

without cause assigned, any number of the Jurors or Talesmen who may be called for the trial, not exceeding Four on each side if in the County of Halifax, and Three on each side if in any other County, as the Jurors or Talesmen respectively come to be sworn—and such right of challenge, and to the same extent, shall apply to Talesmen called to fill up Special Juries : *Provided always*, that this Act shall in no manner apply to Prisoners or Defendants in Criminal Trials who are now allowed or entitled peremptorily to challenge a large number of the Jurors called for their trial : *And provided also*, that nothing herein contained shall affect or abridge the rights of challenge to Juries or Jurors now existing, or the right of objecting to Jurors or Talesmen upon cause assigned as now practised.

XIV. *And be it enacted*, That in all Civil Causes hereafter tried by a Petit Jury, instead and in lieu of the Fees now payable, every Juror who has been sworn and tried the same, shall be entitled in cases where a verdict shall be agreed upon, and before the same is given, to receive as follows, that is to say—in any Summary or Appeal Cause, or on any Assessment of Damages under the Absconding Debtors' Acts, the sum of One Shilling, and in all other Civil Causes, the sum of Two Shillings and Six Pence, and in case of a non-Suit, one half of the said sums respectively : *Provided*, that no Jury shall hereafter be allowed in any Summary, or Appeal Cause, at the instance of either party, until the party applying therefor shall have paid into the hands of the Prothonotary the full sum of Twelve Shillings, to be applied to the payment of the Fees of such Jury—such sum to be eventually repaid by, or taxed against the unsuccessful party in cases where he shall not have paid the same ; and in case of a settlement before trial, or where the full amount shall not be required to pay such Fees, the same or the balance thereof shall be returned by the Prothonotary to the party who shall have paid the same.

XV. *And be it enacted*, That instead of the number heretofore composing the panel of Petit Jurors, the number of names to be drawn under this Act for the formation of the panel of every Petit Jury, shall be in the County of Halifax, Forty-eight, and in other Counties, Thirty-six, except as hereinafter mentioned.

XVI. *And be it enacted*, That in the County of Halifax there shall be drawn Two such panels of Forty-eight Jurors each, for attendance at every Sittings of the Supreme Court for the trial of Causes therein, of which panels the first drawn shall be summoned and bound to attend on the First Wednesday in such Sittings, and thence until the Second Wednesday thereof, and the other shall be summoned and bound to attend on the Second Wednesday in such Sittings, and thence until the termination thereof.

XVII. *And be it enacted*, That at the Sittings of the Supreme Court at Pictou, in June Term, and at Amherst, in October Term, respectively in every year, there shall be drawn Two panels of Twenty-four Jurors each—the first drawn of which shall be summoned and bound to attend in the First week of the Term then next succeeding in each of such Counties, and the other shall attend on the Monday in the Second week of the Sittings of such respective Courts to serve therein during the continuance of such Courts respectively.

XVIII. *Provided always, and be it enacted*, That in all cases, whether in Halifax or elsewhere, where such Second panel in consequence of the Docket having been previously gone through, or otherwise shall not be called upon and serve as a Jury, their names shall be again returned into the Boxes as if not drawn.

XIX. *And provided also, and be it enacted*, That no Jury impanelled on the trial of any Cause which shall go over into the Second week of the Term or Sittings, whether at Halifax or elsewhere, shall be discharged until the determination of such Cause by Verdict or otherwise.

XX. *And be it enacted*, That the whole panel of Jurors in every County shall be called on the First day on which they are summoned to appear, and before any Cause

Proviso.

Fees allowed Petit Jurors.

Petit Jury Panel, Number of.

Drawing and Summoning Panel in County of Halifax, &c.

Drawing and Summoning Panels, Pictou and Amherst, &c.

Proviso, where second Panel not called on.

Discharge of Panel.

Panel to be called on first day, &c.