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WAS FINE CITIZEN
Death Of Mr. E. G.
Stokes

ESTEEM THAT WAS WELL
DESERVED

WITH the deepest regret and sympathy we announce the death of a very estimable and popular citizen in the person of Mr. E. G. Stokes, The Bungalow, Limerick, who passed away in a nursing home at Monkstown, Dublin, late last night. The deceased, who was eldest son of the late William Lambe Stokes, J.P., former High Sheriff of Limerick, was co-founder and Managing Director of Messrs. Stokes and McKiernan, Ltd., Bedford Row. He was an exceedingly good business man and an excellent employer, and the firm made wonderful strides under his capable guidance and is to-day one of the most flourishing and progressive enterprises in Munster. Always genial, sociable and courteous, he enjoyed, as he deserved, the fullest confidence and respect of all who knew him.

A GOOD CITIZEN.

He took the greatest interest in the welfare of his native city and when the Limerick Development Association was formed about twenty years ago he was one of the first to join, and all through its existence he was an active and sincere worker for the attainment of its objects. Indeed, it can be truthfully said that he was prominently and usefully connected with the commercial activities of Limerick all his life. Of a very unassuming character, he was the possessor of many fine qualities and was deservedly popular with all creeds and classes.

GREAT FIGURE IN SPORT.

In the realm of sport Edward George Stokes—to give him his full name—always played a big and honourable part. He took a deep interest in sport of all kinds, though probably more so in rugby football than any other game. An outstanding wing three-quarter, he first played for Munster as a schoolboy in 1896, and was on Munster teams up to 1906. He captained the old L.P.Y.M.A. Club in the Munster Cup and when that Club lapsed through lack of playing strength, he captained the resuscitated Limerick County Club. He was a member of the Bohemian Football Club from its inception, was twice President of the Munster Branch, was a Munster selector for a number of years, and was largely instrumental in obtaining the present Munster Branch grounds at Thomond Park.

WAS TWICE A HOCKEY
INTERNATIONAL.

He also played hockey for Limerick County, and was twice capped for Ireland against Scotland in 1903 and 1905. He was a member of Limerick Boat Club, Limerick County Cricket Club and Limerick Golf Club, and in recent years took a keen interest in the L.P.Y.M.A. Bowls Club.

The late Mr. Stokes was a prominent member of the Masene Order. He was Provincial Branch Secretary of North Munster from 1920 to 1938, and Deputy Provincial Grand Master from 1938 to 1944.

He is survived by his wife, two sons and a daughter, to whom our deepest sympathy is extended.

The funeral will arrive at Clon Street Park on tomorrow (Sunday) at 2 p.m. for interment at St. Mary's Cathedral.

TRIBUTES TO HIS MEMORY

At a meeting of the Munster Branch Committee of the Irish Rugby Union, held in Cruise's Hotel last evening, many touching tributes were paid to his memory. The keenest sorrow was expressed at his passing and sincere sympathy was tendered to the bereaved wife and family, all members standing as a mark of respect.

TAXATION ON MOTOR

JUSTICE IN A QUANDARY

Drunk Driving Charge
Problem

MAY STATE CASE FOR HIGH
COURT

WHAT is attempting to drive a car while drunk?

That was the question that troubled Justice Gleeson most in a charge of that type against a Co. Limerick veterinary surgeon in the Limerick District Court this morning.

Justice Gleeson complained that there was no High Court definition of the phrase. He also was troubled because a key witness in the case, an English sailor who drank with the defendant in a Limerick hotel, was not available.

Defendant was Thomas F. Quaid, Curtin's Hotel, Newcastle West. There were alternative charges of driving and of attempting to drive a car while drunk.

Supt. Collieran prosecuted and Mr. M. Tynan, solicitor, defended.

SITTING BEHIND STEERING
WHEEL.

