

[No. 14.] *Civil Law (Miscellaneous Provisions)* [2008.]
Act 2008.

PART 6

JURIES

Amendment of
section 6 of Juries
Act 1976.

54.—Section 6 of the Juries Act 1976 is amended by deleting “and under the age of 70 years”.

Amendment of
section 11 of Juries
Act 1976.

55.—Section 11 of the Juries Act 1976 is amended by substituting “one or more courts within a jury district” for “each court”.

Amendment of
section 12 of Juries
Act 1976.

56.—Section 12 of the Juries Act 1976 is amended by substituting the following for subsection (1):

“(1) Each county registrar shall cause a written summons, in such form as the Minister may by regulations prescribe, to be served on every person whom the registrar has selected as a juror requiring the person—

- (a) to attend as a juror at the court in question or other place specified in the summons for the reception of jurors on the day and at the time specified in the summons, and
- (b) to thereafter attend at that court or place, as the case may be, or such other court or place as the court may direct, at such times as are directed by—
 - (i) the court, or
 - (ii) the registrar in any case where the registrar is authorised to do so by the court.”.

Amendment of
section 13(3) of
Juries Act 1976.

57.—Section 13(3) of the Juries Act 1976 is amended by substituting the following for paragraph (c):

“(c) a certificate by—

- (i) the registrar or other officer acting as registrar of a court, or
- (ii) a member of the staff of the Courts Service duly authorised in that behalf by the Chief Executive Officer of the Courts Service,

present when a person summoned to attend as a juror in that court failed to answer to his or her name at the time it was called out in that court or at the place specified in the summons shall be evidence, unless the contrary is proved, that that person failed to attend in compliance with the summons, or was not available when called on to serve, as the case may be.”.

Substitution of
section 25 of Juries
Act 1976.

58.—The Juries Act 1976 is amended by substituting the following for section 25:

“Separation of
juries during
trial.

25.—(1) In any trial with a jury—

- (a) the jurors may, at any time before they retire to consider their verdict, separate unless the judge otherwise directs, and
- (b) the jurors may, after they retire to consider their verdict, only separate for such period or periods as the judge directs.

(2) A direction under subsection (1)(b) may be given in respect of a jury whether or not the jury is present when the direction is given.”.

59.—Section 31 of the Juries Act 1976 is amended by deleting “and under the age of sixty-five years”.

Amendment of section 31 of Juries Act 1976.

60.—Section 34 of the Juries Act 1976 is amended—

Amendment of section 34 of Juries Act 1976.

- (a) in subsection (1), by substituting “€500” for “£50”, and
- (b) in subsection (2), by substituting “€500” for “£50”.

61.—Section 35 of the Juries Act 1976 is amended—

Amendment of section 35 of Juries Act 1976.

- (a) in subsection (1), by substituting “€500” for “£50”,
- (b) in subsection (2), by substituting “€500” for “£50”, and
- (c) in subsection (3), by substituting “€500” for “£50”.

62.—Section 36 of the Juries Act 1976 is amended—

Amendment of section 36 of Juries Act 1976.

- (a) in subsection (1), by substituting “€500” for “£50”, and
- (b) in subsection (2), by substituting “€2,000” for “£200”.

63.—Section 37 of the Juries Act 1976 is amended by substituting “€500” for “£50”.

Amendment of section 37 of Juries Act 1976.

64.—The First Schedule to the Juries Act 1976 is amended—

Amendment of First Schedule to Juries Act 1976.

- (a) in Part I, by substituting—

“Other persons

Persons who have—

- (a) an incapacity to read, or
- (b) an enduring impairment,

such that it is not practicable for them to perform the duties of a juror.”

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for—

“Incapable persons

A person who because of insufficient capacity to read, deafness or other permanent infirmity is unfit to serve on a jury.”, and

(b) in Part II, by deleting “and under the age of seventy years”.