of organisation and management—the forerunner of the present Council as governing body. May I earnestly express the hope that by that time the membership of the Society will have reached such proportions as to render the occasion not only worthy of, but representative of, the entire profession.:

I beg to move the adoption of the Report.

Mr. Brennan (Vice-President) seconded the adoption of the Report.

Mr. A. E. R. MacCabe drew attention to the paragraph in the Report dealing with the hearing of appeals by the High Court on Circuit with, which system he expressed disagreement.

The President, having replied, put the resolution of adoption of the Report and it was passed unanimously.

Mr. Gilmore suggested that a suitable manner for celebrating the centenary of the establishment of the Committee of organization of which the Society was the successor, would be the founding by the Society of two or more annuities for the Solicitors' Benevolent Association.

Mr. Brennan (Vice-President) having taken the Chair, on the motion of Mr. H. P. Mayne, seconded by Mr. P. R. Boyd (Vice-President) a hearty vote of thanks was passed to the President with acclamation.

The President, having returned thanks, the meeting terminated.

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The first of these is the fact that the majority of the cases of this disease are reported from the United States and Europe. It is interesting to note that the disease is not reported from any of the tropical or subtropical regions of the world.

Discussion

The question of the origin of this disease is still a matter of controversy. Some authorities believe that it is a new disease, while others believe that it is a form of one of the many diseases which are known to occur in the tropics.

The fact that the disease is not reported from the tropics is a strong argument in favor of the theory that it is a new disease. It is also interesting to note that the disease is not reported from any of the islands of the Pacific Ocean, although it is reported from the United States and Europe.

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THE GAZETTE

OF THE

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[FOR CIRCULATION
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SOLICITORS' ANNUAL CERTIFICATES.

Members are reminded that Annual Certificates for the year ending the fifth day of January, 1941, should be taken out and the duties paid thereon before the sixth day of February, 1940.

MEETINGS OF THE COUNCIL.

7th December:

Thirty members present.

Election of President and Vice-Presidents.

The Council elected Mr. Henry P. Mayne to be President of the Society and Mr. James F. D'Arcy and Cecil G. Stapleton to be Vice-Presidents for the ensuing twelve months.

14th December.

Nineteen members present.

Statutory Committee.

A letter was read from the Hon. the Chief Justice appointing the following members of the Council to be the Statutory Committee for the year ending 26th November, 1940. Mr. W. Gordon Bradley, Mr. John J. Duggan, Mr. M. E. Knight, Mr. James J. Lynch, Mr. D. J. Reilly, Mr. Henry P. Mayne and Mr. Peter O'Connor.

Solicitors' Indemnity Insurance.

A draft form of Solicitors' Indemnity Insurance Policy, applicable for use in Éire,

was submitted by a firm of Insurance Brokers inviting the approval of the Council of same—The Council declined to give its approval.

THE SOUTHERN LAW ASSOCIATION.

Mr. Barry St. J. Galvin of 36 South Mall, Cork, has been elected President of the Association, for 1939-40.

THE INCORPORATED LAW SOCIETY OF NORTHERN IRELAND.

Mr. Charles Thom of 41 Royal Avenue, Belfast, has been elected President of the Society for 1939-40.

OBITUARY.

MR. JAMES A. DOYLE, Solicitor, died on the 6th December, 1939, at Dublin.

Mr. Doyle was admitted in Easter Sittings, 1884, and practised at Limerick up to 1935, when he retired.

MR. ALLEN G. MULLEN, Solicitor, died on the 9th December, 1939, at his residence, Glenree, Holycross, Thurles.

Mr. Mullen served his apprenticeship with the late Mr. Henry K. Toomey, Athy, was admitted in Easter Sittings, 1925, and practised at Thurles.

MR. HENRY J. MARSHALL, Solicitor, died on the 11th December, 1939, at his residence, The Square, Listowel.

Mr. Marshall served his apprenticeship with Mr. James M. Murphy, Trálee, was admitted in Trinity Sittings, 1900, and practised at Listowel up to 1934, when he retired.

MR. RALPH H. REID, Solicitor, died on the 13th December, 1939, at his residence, Ardmore, Ballyshannon, Co. Donegal.

Mr. Reid was admitted in Hilary Sittings, 1889, and practised as a member of the firm of Reid and Sweeney, at Ballyshannon.

MR. JOHN W. T. WATTERS, Solicitor, died on the 29th December, 1939, at his residence, South Parade, Belfast.

Mr. Watters served his apprenticeship with Mr. William K. Gibson, Belfast, was admitted in Trinity Sittings, 1903, and practised at 10 Donegall Square, South, Belfast.

