A day in the life of the courthouse library

Megan Strain

Joan Rataic-Lang

library@tlaonline.ca

The County of York Law Association

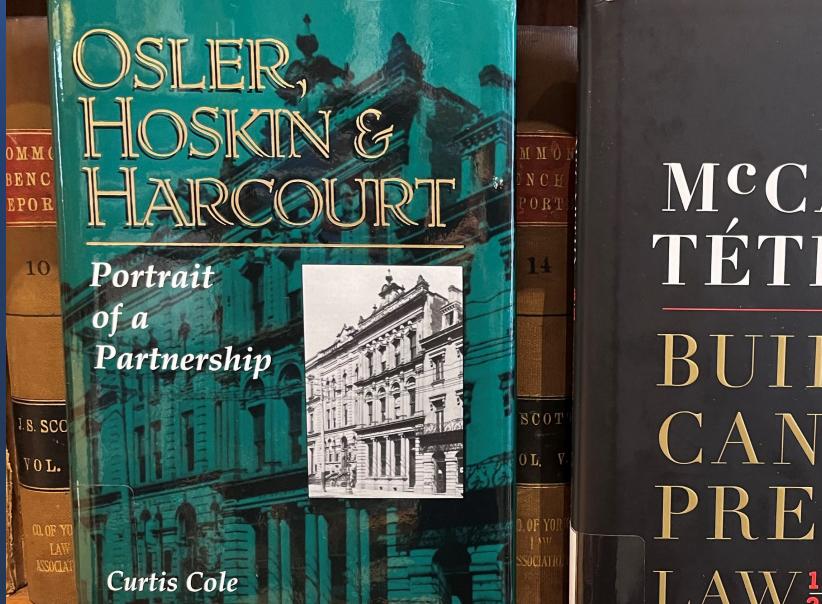
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1857

Thanks, John Honsberger

A HISTORY OF THE FIRST HUNDRED YE



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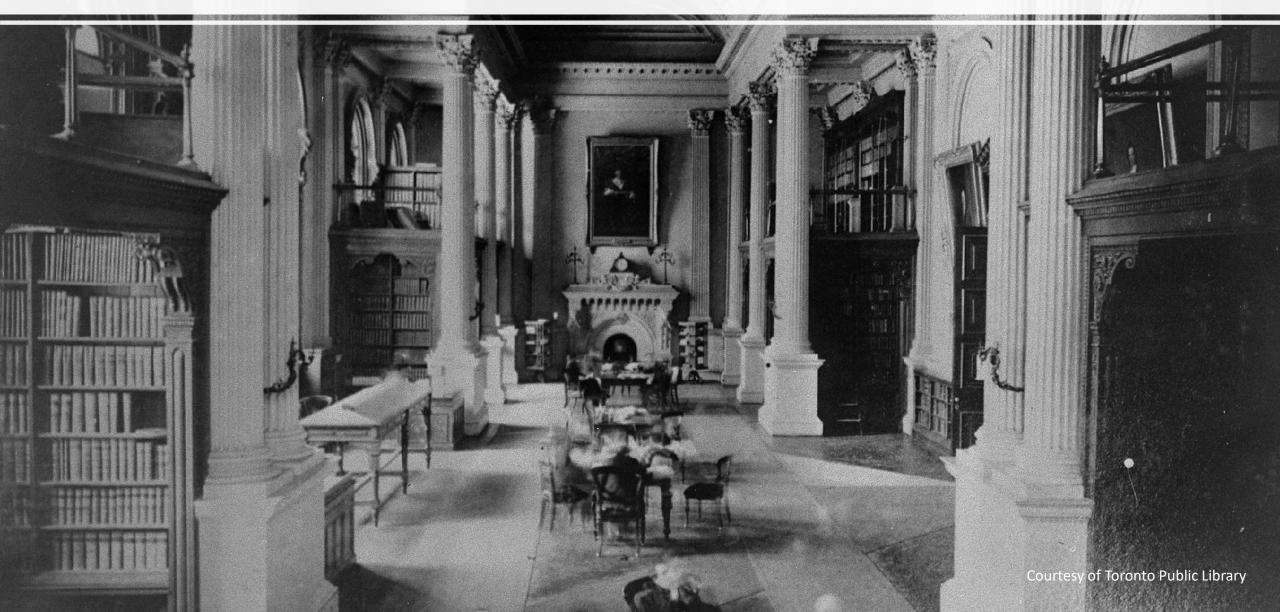
ASSOCIAT

