

dismiss the appeal or make such order as to costs or otherwise as the Court shall think fit.

12. Where at any time before the hearing of the appeal the record becomes defective by reason of the death or change of status of a party to the appeal, the Court shall, on an application made by any person interested, grant a certificate showing who, in the opinion of the Court, is the proper person to be substituted on the record in place of, or in addition to, the party who has died or undergone a change of status.

13. Where His Majesty in Council directs a party to bear the costs of an appeal incurred in the Court below, such costs shall be taxed by the proper officer of the Court in accordance with Order XIX, r. 2.

14. The Court shall enforce any order or judgment of His Majesty in Council in like manner as any judgment or order of the Court.

15. An appellant whose appeal has been admitted shall prosecute his appeal in accordance with the rules for the time being regulating the general practice and procedure in appeals to His Majesty in Council, so far as such rules may be applicable.

#### ORDER XLV.

##### CASES NOT PROVIDED FOR.

In all cases not provided for by these Rules, the practice of the late High Court of Admiralty of England in prize proceedings shall be followed, or such other practice as the President may direct.

#### ORDER XLVI.

##### SHORT TITLE AND COMMENCEMENT.

These Rules may be cited as the Prize Court Rules, 1914, and shall come into operation immediately on the making thereof; except that so far as they apply to any Court in a British possession outside the United Kingdom, they shall not come into operation until they are proclaimed in the possession by the Governor thereof.

O. XLIII.

##### FORMS.

[NOTE.—Every document issued from the Court or Registry must bear the Seal of the Court.]

##### No. 1.

O. II, r. 2.

##### HEADING AND TITLES OF CAUSES.

##### (i.) *In Rem.*

19 . [Here put number.]

In the High Court of Justice. Probate, Divorce, and Admiralty Division  
[or other Court having prize jurisdiction].  
In Prize.

[If the cause is instituted against a ship only, or against a ship and cargo, or against a ship, cargo, and freight, the title should be the name of the ship only and the name of her master]

The ;  
[or, if the cause is instituted against cargo only]

Cargo *ex* ;  
[or, if the cause is instituted against goods other than cargo]

Goods taken at ;  
[or, if the cause is instituted against the proceeds realized by the sale of ship or cargo or goods]

The proceeds of the ship ;  
[or]

The proceeds of the cargo *ex* ;  
[or]

The proceeds of the goods taken at .

##### (ii.) *In Personam.*

No.

[Heading as above.]

Between A. B., plaintiff,

and

C. D. and E. F., the owners of the ship  
defendants,

or

C. D. and E. F., the owners of the cargo *ex*  
ship , defendants,