MR. EDWARD P. KEATING, Solicitor, died on the 31st December, 1939, at his residence, 4 Galtrim Road, Bray, Co. Wicklow.

Mr. Keating served his apprenticeship with the late Mr. John A. Hamilton, Dublin, was admitted in Hilary Sittings, 1905, and practised at 130 St. Stephen's Green, Dublin, under the style of Keating and Keating.

Land Registry.

A firm of solicitors having drawn the attention of the Council to a new practice of retaining in the Land Registry copies of Folios lodged by solicitors to be written up, and of issuing copies of the revised Folios only, which do not disclose former dealings, the Council expressed the view that this practice is undesirable, and requested the Registrar to reconsider the procedure referred to.

The Registrar has expressed agreement with the view of the Council, and has directed that in future every copy Folio lodged to be written up shall be returned to the party lodging it when the copy of the revised Folio is issued.

The Registrar emphasises the advantages of revising Folios from time to time, and points out that such revision saves solicitors much unnecessary work of reading entries of former dealings with registered land no longer material to the title. Former Folios are retained in the Registry, and interested parties can inspect them and obtain copies.

Irish Land Commission.

Land Purchase Acts Rules, 1939, made on the 22nd November, 1939, can now be obtained, price sixpence.

NEW MEMBERS.

The following have joined the Society:—
 Arthur G. Ardagh, 2 Sydenham Road, Ballsbridge, Dublin.
 Edmund Carroll, Fermoy, Co. Cork.
 Bernard Daly, Ballinrobe, Co. Mayo.
 Henry E. Donegan, 74 South Mall, Cork.
 William S. Healy, 11 Upper O'Connell Street, Dublin.
 George E. Henderson, Clones, Co. Monaghan.
 James F. Kent, 55 Lr. O'Connell Street, Dublin.
 Thomas T. Keogh, Carlow.
 Wm. J. Lenahan, Kanturk, Co. Cork.
 James T. Liston, Charleville, Co. Cork.
 John V. Lombard, Gorey, Co. Wexford.
 George Lynch, Carrick-on-Shannon, Co. Leitrim.
 J. N. R. Macnamara, Youghal, Co. Cork.
 Patrick J. McIntyre, Kiltimagh, Co. Mayo.
 Joseph Morrissey, 17A South Mall, Cork.
 Edward F. Neville, 68 South Mall, Cork.
 Arthur G. Nixon, Ballinrobe, Co. Mayo.
 Brian L. J. O'Brien, 76 South Mall, Cork.
 John C. O'Donnell, Galway.
 Patrick J. O'Reilly, Bailieborough, Co. Cavan.
 William H. Phayre, 24 Clare Street, Dublin.
 Alfred A. Rochford, Tubbercurry, Co. Sligo.
 Hugh J. O'H. Ward, 62 Dawson Street, Dublin.

ADMISSIONS AS SOLICITORS OF EIRE.

July to December, 1939, inclusive.

N A M E	Served Apprenticeship to :
Ashton, Albert Edward, 21 Clonliffe Road, Dublin.	William J. M. Coulter, Dublin.
John N. H. Brennan, Glena, Wexford.	John R. Brennan, Wexford.
Maureen French, North Street, New Ross, Co. Wexford.	Thomas J. Kelly, New Ross, Co. Wexford.
Louis J. Gillic, Virginia, Co. Cavan.	Christopher M. Gore-Grimes, Dublin.
James Lucey, Sandy Hill, Macroom, Co. Cork.	The late Timothy Lucey, (Sen.), Macroom, Co. Cork, and Timothy Lucey, Macroom.
Matthew MacNamara, Cashel, Co. Tipperary.	Richard Connolly, Cashel.
George Gordon Overend, Greenacres, Dundrum, Co. Dublin.	George A. Overend, Dublin.
Edward J. O'Brien, Enniscrone, Co. Sligo.	Edmund A. Corr, Ballina, Co. Mayo.
William A. F. Sandys, 4 The Crescent, Galway.	Henry MacDermot, Galway.
Jasper Charles Tully, 21 High Street, Enniskillen, Co. Fermanagh.	Walter Beatty, Dublin.

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Vol. XXXIII, No. 8] FEBRUARY, 1940

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

11th January.

Twenty-five members present.

Parliamentary Committee.

A report from the Parliamentary Committee on the County Management Bill, 1939, was submitted. It was resolved that the Bill be further considered in reference as to how it may affect those Solicitors who act as such for various Local Government bodies. It is hoped that all such solicitors as may be interested will communicate their views to the Secretary of this Society without delay.

Income Tax Assessments.

