

The Clerk of the Peace to deliver to the Clerk of the Court list of Jurors.

Proviso.

Either party entitled to his lawful challenge.

Where Clerk of Division Courts may summon 15 resident Inhabitant Householders.

Each Juryman to receive six pence for every cause in which he shall be sworn.

Five Jurors to be empannelled and sworn.

Each cause to be decided by the majority of the Jury.

Any Juryman neglecting or refusing to attend to be fined.

Proceedings on the day at which the Defendant shall be summoned to appear—

No cause of action to be proved except

XXXII. And be it enacted, that the Clerk of the Peace in every District shall deliver, or cause to be delivered, to the Clerk of each Division Court within his District (at the same times, and in like manner as Clerks of the Peace are now required by law to deliver lists of Jurors to the several Sheriffs) a true and complete list of the jurors residing within every such division, respectively, and the Clerk of each Division Court shall cause not less than fifteen of the persons named in such list to be summoned in rotation to attend the Court at the time and place to be mentioned in the summons: Provided always, that either of the parties to any such cause shall be entitled to his lawful challenge against any of the said jurors in like manner as he would in any Superior Court: Provided also, that if any jury shall be required to be summoned before the Clerk of the Peace shall have delivered the list of jurors, as aforesaid, to the Clerks of the several Division Courts in his District, the Clerks of such Division Courts shall cause to be summoned not less than fifteen resident inhabitant householders who are rated and assessed upon any township assessment roll within his division.

XXXIII. And be it enacted, that each juror shall receive from the Clerk of the Division Court out of the monies to be deposited with him for that purpose the sum of six pence for every cause in which such juryman shall be sworn.

XXXIV. And be it enacted, that from time to time, as occasion shall require, five jurors shall be empannelled, and sworn to do justice between the parties whose cause they shall be required to try, according to the best of their skill and ability, and to give a true verdict according to the evidence, and each cause shall be decided by the verdict of the majority of the jury so empannelled and sworn; and any juryman who after being duly summoned for that purpose as aforesaid shall wilfully neglect or refuse to attend the Court, shall be liable to a fine not to exceed ten shillings to be set on him by the Judge, which fine shall be levied and collected as other fines are hereinafter directed to be levied and collected, and shall form part of the general fee fund to be paid to the Treasurer of the District.

XXXV. And be it enacted, that on the day named in the summons, the Plaintiff shall appear in the Division Court, in person, or by some person in his or her behalf, and thereupon the Defendant shall be required by himself or herself, or by some person on his or her behalf, to answer; and on answer being made in Court, the Judge shall proceed in a summary way to try the cause and give judgment without further pleading or formal joinder of issue.

XXXVI. And be it enacted, that no evidence shall be given by the Plaintiff, on the trial of any such cause as aforesaid, of any cause of action except such as