

**HOUSE OF REPRESENTATIVES**

# Supplementary Order Paper

Tuesday, 7 July 1981

JURIES BILL

*Proposed Amendments*

HON. MR McLAY, in Committee, to move the following amendments:

*Clause 1:* To omit subclauses (2) to (4) on page 2, and substitute the following subclauses:

(2) Except as provided in subsection (3) of this section, this Act shall come into force on the 1st day of May 1982.

(3) Sections 4, to 9, 10, 31, and 32 of this Act shall come into force for the purposes of the constitution of jury districts and the preparation of new jury lists, but only for those purposes, on the 1st day of January 1982.

*Clause 8:* To omit from line 26 on page 6 the word "send", and substitute the words "in accordance with the jury rules cause to be sent".

To omit from line 32 on that page the words "and send to the Registrar".

To omit from line 36 on that page the words "or were".

To omit all the words in line 38 on that page.

To insert on page 7, after subclause (4), the following subclause:

(4A) Every jury list shall be forwarded to the Registrar of the Court in the jury district in the manner prescribed by the jury rules.

*Proposed new clause 9A:* To insert on page 7, after clause 9, the following clause:

**9A. Compilation of lists where new district constituted—**

Where a new jury district is constituted after the 1st day of May 1982 then, for the purposes of the first compilation of a jury list for that district—

(a) Section 8 (1) of this Act shall apply as if for the words "on or before the 1st day of November in every year" there were substituted the words "as soon as practicable after the constitution of the district":

- (b) Section 9 (1) of this Act shall apply as if for the words “on the 1st day of December in the year in which it is prepared, or soon after that date as it is ready”, there were substituted the words “as soon as it is ready”.

*Clause 10, subclause (1)*: To omit from line 28 on page 7 the word “from”, and substitute the words “prepared by”.

*Clause 31, subclause (1)*: To omit paragraph (a) in lines 24 to 29 on page 16, and substitute the following paragraph:

- (a) Prescribing the form and manner in which jury lists are to be compiled; providing for the safe custody of such lists; and prescribing the powers and duties of the Chief Registrar of Electors, Registrars, and other persons in relation to such lists:

*Clause 32*: To omit the clause on page 18, and substitute the following clause:

**32. Transitional**—For the purposes of the first compilation of jury lists after the 1st day of January 1982,—

- (a) Section 8 (1) of this Act shall apply as if for the words “1st day of November in every year” there were substituted the words “1st day of March 1982”:

- (b) Section 9 (1) of this Act shall apply as if for the words “1st day of December” there were substituted the words “1st day of May”.

*The Schedule*: To add on page 19 the following item:

1980, No. 85—The Crimes Amendment Act (No. 2) 1980: section 25 (3)

#### EXPLANATORY NOTE

*Clauses 1 and 32*: It is now intended that the new legislation will come into force on the 1st day of May 1982. Provision is made for the preparation of new jury lists for use from that date.

*Clauses 8 and 10*: As the Bill is presently drafted, each Registrar is required to request the Chief Registrar of Electors to supply a jury list for his district. It is now intended that the requirements of all the jury districts will be collated by the Secretary for Justice, and he will be responsible for instructing the Chief Registrar of Electors. These amendments clear the way for this to be prescribed in the jury rules.

*Proposed new clause 9A*: The clause makes provision for the compilation of jury lists for any new jury districts that may be constituted after the commencement of this legislation.

*Clause 31*: The amendment rewrites paragraph (a) to cure the printing errors made on the report back from the Select Committee.