

## A

## B I L L

## TO

Provide for the Payment of Jurors in Ireland.

A.D. 1896.

**B**E it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

5 1. This Act may be cited for all purposes as the Payment of Jurors (Ireland) Act, 1896. Short title.

2. This Act shall extend to Ireland only.

Application  
of Act.

3. In the construction of this Act the following words shall have the meanings herein-after assigned to them:— Definitions.

10 "County" shall include county of a city, county of a town, and the city and county of Londonderry.

"Sheriff" shall include under-sheriff.

15 "Common juror" shall include all jurors summoned for the purpose of trying common jury issues, civil and criminal, at any court of justice.

"Grand jury" shall include any body empowered to make presentments for a county.

4. Common jurors shall be entitled to the following remuneration for their services; that is to say, Remunera-  
tion of  
common  
jurors.

20 Every juror residing within a radius of ten statute miles from the court-house to which he is summoned to attend as a juror shall be paid at the rate of *five shillings* for each day or portion of a day he shall be necessarily in attendance.

25 Every juror residing outside a radius of ten statute miles from such court-house shall be paid at the rate of *five shillings* for each day or portion of a day he shall be necessarily in attendance, together with the amount of his second-class railway fare from and to his residence, and *threepence* per mile each way for that portion of his journey where there is no railway

30 available.

[Bill 75.]

A

A.D. 1896.

Such distance shall be determined by reference to the Ordnance map.

Duties of  
sheriffs.

5. It shall be the duty of the sheriff to call the panel of jurors each morning immediately before the sitting of the court, and to keep a roll of the names of such jurors, and to enter therein their attendances, and to give to each juror entitled thereto (upon application made) a certificate (in the form in the schedule hereto) of the amount of the remuneration to which he is entitled, not later than six days after the determination of the sitting of the court. Provided always, that no juror shall be entitled to remuneration for any day upon which he shall have failed to answer his name when called in court, unless it is otherwise directed by the presiding judge. Every juror shall, before receiving such certificate, be required by the sheriff to make a declaration in the form set forth in the schedule hereto. The sheriff is hereby authorised to take and receive such declaration, and if any such declaration shall be false or untrue in any material particular, the person wilfully making such false declaration shall be deemed guilty of a misdemeanour, and further shall, on summary conviction thereof before one or more justices, be adjudged to pay a penalty of *twenty pounds*, and in default of paying same, to be imprisoned for a period not exceeding *three calendar months* with hard labour.

Duties of  
clerks of the  
Crown and  
peace.

6. The clerk of the Crown and peace, or clerk of the Crown, or the clerk of the peace (where the offices of clerk of the Crown and clerk of the peace have not been amalgamated) shall, on receiving from such juror such certificate, give to such juror an order (in the form set forth in the schedule hereto) on the treasurer of the county, for the payment of the amount set forth therein, and such amount shall be paid by the treasurer of the county in which the court shall be held, and he is hereby authorised and required to pay the same to the person named in such order out of the unappropriated funds in bank to the credit of the county. Where it is the duty of the clerk of the Crown and peace, or clerk of the peace, to summon the jurors for any court, the duties of the sheriff under this Act shall be discharged by, and the remuneration and expenses payable (as herein-after set forth) to the sheriff in respect thereof shall be payable to, the clerk of the Crown and peace, or clerk of the peace, as the case may be.

Grand juries  
to present for  
remunera-  
tion and  
expenses.

7. The grand jury of every county is hereby required from time to time at the next ensuing assizes or presenting term, without previous application at presentment sessions or otherwise, to present to be raised and levied off the county at large such sums as shall

be necessary for providing the above-mentioned jurors remuneration, and also to present to be raised and levied off the county at large for the purpose of defraying the remuneration and expenses of the sheriff and clerk of the Crown and peace, or clerk of the Crown, or

A.D. 1896.

- 5 clerk of the peace attending the execution of this Act the sums following:—To the sheriff, a sum equal to *one shilling* in respect of each certificate and *one guinea* for each day of his attendance under the provisions of this Act at the sittings of the court aforesaid; and to the clerk of the Crown and peace, or clerk of the Crown, or clerk of the peace, a sum equal to *one shilling* in respect of each order given by him to each juror; and such sums shall be paid to the sheriff and clerk of the Crown and peace, or clerk of the Crown, or clerk of the peace, as the case may be, by the treasurer of the county, in the first instance, out of the unappropriated funds in bank to the credit of the county.

8. In the case of a criminal offence committed elsewhere than in the county where the trial takes place, or upon the trial of civil issues where the cause of action has arisen elsewhere than in the county where the trial takes place, the presiding judge shall at the hearing order that the expenses under this Act consequent upon the hearing shall be repaid by the county where the offence was committed or the cause of action arose, and shall ascertain and assess the amount so to be repaid in such manner as he shall think right, and in such cases the sums so assessed shall be repaid by the treasurer of the county in which the offence has been committed, or the cause of action has arisen, to the treasurer of the county in which the trial has taken place.

