

PRESIDENT. I wish I was convinced, for then I should think we had done wrong, and the House of Lords right; whereas I still think the contrary: but that judgment shall be a rule to me in all election causes. If the same question occurs in a matter of civil right, I shall then deliver my opinion.

PITFOUR. In the question as to *General Burdens*, the House of Lords altered successive judgments of the Court of Session, and the Court of Session followed the rule laid down by the House of Lords. A judgment pronounced by the supreme court upon a neat point of law, must be followed: it makes law.

On the 4th February 1771, "the Lords, having considered the decision of the House of Lords in the *Forfar* cases, sustained the complaint, and ordered Captain Heron to be added to the roll."

*Act.* A. Fergusson. *All.* A. Lockhart.

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1771. February 14. ALEXANDER COPLAND, of Colliestown, *against* JOHN BUSHBY.

MEMBER OF PARLIAMENT.

[*Faculty Collection, V. 221, No. 76, Note; Dictionary, 8686, (2d,) Note.*]

HAILES. This is the most critical of all objections. When there is a *page second* marked, a *page first* is virtually marked; for *primus est quem nemo præcedit*.

PRESIDENT. This is a good critical answer to a critical objection.

COALSTON. I think this is a better answer,—that the Act of Sederunt 1756 is erroneous: That act ought to be amended.

On the 14th February 1771, "the Lords repelled the objection, and ordered Colliestown to be added to the roll."

N.B. Colliestown craved to be restored to his former place on the roll; but this the Lords would not grant, as he claimed on new titles.

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