

**A DIGEST OF CASES DECIDED UNDER THE  
WORKMEN'S COMPENSATION ACTS, 1897-  
1909, IN THE HOUSE OF LORDS, COURTS OF  
APPEAL IN ENGLAND AND IRELAND,  
DIVISIONAL AND HIGH COURTS IN ENGLAND  
AND COURT OF SESSION IN SCOTLAND, WITH  
THE ACTS OF 1906 AND 1909**

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A digest of cases decided under the Workmen's Compensation Acts, 1897-1909, in the House of Lords, Courts of Appeal in England and Ireland, divisional and High Courts in England and Court of Session in Scotland, with the Acts of 1906 and 1909 by Frank Beverley

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**FRANK BEVERLEY**

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JAMES O. GEORHEGAN,  
SOLICITOR,  
BALLYBAY.

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DIGEST OF CASES  
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DIVISIONAL AND HIGH COURTS IN ENGLAND  
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WITH THE ACTS OF 1906 AND 1909  
AND ORDERS EXTENDING THE PROVISIONS  
OF THE ACT OF 1906 TO ADDITIONAL  
INDUSTRIAL DISEASES

BY  
FRANK BEVERLEY, LL.B. (LOND.)

OF THE MIDDLE TEMPLE AND NORTH-EASTERN CIRCUIT  
BARRISTER-AT-LAW

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## PREFACE

SINCE the publication of the First Edition of this work in June 1910, the Courts in England, Scotland and Ireland (other than County and Sheriff Courts) have decided upwards of two hundred additional cases under the Workmen's Compensation Acts.

Only those cases which have not been overruled by subsequent decisions, and which have not been made ineffective in proceedings for compensation by the Workmen's Compensation Act, 1906, are included in the Digest portion.

It is believed that all cases reported in the recognised reports down to and including *January* 6, 1912, are included in the present edition. Volume V. part I. of Butterworth's Compensation Cases did not come to hand until after the proofs had been revised.

The cases which have been overruled, or which by reason of the Act of 1906 are not now applicable in workmen's compensation arbitrations, and which are shortly referred to on pp. 144-150, are now included in the Table of Cases.

An Index of Subject Matter has been added which it is hoped may prove useful.

The provisions of the Order in Council of 1909 modifying the Workmen's Compensation Act, 1906, in its application to workmen who are French Citizens, and sec. 11 of the National Insurance Act, 1911, have been included among the Statutes and Orders.

I desire to express my indebtedness to the Proprietors of the various reports whose valuable headnotes I have in many instances made use of, and especially to the Proprietors of the Law Journal Reports, Times Law Reports and Justice of the Peace in England, the Scottish Law Reporter in Scotland, and the Law Times Reports in Ireland.

FRANK BEVERLEY.

9 PARK SQUARE,  
LEEDS.  
*January* 1912.





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**LIST OF REPORTS REFERRED TO IN DIGEST**  
WITH MODE OF CITATION.

Reports.	Mode of Citation.	Courts.
<i>English:</i>		
Law Journal Reports	— L. J. Q.B. up to Jan. 1901 — L. J. K.B. since Jan. 1901 — L. J. P.C.  — L. J. P.	House of Lords, Court of Appeal, and Queen's Bench Division. House of Lords, Court of Appeal, and King's Bench Division. Privy Council, and Scottish and Irish Appeals to House of Lords. Probate, Divorce and Admiralty Division.
Law Reports	[     ] 1 Q.B.; [     ] 2 Q.B. up to Jan. 1901 [     ] 1 K.B.; [     ] 2 K.B. since Jan. 1901 [     ] A.C. [     ] P.	Court of Appeal and Queen's Bench Division. Court of Appeal and King's Bench Division. House of Lords. Probate, Divorce and Admiralty Division.
Justice of the Peace Weekly Reporter	— J. P. — W. R. (until incorporated with Solicitors' Journal)	All. All.
Law Times Reports	— L. T.	All.
Times Law Reports	— T. L. R.	All.
Solicitors' Journal	— Sol. Jo. (since Weekly Reporter became incorporated therewith)	All.
Minton - Senhouse's Workmen's Compensation Cases	— M.S.	All.
Butterworth's Workmen's Compensation Cases	— B.	All.
<i>Scottish:</i>		
Scottish Law Reporter	— Sc. L. R.	House of Lords and Court of Session.
Fraser's Reports	— F. until 1907, when described as	House of Lords and Court of Session.
Court of Session Cases	[     ] S. C.	House of Lords and Court of Session.
Scots Law Times	— S. L. T. until 1909, when cited as [     ] 1 S. L. T.; [     ] 2 S. L. T.	House of Lords and Court of Session.
<i>Irish:</i>		
Irish Reports	[     ] 2 Ir. R.	House of Lords and Court of Appeal.
Law Times Reports	— Ir. L. T. R.	House of Lords and Court of Appeal.

**ABBREVIATIONS.**

A. S.	<i>Act of Sederunt.</i>	L.C.J.	<i>Lord Chief Justice.</i>
C.A.	<i>Court of Appeal.</i>	L.J.J. and L.J.	<i>Lord Justices, Lord Justice.</i>
Ct. of Seas.	<i>Court of Session.</i>	M.R.	<i>Master of the Rolls.</i>
diss.	<i>dissenting.</i>	S.	<i>Scottish.</i>
Div. Ct.	<i>Divisional Court.</i>	S.C.(S.) Act	<i>Sheriff Courts (Scotland) Act.</i>
dub.	<i>dubitante.</i>	S.R. & O.	<i>Statutory Rules and Orders.</i>
E.	<i>English.</i>	W. C. R.	<i>Workmen's Compensation Rules.</i>
H.L.	<i>House of Lords.</i>		
I.	<i>Irish.</i>		
J.J. and J.	<i>Justices, Justice.</i>		
L.C.	<i>Lord Chancellor.</i>		