

name next succeeding in summoning the next Grand Jury, and so on until the whole Roll shall have been gone through, when he shall again begin at the head of the Roll.

XIII. The Petty Jury Roll shall be used for the summoning of Petty Jurors for all the Criminal Courts and of Grand and Petty Jurors for the Quarter Sessions indiscriminately; and in summoning Grand and Petty Jurors for the Sessions, or Petty Jurors for the other Criminal Courts, the Sheriff shall take the requisite number of names from the head of the Petty Jury Roll, marking the name of the last summoned person, and for the next Grand or Petty Jury he shall begin with the next in succession on the Petty Jury Roll, and thus shall go through the same and again begin at the head thereof in the manner above provided respecting the Grand Jury Roll: Provided that in the Districts of Quebec and Montreal half the Jurors summoned shall be persons speaking the English, and half persons speaking the French language, to be selected by the Sheriff in the order they stand in the Rolls.

For what purposes the Petty Jurors List shall be used.

Order of Summoning.

Proviso.

XIV. The Sheriffs shall summon sixty Jurors to serve as Petty Jurors for each term of each Superior Criminal Court, and seventy-two Jurors for each Quarter Sessions, of whom the first twenty-four in their order on the Roll shall serve as the Grand Jury of such Sessions. Provided that any Judge of the Court of Queen's Bench may, by an order in writing, at any time require the Sheriff to summon the same, or any greater or lesser number of Petty Jurors for the first or for any subsequent day of any Criminal Court or Courts in general in any District; and any Chairman of any Court of Quarter Sessions may make a like order or orders respecting the Court over which he presides.

Number to be summoned, &c.

Proviso.

Judges may order what number shall be summoned for the first day, &c.

XV. The Councils of the several Cities, Counties, and incorporated Towns, may and shall make such By-Laws and Rules for the payment of all Grand and Petty Jurors, whose names shall have been returned by them respectively to the Sheriff, and may lay, assess and levy such sums of money, rates, or taxes, upon the inhabitants in their respective jurisdictions as they may think proper and sufficient for that purpose: Provided always, that such rate or assessment shall be wholly distinct from and in addition to any other rates or assessment now authorized by Law: and provided also that no greater allowance to each Juror shall be made than per mile going and returning from and to his residence, and for each day of necessary absence from home in attending Court.

Municipal Councils to provide for payment of Jurors, and lay on taxes for that purpose.

Proviso: such taxes to be imposed separately from others. Pay limited.

XVI. Jurors in criminal matters shall be served at least ten days before that on which they are enjoined to attend, by leaving a copy of the summons, certified by the Sheriff or Deputy Sheriff, with them personally, or at their domicile with some grown person belonging thereto.

Summoning Jurors in Criminal matters.

XVII. The first twelve Petty Jurors who, being summoned and called in the order they stand on the Petty Jury Roll, shall answer to their names, and not be legally challenged, shall form the first trial Jury; and the next twelve Jurors, summoned and called in the same order, and answering, and not being legally challenged, shall form the next Jury, and so on through the whole number summoned; and then beginning again at the first Juror in his order on the Roll and then summoned; those who may be then engaged in trying any case being omitted: Provided always, that if the prosecuting officer and party accused, both consent, all the Jurors speaking only the English, or all the Jurors speaking only the French language may, in any trial, be passed over as if their names were not on the Roll.

Formation of Trial Juries.

Proviso: as to language.