

XXVII. And be it enacted, That the manner of drafting such panel shall be as follows, that is to say : the Sheriff or other officer to whom the return of such panel shall belong, shall place the Ballots promiscuously in a Box or urn to be procured by him for that purpose, and shall cause such box or urn to be shaken so as sufficiently to mix the ballots, and he shall then openly draw from the said box or urn indiscriminately, one of the said ballots, and declare openly, the number of such ballot whereupon the Clerk of the Peace, or one of the Justices of the Peace, present at such drawing, as aforesaid, shall immediately declare aloud the name to which such number is appended in the Jury List from which the Panel is to be drafted, and thereupon, if such person shall be exempt from being drafted or serving upon such panel, under the provisions of the sixth section of this Act, or if upon the face of such Jury List it shall appear that the person whose number has been so drafted has been already drafted to serve on any other panel drafted from such Jury List in obedience to any precept for the return of any general panel, for any sessions or sittings of Assize, *Nisi Prius*, Oyer and Terminer, Gaol Delivery, General Quarter Sessions of the Peace, or County Court, and that such person has actually attended and served upon such Panel as aforesaid, and there shall remain a sufficient number of names on such Jury List to complete the panel then in course of being drafted, without taking any of those who have been previously drafted upon any such former panel from the same list, the same shall be publicly announced, and that the name of such person so drafted is on such account, respectively, not inserted in such panel. But if upon examination of such Jury List, no such cause shall appear for omitting the name of such person from the said panel then being drafted, the name and addition of the person whose name shall have been so drafted, shall be thereupon written down on a sheet of paper to be provided for that purpose, and such name shall by the said Sheriff or other Officer, be thereupon marked on the said Jury List, with a reference to the number which will belong to such panel in the Juror's Book. Which being done, the Sheriff shall proceed in like manner to draft and dispose of other numbers from the said box or urn, until the necessary number for the panel to be so drafted shall be completed. After which, the names so drafted, with the places of residence and additions of the parties, arranged alphabetically, shall, by such Sheriff or other officer, be transcribed on another sheet of paper, with a reference to the number of such name on the Jury List, and such name shall, by the said Sheriff or other officer or his deputy, be thereupon marked in the said Jury List, with a reference to the number which will belong to such panel in the Jurors' Book. Whereupon, such panel so alphabetically arranged and numbered with a short statement of the writ or precept in obedience to which it was drafted, the date and place of such drafting, and the names of the Sheriff or other officer or minister, or his deputy, and of the Clerk of the Peace and Justices of the Peace present at such drafting, or at least of two of them, shall be fairly entered in the said Juror's Book, and attested by the signatures of such Sheriff or other officer or minister, or his deputy, and of the said Clerk of the Peace and the said Justices, or at least two of them, and the said Sheriff shall, upon his return of the writ of *venire facias*, or precept under authority of which such panel was drafted, annex a panel to the said writ or precept containing the names, together with the places of abode, and additions of the persons so drafted upon such panel, and shall transmit a copy thereof to the office of the Clerk of the Peace, and also one to each of the Clerks of the Crown and Pleas of the two Superior Courts of Common Law at Toronto, and also to that of the Deputy for his County, each of which copies, as well as the Jurors' Book, shall at all reasonable times be open to inspection by litigants or their professional Agents without fee or reward.

XXVIII. And be it enacted, That the number of the Petit Jurors to be returned on any General Precept for the return of Petit Jurors for any sittings or Sessions of Assize, *Nisi Prius*, Oyer and Terminer, Gaol Delivery, Sessions of the Peace, or County Court, shall not in any case be less than forty-eight or more than seventy-two, unless by the direction of the Judges appointed to hold such Sittings or Sessions of Assize, *Nisi Prius*, Oyer and Terminer, Gaol Delivery, Sessions of the Peace, or County

Mode in which the jurors shall be ballotted for.

Allowance of exemptions, &c.

If no exemption.

Names to be arranged alphabetically.

Panel to be entered in jurors' book and certified.

Copies to be transmitted to the proper courts.

Number of jurors to be returned on general precept.