BUILDING CANADA'S PREMIER









1564

[TITLE XI.

CHAPTER 168.

An Act respecting Library Associations and Mechanics' Institutes.

Incorporation, ss. 1-5.
Corporation may be both Mechanics' Institute and Library Association.
Powers as to holding property, ss. 7-9.
Directors and officers, ss. 10-13. Imposition of fines, ss. 14-16.
Evidence of by-laws, s. 17.
Shares, nature and transfer of, ss. 18, 19.
Dissolution of corporation, s. 20.
Application of the Act, s. 21.

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows :---



Saturday Globe



while to the left and right are the County Court and the Division Court respectively. The most modern and certainly the most cheerful room around the Court House is the library. This overlooks Adelaide street, and is pleasantly lit and finely fitted up. It is the property of the County of York Law Association, incorporated in December of 1885. On the shelves are close on 2,000 volumes of valuable legal reference work. There is a membership of 400, almost all barristers in practice before the County and Superior Courts. On the walls are portraits of such eminent Canadians as the late Chief Justice Dorion, Robert Baldwin, Sir Thomas Galt, Hon. Geo. Brown, Sir John Macdonald and others. The library is open in addition to the regular hours so long as the court is in session though that be late into the evening. The librarian, Miss Reed, is in love with her work and knows the books as a shepherd knows his flock. Often when some hard legal nut requires to be cracked in court the barristers on either side will suspend the argument, after citing authorities, while a messenger is sent for a "digest of cases," or the Ontario reports, or some other volume wherein the up-piled precedents of former days may be found. It is then that the value of the library is apparent. Pending the arrival of the books there is a hum of



THE LIBRARY.

Adelaide St. Courthouse



Ada Read, first Librarian of the Association



3 命 170 Courtesy of Toronto Public Library (iii) 1Books received -1889

Jan. 18th Lolicitoro Law Journal 2 Solo. 1886-1888. Bound Jan. 212 Manitoba Statutes 8 bols. (1880 - 1885) (1 bol bound) " Law of tis Pendeus S.M. Clarke (Donation). Feb. 18the Cruin Law Mag. 1888. Bound. Jeb. 97 the Canada " " " March y in 39 Ch. D. L.M. " " 13 app lus L.M. " 9 the Read 10th, Lives of the Judges. " Burrow's Step. Dol I. presented by Mr B.B. Bler-11th H. of L. Shower 1 bol Brown's Partan Cases 8 " lali

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In re SHARP's Patent Cas. 346. Nov. 5, 6. Ex parte WORDSWORTH.

Dec. 22.

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ON the 8th of October 1836 John Sharp obtained a Extent of the patent for an alleged invention of machinery "for jurisdiction o the Master o converting ropes into tow, and of improvements in mathe Rolls to chinery for preparing hemp or flax for spinning, part of alter the enrolments of which improvements were also applicable to the preparing the specifica of cotton, wool, and silk for spinning." A specification tents. tions of paof the invention was enrolled on the 8th of April 1837. Under tl 5 & 6 W. 4

tee by the On the 31st of May 1838 the petitioner, Joshua thority of Wordsworth, obtained a patent for an alleged invention Solicitor-C neral, ente of improvements in machinery, "for heckling and dressa memora dum of al ing flax, hemp, and other fibrous materials." ation of

tion, and which it was alleged extended the patent and infringed upon an patent granted to the petitioner: Held, that the Master of the Rolls had no From Beavan's Reports, vol. 3, 1840-41

City Hall and Courthouse



The Turn of the Century

Library issues

- Space
- New titles
- Students
- Lost books
- Book repairs

Law firms

- Breakup of McCarthy Osler
- Women in the law

CHAPTERS 106, 107.

