

# **NORTHERN TERRITORY OF AUSTRALIA**

## **JURIES REGULATIONS**

As in force at 15 March 2004

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# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 15 March 2004

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## JURIES REGULATIONS

### Regulations under the *Juries Act*

#### 1 Citation

These Regulations may be cited as the *Juries Regulations*.

#### 2 Repeal and savings

- (1) Subject to subregulation (2), the Regulations specified in Schedule 1 are repealed.
- (2) The Regulations referred to in subregulation (1), as in force immediately before the commencement of these Regulations, shall continue to apply to and in relation to:
  - (a) persons summoned before the commencement of these Regulations to attend as jurors;
  - (b) trials to be held for which jurors referred to in paragraph (a) have been so summoned; and
  - (c) trials commenced but not completed before the commencement of these Regulations.

#### 3 Definition

In these Regulations, ***division*** means a division within the meaning of the *Electoral Act*, and ***municipality*** has the same meaning as in the *Local Government Act*.

#### 4 Jury district of Darwin

The jury district of Darwin comprises the area of land in the divisions of Port Darwin, Fannie Bay, Brennan, Nightcliff, Millner, Jingili, Sanderson, Casuarina, Wanguri, Karama, Drysdale, Blain and Nelson.

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**5 Jury district of Alice Springs**

The jury district of Alice Springs comprises the area of land in the municipality of Alice Springs.

**6 Fees payable under section 8**

The prescribed fee to be paid under section 8 of the Act in respect of a trial is:

- (a) before the trial commences on the first day of the trial – an amount calculated by the formula  $F = X \times Y \times Z$ ; and
- (b) before the trial resumes on each day, including part of a day, of the trial where the day has not been included in the application of the formula referred to in paragraph (a) – an amount calculated by the formula  $F = X \times Y$ ,

where:

F = the prescribed fee payable in dollars;

X = the amount referred to in regulation 8(a)(ii);

Y = the number of jurors of which the jury chosen to hear the trial consists;

Z = the number of days, including part of a day, estimated that the trial will last.

**7 Random selection by computer**

For the purposes of section 27(3) of the Act, the prescribed manner for the random selection by computer of the persons to be summoned from those whose names appear in the jury list for Darwin or the jury list for Alice Springs is any system for random selection by computer which, for a statistical analysis over a population of 120,000, gives a variation from the expected value of less than plus or minus 0.5% based on percentiles of 12,000.

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## **8 Fees**

- (1) The payment a juror or talesman referred to in section 60 of the Act is entitled to receive for his attendance is:
  - (a) for each day on which he serves as a juror for a trial:
    - (i) where he proves to the satisfaction of the sheriff that he has suffered financial loss exceeding \$60 by serving on that day – the amount of the loss as determined by the sheriff or \$90, whichever is the less; or
    - (ii) in any other case – \$60; and
  - (b) for each day on which he attends for service, but does not serve, as a juror for a trial:
    - (i) where he proves to the satisfaction of the sheriff that he has suffered financial loss exceeding \$20 by attending on that day – the amount of the loss as determined by the sheriff or \$40, whichever is the less; or
    - (ii) in any other case – \$20.
- (2) For the purposes of subregulation (1), where the juror or talesman serves as a juror or attends on any day during part only of the day, the part of the day during which he serves or attends shall be deemed to be a whole day.

## **9 Fares**

- (1) A juror or talesman referred to in regulation 8 whose residence is more than one kilometre from the relevant Supreme Court is entitled to a fare in accordance with this regulation to enable him to attend in accordance with the jury summons or other authority in pursuance of which he attends the Supreme Court.
- (2) Subject to subregulation (1), the fares a person is entitled to be paid in respect of each journey properly made by him between his residence and the Court to attend the Court as a juror or talesman, or return to his residence after so attending the Court, are such fares as are determined by the Sheriff in accordance with this regulation.
- (3) Where public transport is available, the amount payable in respect of a journey shall be the amount that was paid by the person in respect of the journey if he made it by public transport or would have been payable by him if he had made it by public transport.

