

10. Where at any time between the order granting special leave to appeal and the despatch of the record to England the record becomes defective by reason of the death or change of status of a party to the appeal, the Court may, notwithstanding the order granting special leave to appeal, on an application in that behalf made by any person interested, grant a certificate showing who, in the opinion of the Court, is the proper person to be substituted or entered on the record in place of, or in addition to, the party who has died or undergone a change of status, and the name of such person shall thereupon be deemed to be so substituted or entered on the record as aforesaid without express Order of His Majesty in Council.

11. Where the record subsequently to its despatch to England becomes defective by reason of the death or change of status of a party to the appeal, the Court shall, upon an application in that behalf made by any person interested, cause a certificate to be transmitted to the Registrar of the Privy Council showing who, in the opinion of the Court, is the proper person to be substituted or entered on the record, in place of, or in addition to, the party who has died or undergone a change of status.

12. The case of each party to the appeal may be printed either in South Africa or in England, and shall, in either event, be printed in accordance with the rules set forth in the schedule hereto, every tenth line thereof being numbered in the margin, and shall be signed by at least one of the counsel who attends at the hearing of the appeal, or by the party himself if he conducts his appeal in person.

13. The case shall consist of paragraphs numbered consecutively, and shall state as concisely as possible the circumstances out of which the appeal arises, the contentions to be urged by the party lodging the same, and the reasons of appeal. References by page and line to the relevant portions of the record as printed shall, as far as practicable, be printed in the margin, and care shall be taken to avoid, as far as possible, the reprinting in the case of long extracts from the record. The taxing officer in taxing the costs of the appeal shall, either of his own motion or at the instance of the opposite party, inquire into any unnecessary prolixity in the case, and shall disallow the costs occasioned thereby.

14. Where the Judicial Committee directs a party to bear the costs of an appeal incurred in South Africa such costs shall be taxed by the proper officer of the Court, in accordance with the rules for the time being regulating taxation in the Court.

15. The Court shall conform with and execute any Order which His Majesty in Council may think fit to make on an appeal from a judgment of the Court in like manner as any original judgment of the Court should or might have been executed.

ALMERIC FITZROY.

#### SCHEDULE.

I. Records and cases in appeals to His Majesty in Council shall be printed in the form known as demy quarto.

II. The size of the paper used shall be such that the sheet, when folded and trimmed, will be 11 in. in height and  $8\frac{1}{2}$  in. in width.

III. The type to be used in the text shall be pica type, but long primer shall be used in printing accounts, tabular matter, and notes.

IV. The number of lines in each page of pica type shall be 47 or thereabouts, and every tenth line shall be numbered in the margin.

#### No. 2.

New Zealand, No. 126.

My LORD,—

Downing Street, 4th April, 1911.

With reference to your despatch, No. 37, of the 15th May last, I have the honour to transmit to you, for the information of your Ministers, the accompanying copy of a letter from the Foreign Office, enclosing one from the United States Chargé d'Affaires, conveying an invitation to Great Britain and such of the Dominions as are contributing members to the International Association of Navigation Congresses to send delegates to the congress of the association to be held at Philadelphia in 1912.

This letter is forwarded in case your Ministers may reconsider their previous decision as to joining the International Association.

I have, &c.,

L. HARCOURT.

Governor the Right Hon. Lord Islington, K.C.M.G., D.S.O., &c.

#### Enclosures.

THE Under-Secretary of State for Foreign Affairs presents his compliments to the Under-Secretary of State for the Colonies, and is directed by the Secretary of State for Foreign Affairs to transmit the accompanying copy of a letter from the United States Chargé d'Affaires, conveying an invitation to Great Britain and the colonies to send delegates to the International Congress of Navigation to be held at Philadelphia in 1912.

The Secretary of State would be glad to be advised what answer should be returned to Mr. Phillips. Foreign Office, 16th March, 1911.

[Similar letter sent to the Board of Trade and India Office.]