160

never was a time between payments when six years had elapsed and that the Act never became effective to bar the plaintiff's claim or any part thereof.

Sec. 58.—Campbell v. Imperial Bank of Canada, 55 O.L.R. 318, [1924] 4 D.L.R. 289. No debts can be used by way of set-off except such as are recoverable by action.

THE EVIDENCE ACT.

R.S.O. 1927, c. 107.

Refer to: Evdence, 4 C.E.D. (Ontario), 377, 3 C.E.D. (Western) 525; Evidence, 1 D.L.A. 910; Best, Principles of Evidence; Phipson, Law of Evidence; Taylor, Law of Evidence; Roscoe, Digest of the Law of Evidence on the trial of Actions at Nisi Prius; Graham and Read, The Law relating to corroboration in Criminal and Illegitimacy Proceedings.

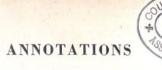
Sec. 6.—Re Ginsberg, 40 O.L.R. 136, 38 D.L.R. 261, rev'g 27 C.C.C. 447.

Upon an examination of an assignor for the benefit of creditors under the Assignments and Preferences Act, he is not excused from answering questions on the ground that such answers would tend to incriminate him.

The former privilege of refusing to answer was a civil right and may be taken away by a Provincial Legislature as to matters within its legislative powers and if the privilege were part of the criminal law, it has been abrogated by the Canada Evidence Act, R.S.C. 1927, c. 59, s. 5(1).

 Mackell v. Ottawa Separate School Trustees, 40 O.L.R. 272.

The Chairman of the defendant board could not refuse to answer questions and to produce books, etc., relating to the payment of salaries on the ground that he would make himself or the board liable to a criminal prosecution; he was fully protected under this section; the defendant board could not be pro-





TO THE

Revised Statutes of Ontario 1927

And Annual Statutes.

BY G. VERONA TAYLOR, B.A. Of Orgoode Hall, Barrieter-at-Law, and Librarian of the County of York Law Association

> TORONTO: The Carswell Company, Limited, Law Publishers 1930

Librarian's report – 1937 There are now approximately 9,445 books in the Library. The Law Society of Upper Canada gave us a special grant 444 of \$500.00 which has enabled us to purchase 44 ext-books this year as compared with 20 last year and to send 248 books to be repaired or rebound.

The problem of finding room for the books is becoming very acute, not from the number of accretions but from the limitations of our quarters. Some of the text-books have been moved to higher levels and the sets of current reports will have to follow suit. This will mean a constant use of the ladders with the consequent disturbance and loss of time.

Justifiable complaints have been made about the practice of inconsiderate members or students of marking the books - an untidy as well as a selfish procedure. It is impossible to check over all the books and rub out the pencil marks, even if the paper could stand the friction, which it cannot. Some of the users do not stop at pencil but mark their favourite quotations in ink. The ordinary wear and tear in a library, even with reasonably careful handling, entails a heavy expenditure each year for repairs and when books are deliberately defaced or subjected to unnecessary strain, such as results, for example, from being placed open and face down on the table with other books on top, money which should

Librarian's report -1940

(2) constant rebinding and paper can stand only a very limited amount of friction. It might be possible for the Benchers to arrange for some instruction to students on the care of books as a preliminary to entering a learned profession. They might be able to deal tactfully with the practice, astonishingly prevalent in this civilized (?) community of turning a library into a germ exchange by licking one's fingers to turn the leaves of books. Our fervent prayer is that the lickers get more than they give! All of which is respectfully submitted.