It was resolved to request the Revenue Commissioners to instruct Inspectors of Taxes to serve in all counties notices and particulars of Assessments under Schedules A. and B. on Taxpayers, such Notices to contain the statement that appeals could be lodged within twenty-one days.

OBITUARY.

MR. JOHN OWENS, Solicitor, died on the 20th January, 1940, at his residence, Galgorm Road, Ballymena.

Mr. Owens served his apprenticeship with Mr. John K. Currie, Ballymena, was admitted in Hilary Sittings, 1899, and practised as a member of the firm of Caruth and Owens at Ballymena.

MR. ANDREW A. WELLS, Solicitor, died on the 21st January, 1940.

Mr. Wells served his apprenticeship with Mr. Edward D. MacLaughlin, Dublin, was admitted in Hilary Sittings, 1901, and practised at Carrickmacross.

MR. GEORGE P. CUSSEN, Solicitor, died on the 29th January, 1940, at Dublin.

Mr. Cussen served his apprenticeship with Messrs. MacCarthy and Hanrahan, Cork, was admitted in Hilary Sittings, 1891, and practised as a member of the firm of Cussen and Kieran, at 41 Kildare Street, Dublin, up to 1922, when he was appointed a District Justice.

He was appointed Senior Justice of the Metropolitan District Court in 1925, from which post he retired in 1937.

APRIL EXAMINATIONS, 1940.

Preliminary Examination, Monday and Tuesday, 8th and 9th days of April. Notice of intention to attend to be lodged before 19th March.

Final Examination, Monday and Tuesday, 1st and 2nd days of April. Notice of intention to attend to be lodged before 11th March.

NEW MEMBERS.

The following have joined the Society :—

Patrick Fitzgibbon, Dingle.

John Healy, Cahirciveen.

William A. Lee, Kilmallock.

James J. O'Connor, 34 Upper O'Connell Street, Dublin.

Michael J. O'Connor, Killarney.

Sean A. OhUadhaigh, 12 Dawson Street, Dublin.

Patrick J. Shaw, Mullingar.

James Shuel, Cahirciveen.

THE HIGH COURT OF JUSTICE.**Spring Circuits for 1940.****Sittings fixed for various Counties.**

The following arrangements have been made in respect of the Spring Circuits :—

EASTERN CIRCUIT.

Wicklow—At Wicklow, Monday, February 26th, at 11.30 o'clock.

Wexford—At Wexford, Tuesday, February 27th, at 11 o'clock.

Waterford (City and County)—At Waterford, Wednesday, February 28th, at 11 o'clock.

Tipperary (South Riding)—At Clonmel, Saturday, March 2nd, at 11 o'clock.

Tipperary (North Reading)—At Nenagh, Tuesday, March 5th, at 11 o'clock.

Offaly—At Tullamore, Thursday, March 7th, at 11.30 o'clock.

Leix—At Portlaoigise, Friday, March 8th, at 11 o'clock.

Kilkenny—At Kilkenny, Monday, March 11th, at 12 o'clock.

Carlow—At Carlow, Tuesday, March 12th, at 11.30 o'clock.

Kildare—At Naas, Thursday, March 14th, at 11 o'clock.

JUDGE :

THE HON. MR. JUSTICE O'BYRNE.

SOUTHERN CIRCUIT.

Clare—At Ennis, Tuesday, February 27th, at 10.30 o'clock.

Limerick (County and Limerick City)—At Limerick, Wednesday, February 28th, at 3 o'clock.

Kerry—At Tralee, Monday, March 4th, at 10.30 o'clock.

Cork (County and Cork City)—At Cork, Thursday, March 7th, at 10.30 o'clock.

JUDGES :

THE HON. MR. JUSTICE HANNA.

THE HON. MR. JUSTICE BLACK.

WESTERN CIRCUIT :

Longford—At Longford, Tuesday, February 27th, at 11 o'clock.

Leitrim—At Carrick-on-Shannon, Wednesday, February 28th, at 11 o'clock.

Sligo—At Sligo, Friday, March 1st, at 11 o'clock.

Mayo—At Castlebar, Tuesday, March 5th, at 11 o'clock.

Galway—At Galway, Saturday, March 9th, at 11 o'clock.

Roscommon—At Roscommon, Thursday, March 14th, at 11 o'clock.

JUDGES :

THE HON. MR. JUSTICE GEOGHEGAN.

THE HON. MR. JUSTICE MAGUIRE.

NORTHERN CIRCUIT :

Louth—At Dundalk, Monday, February 26th,
at 10.30 o'clock.

Monaghan—At Monaghan, Thursday, Febru-
ary 29th, at 11.30 o'clock.

