

C A P. V.

AN ACT for regulating JURIES and further declaring the QUALIFICATIONS of JURORS.

January 8, 1819.

BE it enacted by the Lieutenant Governor, Council, and Assembly, That no Sheriff or Bailiff shall return any Person to have been Summoned as a Grand or Petit Juror, to serve in this Island, unless such Person shall have been duly summoned *Six Days*, before the Day, of appearance and shall have resided in this Island for the space of *Six Months* next before such Summons, and in case any Juror be absent from his Habitation, notice of such Summons shall be given by leaving a Note in writing under the hand of such Officer, at the Dwelling of such Juror, with some Person there inhabiting.

No Person to be returned unless summoned six days before the day of appearance, and shall have resided 6 Months in the Island.

Notice in writing to be left at the Dwelling House.

II. *And be it further enacted*, That an equal Number of Grand and Petit Jurors, shall be summoned as aforesaid, from each County of this Island, except in cases of Special Juries.

An equal number of Jurors to be chosen from each County, except in cases of Special Juries.

III. *And be it further enacted*, That if any cause Criminal, or Civil, cannot be tried when called on in Court for default of Jurors the Justices of the Court, shall have authority to command the Sheriff to summon so many other proper Persons, not liable more than once in a year, of any County in this Island, to attend forthwith, as will make up a full Jury for the Trial of such cause.

Jurors how chosen when a sufficient number shall not appear.

IV. *And be it further enacted*, That upon Motion made in the Supreme Court in behalf of his Majesty, or on the Motion of any Prosecutor or Defendant in an Indictment or Information for any Misdemeanor or Information, in the nature of a *quo Warranto*, or on Motion of any Plaintiff or Defendant in any cause depending in the said Court, the Justices are required to order a Jury to be struck before the proper Officer, for the trial of any issue, in such manner as Special Juries are usually struck in the said Court upon trials at Bar. And in all cases the Party who shall apply for a Special Jury shall not only pay the Fees for striking such Jury, but shall also pay all the expences occasioned by the Trial of the cause by such Special Jury; and shall not have any other allowance for the same upon taxation of Costs, than such party would be entitled unto in case the cause had been tried by a common Jury.

Jury to be struck on motion in the Supreme Court as Special Juries are usually struck in trials at Bar.

Fees and expences of Special Jury to be paid by the party applying for the same.

V. *And be it further enacted*, That every Person so summoned as aforesaid, to serve as a Grand Juror, and who shall not appear after being openly called three times, upon Oath made by the summoning Officer that such Person so making Default had been lawfully summoned, shall forfeit and pay for such Default such fine not exceeding the sum of *Five Pounds* nor less than *Forty Shillings*,

Grand and Petit Jurors to be fined for non-appearance when called.

Grand Juror on Default to be fined not more than 5 pounds, nor less than 40 shillings.

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