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Librarian's report -1949

A committee of the Canadian Bar Association been working Annual on the multiplicity of law reports in Canada and the same subject is on the agenda of the fecently constituted kagai Survey of the Legal Profession. Meanwhile the British Columbia Reports have reports ended with volume 63. In England , the Law Times Reports and Cox' Criminal Cases have terminated. The co-operation of the members of the Association is needed to help one another as well as the Librarian. The prompt brarian return of books from the Court rooms and when taken out (presumably for over night only) to offices is essential. So is the signing and signing legibly - for the books. It is very much to the discredit of the profession that such a note as this "XXXXX "Sneak back, don't sign" should be found in one of our books. All of which is respectfully submitted Elizabeth & Unitor Libraria

The Ontario Statute Citator has been converted to the loose leaf system and the Ontario C.E.D. has a loose leaf supplement on Case Law and Statutes. We have two copies of each of these. Our former loose leaf services, Canadian Tax Service in seven volumes, Succession Duties, Labour Law, Insurance Law Reporter and Canadian and Ontario Corporation Manuals, have been kept up to date.

109 books were repaired during the year.

The shelves were washed and all the books thoroughly dusted during Long Vacation. A new pair of men did this work this year. They are good cleaners but the books got back on the shelves in no particlar order and a very large number were upside down. The President has referred to the additional space provided for the Library at long last by the City. One great advantage is that the Board no longer has to hold its monthly meetings in a jumble of soiled shirts, collars, &c and discarded or forgotten rubbers. A minor problem is deciding which books to put in the new Library room - preferably ones that are not used constantly with those that cannot be moved. The Canada Gazettes and Statutory Orders and Regulations, the Quebec statutes and reports, the Canadian Railway and Transport Cases, the Law Quarterly Review and some old reports (Ontario Election Cases &c) have been moved in. The Law Quarterly Review was formerly in the outside Library and many volumes have disappeared. The space afforded

Librarian's report -1951

The 1950's

Library issues

- Space
- Damaged books book repairs
- Keeping the library clean
- 1st professional librarian hired in 1955

Law firms

A female lawyer on her way to the Supreme court of Canada

The 1960's

Library issues

- Finally, a new courthouse and library
- Challenges of a move
- Budget for an ever growing library

Toronto

- New City Hall
- Toronto-Dominion Tower



City of Toronto Archives, Fonds 1653, Series 975, File 3538, Item 2

Current library under construction



Hutton (A Bankrupt)

Hutton (a light feared that the court in full relief, which I have held the to give full relief, which I have held to be to give full relief, they might, so far as time is concerned, go

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Feb. 24, 25

asiderations which support the view I have actions in the Queen's Bench Division in en incurred, and if I do not allow them to a difficult position with regard to liability B hey are largely the authors of their own to have started those actions at all with. to have official Receiver and the trustee conunconditional appearances. Secondly, y about the interpleader proceedings if e this court. The third defendant will C notion or summons and questions may e summons was issued in the Queen's existing summons for directions in the questions of security for costs, and of arties are anxious to raise, can be disfresh applications. These may not are factors to be considered, and they upport the main ground of my deciat is involved: negatively, I see no rting from the practice indicated in

ve to proceed with the existing tions in the Queen's Bench vision.

s other than those of third pondent to abide the event in " Rench

209 [COURT OF APPEAL] LUGANDA v. SERVICE HOTELS LTD. [1969 L. No. 622] Applied in MARCHANT [1977] 3 All ER 918 Lord Denning M.R., Edmund Davies and Phillimore L.JJ.

