



# NORTHERN TERRITORY OF AUSTRALIA

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No.19 of 1996

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## AN ACT

to amend the *Juries Act*

[Assented to 17 June 1996]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Juries Amendment Act 1996*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. PRINCIPAL ACT

The *Juries Act* is in this Act referred to as the Principal Act.

4. DEFINITIONS

Section 5 of the Principal Act is amended -

- (a) by omitting from the definition of "ballot box" the words "jury cards" and substituting "numbered balls";
  - (b) by omitting the definition of "jury card";
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(c) by omitting from the definition of "panel of jurors" the number "32" and substituting "32(1)"; and

(d) by inserting after the definition of "Master" the following:

"'numbered balls' means balls furnished to the proper officer under section 33(1)(b);".

5. PANEL OF JURORS AND RETURN OF PERSONS NOT SUMMONED

Section 32 of the Principal Act is amended by omitting subsection (1) and substituting the following:

"(1) The Sheriff shall, before the time when a jury precept is required to be returned into the Court, prepare a list showing the names, in alphabetical order, and the descriptions, of the persons summoned in pursuance of the jury precept and the names appearing on the list shall be prefixed by numbers in regular arithmetical series.".

6. SHERIFF'S RETURN TO PRECEPT

Section 33 of the Principal Act is amended -

(a) by omitting subsection (1)(b) and substituting the following:

"(b) furnish to the proper officer balls that are marked with numbers that correspond with the numbers on the list of the panel of jurors relating to the precept."; and

(b) by omitting from subsection (2) "jury cards" and substituting "numbered balls".

7. STRIKING JURY IN CRIMINAL CASES

Section 37 of the Principal Act is amended -

(a) by omitting from subsection (1) "the jury cards" and substituting "the numbered balls";

(b) by omitting from subsection (1) "on each card" and substituting "of the person on the list of the panel of jurors with the number that corresponds with that on the ball";

(c) by omitting from subsection (2) "jury cards" and substituting "numbered balls";

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- (d) by omitting from subsection (4) "A card bearing the name of a juror" and substituting "The numbered ball with the number that corresponds with the number on the list of the panel of jurors of a juror"; and
- (e) by omitting from subsection (5) "the jury cards bearing the names of the jurors" and substituting "the numbered balls with the numbers that correspond with the numbers on the list of the panel of jurors of the jurors".

8. DIFFERENT ISSUES MAY BE TRIED BY SAME JURY

Section 38 of the Principal Act is amended -

- (a) by omitting from paragraph (a) "without the jury cards of the jurors being returned to the ballot box and redrawn"; and
- (b) by omitting from paragraph (b) "other jury cards" and substituting "other numbered balls"; and
- (c) by omitting from paragraph (b) "whose names appear on the cards" and substituting "whose numbers on the list of the panel of jurors correspond with the numbers on the numbered balls".

9. STRIKING JURY IN CIVIL CASES

Section 39 of the Principal Act is amended -

- (a) by omitting from subsection (1)(a) "the jury cards" and substituting "the numbered balls";
- (b) by omitting from subsection (1)(a) "on each card" and substituting "of the person on the list of the panel of jurors with the number that corresponds with that on the ball";
- (c) by omitting from subsection (2) "jury cards" and substituting "numbered balls";
- (d) by omitting from subsection (7) "A card bearing the name of a juror" and substituting "The numbered ball with the number that corresponds with the number on the panel of jurors of the juror"; and

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(e) by omitting from subsection (8) "the cards bearing the names of the jurors" and substituting "the numbered balls with the numbers that correspond with the numbers on the list of the panel of jurors of the jurors".

10. DIFFERENT ISSUES MAY BE TRIED BY SAME JURY

Section 40(1)(a) of the Principal Act is amended by omitting "without the jury cards of the jurors being returned to the ballot box and redrawn".

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