

1931-1932.

THE

COMMONWEALTH LAW REPORTS

CASES DETERMINED IN THE

HIGH COURT OF AUSTRALIA.

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VOL. 47.

1931-1932—22 & 23 GEO. V.

AUSTRALIA :

THE LAW BOOK CO. OF AUSTRALASIA LTD.

SYDNEY
140 Phillip Street.

MELBOURNE
425 Chancery Lane.

BRISBANE
The Law Book Co. of Australasia Pty. Ltd.
21 Adelaide Street.

Melbourne :
Harston, Partridge & Co. Pty. Ltd., Printers,
455-7 Little Collins Street.

JUSTICES OF THE HIGH COURT
OF AUSTRALIA

DURING THE CURRENCY OF THIS VOLUME.

THE HONOURABLE SIR FRANK GAVAN DUFFY, K.C.M.G., CHIEF
JUSTICE.

THE HONOURABLE SIR GEORGE EDWARD RICH, K.C.M.G.

THE HONOURABLE HAYDEN ERSKINE STARKE.

THE HONOURABLE OWEN DIXON.

THE HONOURABLE HERBERT VERE EVATT.

THE HONOURABLE EDWARD ALOYSIUS McTIERNAN.

ATTORNEY-GENERAL :

THE HONOURABLE JOHN GREIG LATHAM, C.M.G., M.P., K.C.

MEMORANDUM.

1932

June 3.—**THE HONOURABLE GEORGE EDWARD RICH**, one of the Justices of the High Court of Australia, was created a Knight Commander of the most distinguished Order of St. Michael and St. George.

THE LATE SIR ADRIAN KNOX.

GAVAN DUFFY, C.J.—

For myself and my brother Justices I wish to express the affection and esteem in which we held the late Sir Adrian Knox, P.C., K.C.M.G., formerly Chief Justice of the High Court, who died on 27th April last, at Woollahra, New South Wales. He was a remarkable man, for he was not only a lawyer but also a man of the world and a man of affairs, and in every capacity a considerable personage. His career at the Bar was brilliant and successful, and he became easily first in the Courts in which he practised. On the Bench he satisfied the aspirations of his friends by becoming an able and honoured Judge. At the Bar he had a supreme faculty for separating the essential from the unessential, and he presented his argument with admirable lucidity. On the Bench he showed himself to be possessed of an intellectual independence and candour which kept his reason free from any foreign influence.

Educated at an English school and an English University, and bred in a society which does not encourage the display of exuberant emotion, Sir Adrian did not wear his heart upon his sleeve; but he had a kind and generous heart, and his friendships once formed were warm and lasting. The more we saw of him in intimate companionship the more we liked and esteemed him.

“And so he bore without abuse
The grand old name of gentleman,
Defamed by every charlatan,
And soiled with all ignoble use.”

THE mode of citation of this volume of the COMMONWEALTH LAW REPORTS will be as follows:—

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CORRIGENDA.

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Page 85—For the words “name should be removed” in line 24, read “name should not be removed.”

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Table of Cases Cited, page xvi., *O'Reilly v. Doherty*—For “(1928) N.Y. 32,” read “(1928) N.I. 32.”

Page 558—For “community of interest, no mutuality of advantage” in lines 8-9 from the bottom of the page, read “community of interest no mutuality of advantage.”

Page 562—For “defendants” in line 9 from the bottom of the page, read “defendant,” and for “N.Y.” in footnote (5), read “N.I.”