Landlord and Tenant-Rent restriction-Furnished letting-Licensee occupying furnished bedsitting room on weekly contract—Premises described as "hotel" consisting of rooms separately occupied—Room and other services included in weekly payments—Occupier asked to pay higher rent— Reference to rent tribunal for furnished lettings followed by 48 hours' notice and exclusion of occupier from room by changing key to door—Whether room "part of a house"—Whether occupier having "right to occupy as a residence"-Whether in "exclusive occupation"-Whether protected by Rent Acts-Whether interim injunction should go to restore access and occupation in accordance with contract-Rent Act 1965 (c. 75). s. 30 (1) (5) 1-Rent Act, 1968 (c. 23), ss. 70 (1) (2), 77 (1) (2), $84(1)^2$

In 1966, the plaintiff took a furnished room in premises described as a hotel at £4 14s. a week. The building, formerly four houses, consisted of 88 rooms, each with a key and gas ring; and some room service and porterage services were included in the weekly payments. In 1967 the weekly charge

¹ Rent Act, 1965, s. 30.—"(1) If any person unlawfully deprives the resident occupier of any premises of his occupation of the premises or any part thereof attempts to do so he shall be guilty of an offence unless he proves that believed, and had reasonable cause to believe, that the residential occupier ceased to reside in the premises. . . (5) In this section 'residential occupier, relation to any premises, means a person occupying the premises as a reside whether under a contract or by virtue of any enactment or rule of law giving him right to remain a contract or by virtue of any enactment or rule of law giving him right to remain in occupation or restricting the right of any other person to reco possession of the premises."

² Rent Act, 1968, s. 70. "(1) Subject to the following provisions of this sec this D.

From Chancery Division, vol. 2, 1969

1973 Eddy- Taxation of Partnerslips Criminal Appeal Reports Vol. 57 Canada Federal Court Reports Vol. 1 312.3 78 28.5.74 1 1973 A 12, 3 79 3-6.74 / A12, 3 80 1973 6.6.74 / 1972 A 12,381 6.6.74 1 A12, 3 82 The Weekly Law Reports 23 6.6.74 1973 A12, 3 83 F12, 3 84 Ontario Aagette Jeg. - Sept. Oct. - Sec. F12, 385 1973 6.6.74 Oct. - Dec. A 12.386 all England Low Reports Vol. 3 1973 6.6.74 A 12.3 87 E 12,3 88 Chitty's Law Journal Val. 21 Canadian Bar Keriew Val. 51 1973 6.6.74 E12.3 89 Canadian Dar 1973 D12.390 Halsbury's Laws of Ingland Vol. 5 (2 cops.) 6.6.14 1 1974 D12,391 F 12.392 Ontario Legulations nos. 1-266 ()6-6.74 1973 F12. 393 267-827 A12. 394 A 12. 3 95 Sominion Law Reports Dol. 40 (3 cops.) 6.6.74 1974 A 12.3 96 A12.397 6.6.74 New Brunswick Repart Vol.6 1 1973

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A private place to work Librarian's report -1975 1975 there were just under 3600 members, and just over 17,000 volumes in the library.