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- (4) Where public transport is not available, the amount payable in respect of a journey shall be an amount calculated at the rate of 27 cents per kilometre.
  - (5) For the purposes of this regulation:
    - (a) **public transport** means transport by means of a motor omnibus service operated in respect of a standard route and available to all members of the public; and
    - (b) distances shall be measured along the shortest practicable route by road.

## **10 Form of acknowledgement**

- (1) For the purposes of section 68(2)(d) of the Act, the form of acknowledgement in answer to a jury summons, shall be in accordance with the form set out in Schedule 2.
- (2) The form referred to in subregulation (1) shall be completed in accordance with such directions and instructions as are specified in the form.

## **Schedule 1 Regulations repealed**

regulation 2

Year and number

1963, No. 9

1965, No. 7

1974, No. 5

1975, No. 20

1982, No. 53

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## Schedule 2

regulation 10(1)

### NORTHERN TERRITORY OF AUSTRALIA

#### *Juries Act*

section 68(2)(d)

#### ACKNOWLEDGEMENT BY JUROR OF RECEIPT OF JURY SUMMONS

1. Fill in the personal details as requested below.
2. Tear off and return the acknowledgement, in the envelope provided, to the Sheriff.
3. Please bring the part of the summons retained by you to the Court on the day appointed for you to attend.

I,....., hereby acknowledge receipt of this summons.

.....  
Signature

Home address:..... Phone.....

Postal address: (if different from home address)

.....

Work address:.....Phone.....

Dated the.....day of....., 19...



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## ENDNOTES

### 1 KEY

Key to abbreviations

<b>amd</b> = amended	<b>od</b> = order
<b>app</b> = appendix	<b>om</b> = omitted
<b>bl</b> = by-law	<b>pt</b> = Part
<b>ch</b> = Chapter	<b>r</b> = regulation/rule
<b>cl</b> = clause	<b>rem</b> = remainder
<b>div</b> = Division	<b>renum</b> = renumbered
<b>exp</b> = expires/expired	<b>rep</b> = repealed
<b>f</b> = forms	<b>s</b> = section
<b>Gaz</b> = <i>Gazette</i>	<b>sch</b> = Schedule
<b>hdg</b> = heading	<b>sdiv</b> = Subdivision
<b>ins</b> = inserted	<b>SL</b> = Subordinate Legislation
<b>lt</b> = long title	<b>sub</b> = substituted
<b>nc</b> = not commenced	

### 2 LIST OF LEGISLATION

***Juries Regulations (SL No. 41, 1983)***

Notified	21 October 1983
Commenced	21 October 1983

***Amendment of the Juries Regulations (SL No. 4, 1987)***

Notified	11 February 1987
Commenced	11 February 1987

***Juries Regulations (SL No. 40, 1989)***

Notified	10 January 1990
Commenced	10 January 1990

***Juries Amendment Act 1990 (Act No. 63, 1990)***

Assent date	14 December 1990
Commenced	14 December 1990

***Amendment of Juries Regulations (SL No. 30, 1997)***

Notified	12 November 1997
Commenced	12 November 1997

***Statute Law Revision Act (No. 2) 2003 (Act No. 44, 2003)***

Assent date	7 July 2003
Commenced	7 July 2003

***Electoral (Consequential Amendments) Act 2004 (Act No. 12, 2004)***

Assent date	1 March 2004
Commenced	15 March 2004 (s 2, s 2 <i>Electoral Act 2004</i> (Act No. 11, 2004) and Gaz S6, 15 March 2004)

**3 LIST OF AMENDMENTS**

r 3 amd Act No. 63, 1990, s 3; Act No. 44, 2003, s 6; Act No. 12, 2004, s 7  
r 4 amd No. 40, 1989; Act No. 63, 1990, s 3; No. 30, 1997  
r 5 amd No. 4, 1987; Act No. 63, 1990, s 3