Cavan—At Cavan, Saturday, March 2nd,
at 10.30 o'clock.

Westmeath—At Mullingar, Wednesday,
March 6th, at 11.30 o'clock.

Meath—At Trim, Friday, March 8th, at
11.30 o'clock.

Donegal—At Letterkenny, Tuesday, March
12th, at 11 o'clock.

JUDGE :

THE HON. MR. JUSTICE MEREDITH.

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MARCH, 1940

[FOR CIRCULATION
AMONGST MEMBERS

MEETINGS OF THE COUNCIL.

1st February.

Twenty-three members present.

Section 47.

Three applications under Section 47, of the Solicitors' (Ireland) Act, 1898, were dealt with.

Section 16.

An application for leave to be an apprentice under Section 16 was considered and was refused.

15th February.

Nineteen members present.

The consideration was begun of draft Solicitors' Bill, 1940, prepared by Counsel on instructions, and now submitted by a special committee of the Council for approval by the Council.

22nd February.

Twenty-one members present.

Court of Examiners.

The results of Irish examinations were submitted.

Section 47.

Five applications under Section 47 of the Solicitors' (Ireland) Act, 1898, were dealt with.

29th February.

Nineteen members present.

The consideration was continued of draft Solicitors' Bill, 1940.

OBITUARY.

Mr. John J. Duggan.

The Council refers, with sincere regret, to the death of its colleague Mr. John J. Duggan, which took place at his residence, College Street, Carlow, on the 23rd February; Mr. Duggan had been present at the meeting of the Council held so recently as that on Thursday, 15th February. He was, during the following week, engaged in the Circuit Court of Carlow on 21st February. At the meeting of the Council held upon the 29th February the following resolution was passed:—

“The Council has learned with deep regret of the death of its colleague, Mr. John J. Duggan, and tenders to his widow, and to his son, its sincere sympathy in their bereavement.

The Council places on record its appreciation of the services rendered by Mr. Duggan

to the Society and to the profession during the past fifteen years as a member of the Council of which he filled the office of President in 1936-37. The Council mourns the passing of a much valued colleague and friend."

Mr. Duggan served his apprenticeship with the late Mr. Paul Brown, was admitted in Trinity Sittings, 1897 and practised in College Street, Carlow.

MR. FREDERICK E. KENNEDY, Solicitor, died on the 1st February, 1940, at Dublin.

Mr. Kennedy served his apprenticeship with his father, the late Mr. Hugh P. Kennedy, Cavan, was admitted in Trinity Sittings, 1902, and practised at Cavan.

MR. JOHN HARBISON, Solicitor, died on the 14th February, 1940, at Tullynakill, Comber, Co. Down.

Mr. Harbison served his apprenticeship with Mr. Francis J. Orr, Belfast, was admitted in Michaelmas Sittings, 1930, and practised as a member of the firm of F. J. Orr & Co., at Belfast.

MR. FRANCIS E. TYDD, Solicitor, died on 22nd February, 1940, at his residence, Richmond House, Clonmel.

Mr. Tydd was admitted in Hilary Sittings, 1876, and practised at Clonmel.

MR. JOHN J. DALY, Solicitor, died on the 24th February, 1940, at Ennistymon.

Mr. Daly served his apprenticeship with the late Mr. Frederick G. Kerin, Ennis, was admitted in Michaelmas Sittings, 1894, and practised at Ennistymon up to 1938, when he retired.

EXAMINATION RESULTS.

At Examinations held on 9th and 10th February, under the Legal Practitioners (Qualification) Act, 1929, the following candidates passed the examinations:—

"First" Examination in Irish.

Oliver G. Fry.
John D. Hutchinson.
Leslie S. Kettle.
Philip E. McCourt.
Sean P. Maguire.
Thomas W. O. Matheson.
Patrick J. O'Doherty.
Thomas P. O'Reilly.
Noel M. J. A. Purcell.
Hyman Tarlo.
James G. D. Walsh.
William S. A. Warren.
John A. D. Williams.

Seventeen candidates attended; thirteen passed; four failed.

"Second" Examination in Irish.

Patrick V. Boland.
John Casey.
Constance M. Ni Cathmhaoil.
Eamon J. Crowley.
William A. Crowley.
Daniel W. Curran.
John C. Devitt.
Alexis J. Fitzgerald.
Nicholas J. Gantley.
Desmond G. I. Horan.
John B. Jermyn.
Henry B. Linehan.
Daniel Lynch.
Eithne P. McMullin.
Bryan J. Murphy.
Moya O'Connor.
Denis R. Peart.
Denis W. Twomey.

Twenty-one candidates attended; eighteen passed; three failed.