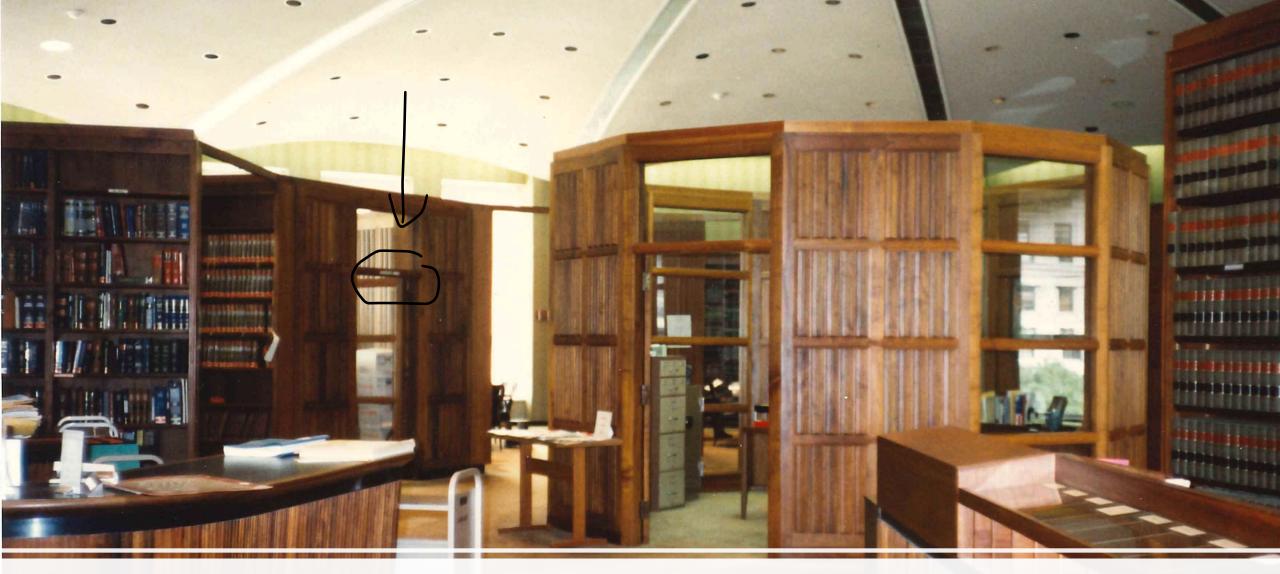
The task of remembering names and faces is a fascinating undertaking and both Mrs. Kohn and I think of it as an important challenge. Members and students use the library at an ever increasing rate. Courts sit consistently, and for longer hours than ever before. We were glad to see coat hooks installed at last, and an extra four reading places available for use as well. Members have not yet become accustomed to using the carrels for dictation, but we think that they will do so. Our new book trucks for use in taking books to Court have proved very popular, and are also useful within the Library. We are grateful that the Chief Inspector of County Law Libraries recommended the purchases, and that the Attorney General's staff had them in place promptly.

While we make great effort to recall names and faces from among the large membership, we are happy that the system whereby the librarian on circulation duty marks out the books, so that we are not left with the old game of trying to guess what a signature or a book citation is trying to convey. This method also allows us to spot check the membership status of borrowers. We are frequently surprised to identify old friends as delinquents - through inattention, of course. Publication of Library Rules in the Handbook will be most helpful.

This year the Annual Conference of the Canadian Association of Law Librarians was held in Toronto, and Mrs. Kohn represented us on that occasion. I attended the conference of American Association of Law Librarians in Los Angeles, and had the opportunity to spend some time in Librariang Los Angeles County Law Association Library. The size and the outstanding Los Angeles County Law Association Library. On holidays

A publisher's bonanza

- Business Law Reports 1977
- Canadian Cases on Employment Law 1983
- Canadian Cases on the Law of Insurance 1983
- Canadian Cases on the Law of Torts 1976
- Canadian Customs & Excise Reports 1980
- Canadian Intellectual Property Reports 1984
- Canadian Environmental Law Report 1991



Courthouse Library in the 1980's

Courtesy of LSO Archives



Courthouse Library – today

TORONTO LAWYERS ASSOCIATION *WHAT DO WE DO?*





Knowledge

The Courthouse Library provides access to resources & research services. TLA also produces news & information resources & provides education programs to help keep members current.



Advocacy

TLA represents its members to the Ontario
 bench & bar, the government, & the public.
 TLA participates in charitable events & is

 involved with other association &
 committees related to legal issues.



Community

TLA offers opportunities for members to meet & get involved with their legal, local & social communities through a variety of events & socials.