Assessment and distribution of expenses in cases tried in county other than the county where the offence was committed or cause of action arose.

- And the sheriff shall give to such last-mentioned treasurer a certificate of the sum so assessed and ordered to be repaid as aforesaid, and such sum shall be so repaid on the production of such certificate.

9. The grand jury of every county shall, without previous application at presentment sessions, present a sum sufficient to provide, where it is necessary, suitable waiting rooms and accommodation in the court-house to which such jurors are summoned, and also in like manner to provide, where necessary, either in the court-house, or as near or adjacent thereto as the same can be reasonably obtained, proper and sufficient office accommodation for the county officers, and a strong room for the preservation of the county records.

Grand jury to present moneys sufficient to provide proper accommodation for jurors and county officers.

A.D. 1896.

SCHEDULES.FIRST SCHEDULE.DECLARATION OF JUROR RESIDENT WITHIN TEN STATUTE MILES FROM  
THE COURT-HOUSE.

No. 5  
 The Payment of Jurors } County of  
 (Ireland) Act, 1896. } Court.  
 Court-house situated at  
 day of , 189 .

I, of , in the county 10  
 of , do solemnly and sincerely declare as follows,  
 viz. :—I was duly summoned as a common juror to the above-named court of  
 justice on the day of , 189 ; my residence  
 is within ten statute miles from the said court-house to which I was summoned  
 aforesaid; I have been regularly and necessarily in attendance at the said 15  
 court for days, and I have answered my name when called on except  
 on occasions when I was absent owing to

Here state the  
 cause of  
 absence, if any.

I have complied with the provisions of the above Act, and the sum of  
 £ : : is properly due and payable to me under the provisions thereof, and  
 I hereby apply for a certificate for the payment of said sum. I make this 20  
 solemn declaration believing the same to be true and by virtue of the  
 Statutory Declaration Act, 1835.

Made this day of 189 ,  
 at , before me the Under  
 Sheriff for the 25

} Under Sheriff.

## SECOND SCHEDULE.

A.D. 1896.

DECLARATION OF JUROR RESIDENT OUTSIDE A RADIUS OF TEN STATUTE  
MILES FROM THE COURT-HOUSE.

No.

5 The Payment of Jurors }  
(Ireland) Act, 1896. }

County of

Court.

Court-house situated at

day of , 189 .

I, , of , in the county  
 10 of , do solemnly and sincerely declare as follows,  
 viz. :—I was duly summoned as a common juror to the above-named court  
 of justice on the day of 189 ; my residence is  
 statute miles from the said court-house to which I was summoned  
 as aforesaid ; I have been regularly and necessarily in attendance at the said  
 15 court for days, and I have answered my name when called on, except  
 on occasions when I was absent owing to

Here state  
 the cause of  
 absence, if  
 any.

I have complied with the provisions of the above Act, and the sum of  
 £ : : is properly due and payable to me under the provisions thereof, and  
 I hereby apply for a certificate for the payment of said sum. My second-  
 20 class return railway fare from and to my residence is £ : : , and the  
 portion of my journey from and to my residence where there is no railway  
 available is statute miles. I make this solemn declaration believing  
 the same to be true and by virtue of the Statutory Declaration Act, 1835.

Omit any  
 part not  
 applicable

Made this day of 189 ,  
 25 at , before me, the Under  
 Sheriff for the of

} Under Sheriff.

## THIRD SCHEDULE.

## CERTIFICATE OF THE SHERIFF.

No.

County of

The Payment of Jurors (Ireland)

Act, 1896.

} Court-house situate at

Court.

Juror's Name.	Residence.	Number of Days necessarily in Attendance.	Remuneration within Ten Miles.	Remuneration outside Ten Miles.	Second Class Return Railway Fare.	Number of Miles travelled by Road.	Car Fare at Threepence per Mile.	Total.
			£ s. d.	£ s. d.	£ s. d.		£ s. d.	£ s. d.

I certify that the above-named juror has delivered to me the annexed declaration, and that the above sum is payable to him in accordance with the provisions of the Payment of Jurors (Ireland) Act, 1896.

Dated this

day of

189 .

} Under Sheriff.

Payment of Jurors (Ireland).

[59 VICT.]

## FOURTH SCHEDULE.

A.D. 1896.

No.

## ORDER FOR PAYMENT OF JUROR.

5    The Payment of Jurors }    County of  
       (Ireland) Act, 1896. }    Court.  
 To the treasurer of said county.  
    day of    189 ,  
       Pay to    or order  
       the sum of  
 10    for his remuneration and expenses for his services as a common juror, pursuant  
       to section 4, the Payment of Jurors (Ireland) Act, 1896.

Clerk of the Crown and Peace or Clerk of the Crown or Peace  
 (as the case may be) for said county.

£

15    Received the above-mentioned sum under the authority and for the purpose  
       specified in the body of the above Order.

                                 Dated this    day of    189 .

(Signed)

Stamp.