Garda J. Collins said that at 10.50 on the night of May 27th, he saw the defendant's car parked, with the engine running, near Cruise's Hotel. He noticed it particularly because of a strong smell of drink from a vomit on the road and on the car's running board. He opened the door of the car and saw the defendant drunk, sitting behind the steering wheel. He had vomit on his coat, and stared stupidly. Asked to turn off the engine, the defendant didn't do so. A man sitting beside him turned off the ignition. Helped by three Guards to the station, Quaid refused to give his name and address.

Cross-examined, witness said that Quaid made no positive act to drive the car while sitting beside the wheel. His hands were down by his sides. He didn't take the key from the switch. The man sitting beside him was sober.

Sergt. Gahan said he thought Quaid absolutely unfit, through drink, to drive or attempt to drive.

Mr. Tynan pointed out that it was quite clear there was no case in the charge of driving a car while drunk. He also contended that, from the Guard's evidence that he didn't see Quaid make any attempt to start the car, the other charges should fall also. "I would press you strongly," Mr. Tynan said to the Justice, "that there was no attempt made here by the defendant to drive the car."

Justice—Do you say that the starting of the engine and the putting on of the lights isn't an attempt to drive?

SOLICITOR'S CONTENTION

Mr. Tynan—There is nothing unusual in a person sitting at a car, starting the engine and letting another man drive. There is no doubt here that the defendant started the engine. Any doubt, provided it is reasonable, though slight, must be given to the defendant.

Justice—My conclusion at the moment is that if the defendant were able to drive he would have. The Justice, after argument between the Superintendent and Mr.

Tynan, on the definition of attempt to drive, said it a terribly difficult case to deal with, in the absence of a High Court direction.

"These cases are cropping up pretty often," he said, "but there is still no reported decision on the question I have to answer here. If a Guard finds a drunken man sitting behind the controls of a car, has he to stand there and wait for him to make a move to drive, or should he, as the Guard in this case very properly did, ask the man to get out? The latter is the obvious thing to do, but may the Guard then charge the man with attempting to drive while drunk? I am wondering whether I should state a case to the High Court on this question. If either side asks me, I certainly shall."

The Justice said the view he took of the case against Quaid was that the defendant started the engine of the car. He had to find that as a fact. He would be very sorry if there wasn't an appeal, but so far as he was advised, and as far as his ability availed him, he had to find that Quaid attempted to drive while drunk, and there had to be a conviction.

Mr. Tynan said he was quite prepared to call the defendant.

ADMITTED HE WAS DRUNK

Quaid swore he drove to Limerick on Saturday night last and got into the company of an Englishman, with whom he got drunk in Cruise's Hotel. The intention was that the Englishman would drive him home. But when McKenzie, the Englishman, got into the driving seat, he couldn't start the car. So witness did it for him. "I never had the slightest intention of driving the car," defendant said. "I was very drunk at the time, in fact I couldn't speak."

Defendant said he thought one of the hotel attendants might have heard the Englishman and himself arrange that the former would drive the car to Newcastle West.

Mr. Tynan said the Englishman was a radio officer from a ship then docked in Limerick. Unfortunately for the defendant, the ship had since left and was now somewhere in Europe.

"I believe he made a statement to the Guards that night," Mr. Tynan said, "and that he said he was to have driven Quaid home."

Supt. Collieran said there was such a statement in existence, made to Guard Casey after Quaid had been taken to the station.

The Justice said that fair as he would be to the defendant, he couldn't in law have that statement of the Englishman read to him.

"I would like to thank this case," he said. Meanwhile it was to be left to Mr. Tynan to get a witness in the hotel to the Englishman and the defendant."

He adjourned the case for a week, with the remark that he would consider very seriously stating a case to the High Court.

NEW PARTY? PORT OF LIMERICK

WHAT POLITICAL RUMOUR **RECENT ARRIVALS AND**
SAYS **DEPARTURES**

According to rumours and speculation in political circles in Dublin we are to have a new political party

Arrivals—Starville (Garston), coal, Lanchester (Liverpool), general, Durrin (New Glasgow).

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A YOUNG recently was for two years. City District was sentenced Gleeson to 14 d for stealing 11 19/-, the prop rooney, "The P Limerick.

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Guard Rowe a the summonses, unlicensed dogs i place on the 15th