TORONTO LAWYERS ASSOCIATION *WHO ARE OUR MEMBERS?*

Firm Breakdowns

- Solo practice (22%)
- 2-5 lawyers (17%)
- 6-50 lawyers (32%)
- 51+ lawyers (22%)
- In-house or Government



Practice Areas

- Civil Litigation (50%)
- Criminal
- Family
- Wills, Trusts & Estates
- Insurance
- Personal Injury
- Corporate/Commercial



TORONTO LAWYERS ASSOCIATION *WHO WORKS IN THE LIBRARY?*





Library Director

Oversees library & association operations



Reference & Outreach Librarian

Assists members with research, coordinates library outreach & management

Reference Librarian

Assists members with research, creates library information resources, & assists with outreach

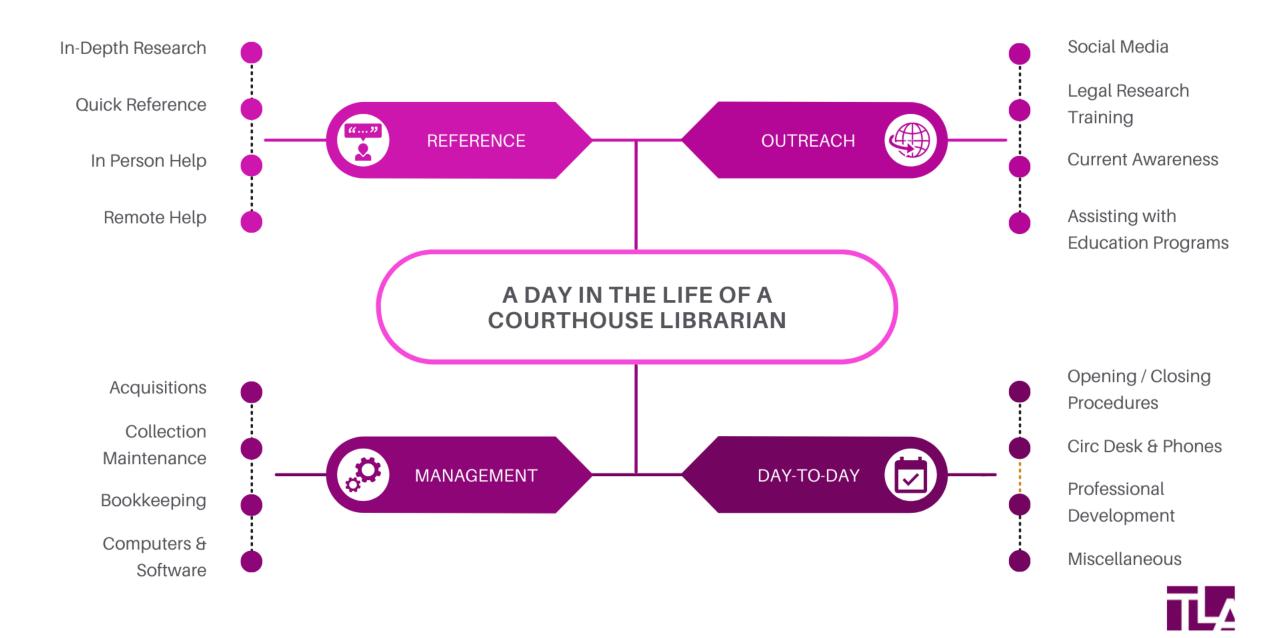


Library Technician

Manages circulation desk, daily library maintenance, & assists members with quick reference

TLA Library Virtual Walk Through

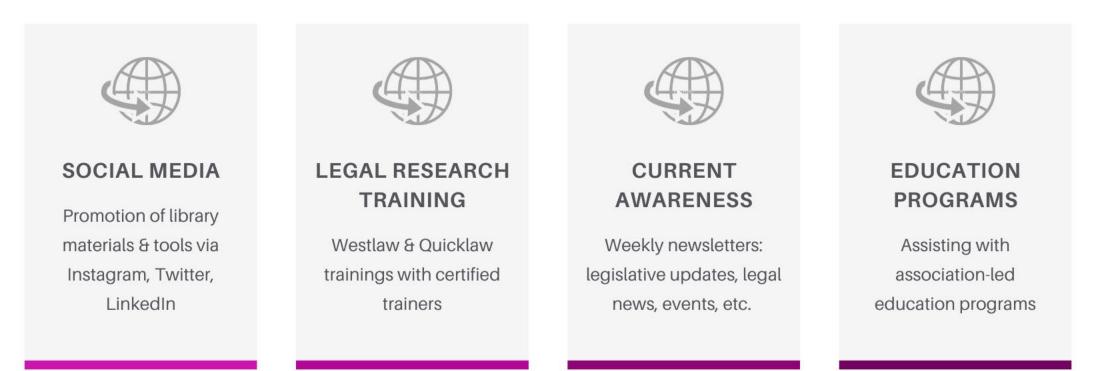
Please visit <u>http://tlaonline.ca/site/library/library_services?nav=sidebar</u> to access the video of the library shown during the presentation.