CALENDAR, 1940

The Calendar of the Society for 1940 can be obtained in the Secretary's Office, price five shillings; by post, five shillings and sixpence.

EXAMINATION PAPERS, 1939.

A pamphlet containing copies of the papers set at all the examinations held by the Society during 1939 can be obtained in the Secretary's Office, price one shilling and sixpence, post free.

EASTER SITTINGS, 1940.

High Court, Easter Sittings begin on Monday, the first day of April.

EASTER SITTINGS LECTURES, 1940.

The Junior class lectures begin on Wednesday, 3rd April at 2.15 p.m. The Senior class lectures begin on Friday, 5th April, at 2.15 p.m.

ALL Communications connected with THE GAZETTE (other than advertisements) should be addressed to the Secretary of the Society, Solicitors' Buildings, Four Courts, Dublin, N.W.8.



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APRIL, 1940

[FOR CIRCULATION
AMONGST MEMBERS

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APRIL, 1940

[FOR CIRCULATION
AMONGST MEMBERS

MEETING OF THE COUNCIL.

14th March.

Twenty-three members present.

Indemnity Policy.

A letter was read from a member giving particulars of a case in which he is insured under a Solicitors' Indemnity Policy, issued by London underwriters through a Dublin agent, and under which he has made a claim against the underwriters, and in reply, he has been informed that such a claim can only be pursued by him in the English Courts of Justice.

The letter, and accompanying particulars, were referred to the Privileges Committee to deal with.

Statutory Committee.

A letter was read from the Chief Justice appointing Mr. G. A. Overend to be a member of the Statutory Committee.

Section 47.

Four applications under Section 47 were dealt with.

Land Registry.

The decision of the President of the High Court in re M. E. Strong, a registered owner, was referred to the Land Acts Committee.

Solicitors' Bill, 1940.

The consideration was continued of the draft Solicitors' Bill, 1940.

OBITUARY.

MR. HENRY P. F. DONEGAN, Solicitor, died on the 17th March, 1940, at Cork.

Mr. Donegan served his apprenticeship with the late Mr. Patrick O'Hea, Cork, was admitted in Hilary Sittings, 1893, and practised at 74 South Mall, Cork.

MR. SAMUEL HENRY, Solicitor, died on the 16th March, 1940.

Mr. Henry served his apprenticeship with the late Mr. James Alexander, Belfast, was admitted in Hilary Sittings, 1917, and practised at 83 Royal Avenue, Belfast.

MR. THOMAS A. IRELAND, Solicitor, died on the 27th March, 1940, at "Erinagh," Kerry-mount Avenue, Foxrock, Co. Dublin.

Mr. Ireland served his apprenticeship with the late Mr. Charles A. Stanuelli, Dublin, was admitted in Michaelmas Sittings, 1904, and practised under the style of Stanuelli & Son, at 16 St. Stephen's Green, Dublin.

Mr. Ireland rendered valuable services to the Society in acting for many years as one of the auditors of the accounts.

SOLICITORS' (IRELAND) ACT, 1898.

An Order was made by the Hon. the Chief Justice, upon the hearing of a Report made by the Committee appointed under Section 34 of the Solicitors' (Ireland) Act, 1898, on the 12th April, directing the name of James A. Keohane, of Loughrea, County Galway, to be struck off the Roll of Solicitors.

An Order was made by the Hon. the Chief Justice, upon the hearing of a Report made by the Committee appointed under Section 34 of the Solicitors' (Ireland) Act, 1898, on the 12th April, directing the name of Leonard E. M. Downes, of Carrick-on-Shannon, County Leitrim, to be struck off the Roll of Solicitors.

JUNE EXAMINATIONS, 1940.

An Intermediate Examination will be held on 4th June. Notice of intention to attend to be lodged before 14th May.

First and Second Irish Examinations will be held on 7th and 8th June. Notices of intention to attend to be lodged before 17th May.

CALENDAR.

The Calendar of the Society for 1940 can be obtained in the Secretary's Office, price five shillings; by post, five shillings and sixpence.

ADVERTISEMENT.

The Practice of the late Mr. T. A. Ireland, Solicitor, under the name of Messrs. Stanuelli & Son, has been acquired, as from First April, 1940, by Mr. L. G. Carr Lett, Solicitor, formerly of 23 Ely Place, Dublin, who will practise at 16 St. Stephen's Green under the name of Messrs. Stanuelli & Son.

Costs due to the late Mr. Ireland's Estate will be collected by Mr. L. G. Carr Lett, and all claims against the said Estate should be notified to Messrs. French & French, Solicitors for the Administratrix, 7, St. Stephen's Green, Dublin.

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