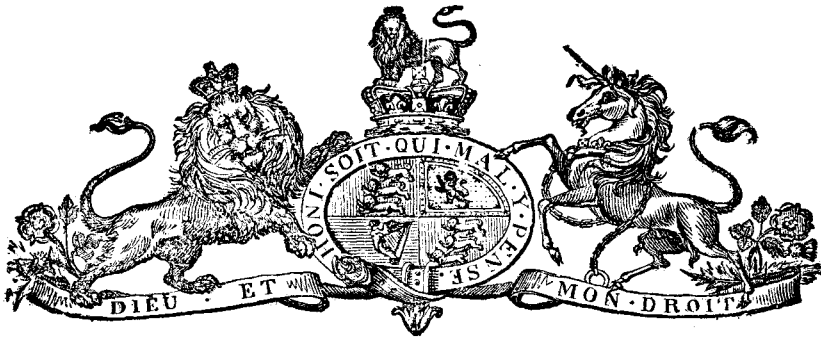


T A S M A N I A.

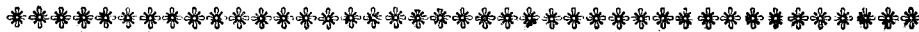


1867.

ANNO TRICESIMO-PRIMO

VICTORIÆ REGINÆ,

No. 13.



AN ACT to further amend *The Jury Act*.

[11 October, 1867.]

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1** Instead of a Jury Book being annually made of all persons in *Tasmania* qualified and liable to serve on Juries in accordance with the provisions of *The Jury Act*, there shall be annually made Two Jury Books, one of which shall be called “The *Hobart Town* Jury Book,” and shall contain the names of all persons qualified and liable to serve on Juries who are resident within Twenty-five miles of the Court House at *Hobart Town*, and the other, which shall be called “The *Launceston* Jury Book,” shall contain the names of all such persons who are resident within Twenty-five miles of the Court House at *Launceston*, and such Jury Lists only shall be prepared as shall be necessary to enable the Sheriff to make out such Jury Books as last aforesaid.

Jury Books for  
*Hobart Town* and  
*Launceston*.

**2** The Sheriff shall in every year cause the name, addition, and place of abode of every Juror in each Jury Book, and also in each Special Jury List, to be written on pieces of card, and in each of such cases the pieces of card shall be placed in a separate box; and, in lieu of summoning Jurors according to the order in which their names appear in any such Book or List, the Sheriff shall draw indifferently from the box in which the names in such Book or List are contained cards equal in number to the number of Jurors required by any precept to be summoned, and the persons whose names appear on the cards so drawn

Jurors how to be  
selected, &c.

*Jury Act Amendment.*

shall be summoned as Jurors in obedience to such precept. The cards when drawn shall be deposited in a separate box, and no cards shall be drawn from such last-mentioned box until all the cards have been drawn from the former box; and the Sheriff shall in manner aforesaid write a card for every new name, which may be added to any Jury Book or List, and shall place such card in the box relating to such Book or List from which cards are then liable to be drawn. Provided that in case any of the persons whose names are drawn are dead, absent from the Colony, or incapable of attending as Jurors, the Sheriff may draw other cards and summon the persons whose names appear on such other cards.

Provisions of  
18 Vict. No. 11,  
to apply.

**3** Subject to the provisions of this Act all the provisions of *The Jury Act* shall, as nearly as may be, apply to the preparation of such Jury Books as last aforesaid; and in respect of all Courts and proceedings to be held and taken at *Hobart Town* "The *Hobart Town* Jury Book" shall be deemed to be the Jury Book for the year, and in respect of all Courts and proceedings to be held and taken at *Launceston* "The *Launceston* Jury Book" shall be deemed to be the Jury Book for the year.

No precept to  
issue in certain  
Districts.

**4** The Deputy Clerk of the Peace of every District, no part of which is within Twenty-five miles of either of the said Court Houses, shall henceforth cease to issue any precept for making out Jury Lists, anything in the Fifth Section of *The Jury Act* to the contrary notwithstanding.

Directions in  
precepts issued  
hereafter.

**5** Every precept issued after the passing of this Act shall confine the directions therein contained to making a List of all persons qualified to serve on Juries who are resident within Twenty-five miles of *Hobart Town* or *Launceston*, and every such List shall be made in accordance with such precepts and not otherwise.

Judges to make  
out Two Special  
Jury Lists from  
the Jury Books.

**6** The Judges of the Supreme Court shall in every year, instead of causing "The Special Jury List" to be made in accordance with the provisions of *The Special Jury Act*, cause Two Special Jury Lists to be made, one of which shall contain the names of such persons as the Judges may select from "The *Hobart Town* Jury Book," and the other the names of such persons as the Judges may select from "The *Launceston* Jury Book," and such Two Special Jury Lists shall be made and used in the same manner and for the same purposes, as nearly as may be, as "The Special Jury List" is now made and used.

Sheriff to mark  
off names of  
certain Jurors.

**7** The Sheriff shall in each Special Jury List mark off the names of those Jurors who are resident within Fifteen miles of either of the said Court Houses.

As to Jury Books  
and Special Jury  
Lists for 1867  
and 1868.

**8** The Sheriff shall prepare the Jury Books for the year 1868, in accordance with the provisions of this Act, from such Lists as he shall receive, and the Jury Book in force at the passing of this Act shall continue in force until the First day of *January*, 1868; and the Special Jury List in force at the passing of this Act shall continue in force until the First day of *February*, 1868; and on or before the First day of *February* in every succeeding year the Judges shall cause Special Jury Lists to be made and completed in accordance with the provisions of this Act, and every such Special Jury List shall continue in force for One year from the time fixed for its completion.

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*Jury Act Amendment.*

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**9** On the trial of Civil Issues each party shall be entitled to challenge peremptorily Two Jurors. Right of challenge.

**10** This Act and *The Jury Act*, and *An Act to amend the Jury Act*, and *The Special Jury Act*, and *The Jury Act Amendment Act*, 1864, shall, save as altered, amended, or repealed by this Act, be read and construed together as one and the same Act. Acts to be read together.

**11** This Act may be cited as "The Jury Act Amendment Act, 1867." Short title.