OUTREACH



Increasing Awareness of the TLA and its Services

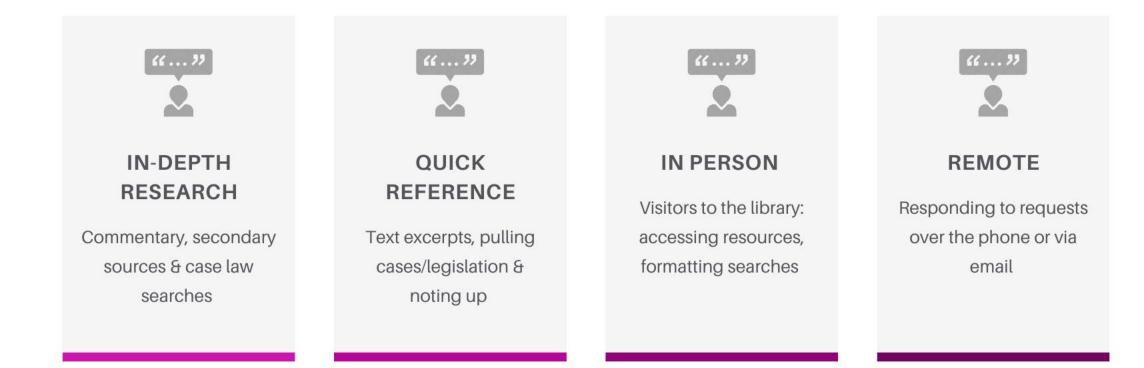




REFERENCE

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Research & Resource Services



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GIMLET

CHALLENGES





SMALL TEAM

We do everything: reference, day-to-day maintenance, finances, etc.



LOCATION

Open to the public. lawyers running in during lunch/recesses



REFERENCE INTERVIEWS

Members cover all areas of law & come from all backgrounds



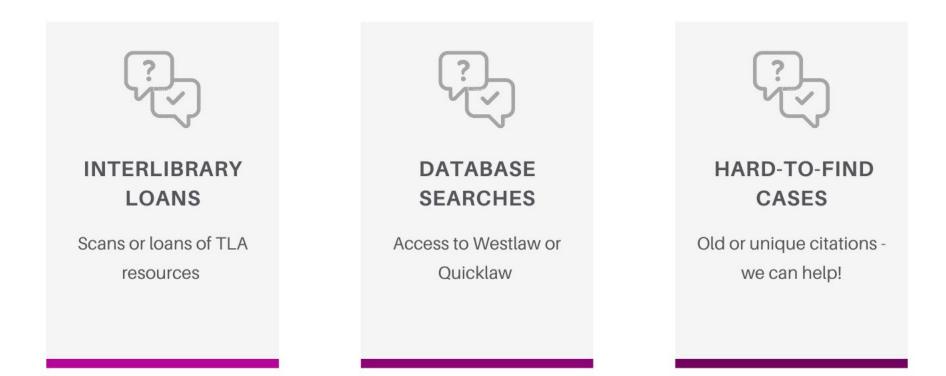
MANAGING EXPECTATIONS

Explaining what we can do & what we can't



WHAT CAN WE DO FOR YOU?

Libraries Helping Libraries



Centennial anniversary celebrations -1985



Courtesy of LSO Archives