

disposal and reception of the prisoner in conformity with the terms of such order; And the Sheriff may appoint and empower any Constable to convey the prisoner to the Gaol in the District in which the trial is ordered to be held;

Transmission
of Indictment
and other
papers.

4. Forthwith upon the order of removal being made by the Court, the Clerk of the Crown shall transmit to the Clerk of the Crown of the district to which the prisoner is ordered to be removed for trial, under his hand and the seal of the Court of Queen's Bench, the indictment, if any has been found against the prisoner, and all inquisitions, informations, depositions, recognizances and other documents whatsoever, relating to the prosecution against him.

JURORS AND JURIES IN CIVIL CASES.

Who shall be
special Juror

9. Every person resident within five leagues of the Court House in the district in which he has his ordinary domicile, who is qualified to act as a Grand Juror, and whose name is inscribed upon the Grand Jury List for such district, is qualified to act; and (subject to the exemptions and disqualifications hereinbefore provided for) shall, when duly chosen and summoned, be bound to serve as a special Juror in such district;

Special Jury
List to be
made from
Grand Jury
List.

2. Upon the receipt by the Prothonotary of the Superior Court of any district of the copy of the Grand Jury List for such district, as hereinbefore provided, he shall proceed to make a special jury list by extracting from the Grand Jury List the names of the persons therein inscribed who are qualified to act as special jurors; and the Prothonotary shall, from time to time, revise and correct such special jury list by the revised and corrected Grand Jury List in the hands of the Sheriff;

How the panel
for any
civil case
shall be taken

3. Whenever a special Jury is ordered by the Court or Judge the Prothonotary of the Court shall take the forty-eight Jurors having the special qualification (if any) required in the case, standing on the list next after the last previous Jury summoned therefrom, and shall continue to take them in regular order until the list is gone through; or, if the Jury is required to be composed of persons having different qualifications, then he shall select them in the manner hereinbefore provided for Juries *de medietate lingue*, commencing always with the name of the first qualified Juror appearing on the Jury List next after that of the Juror last summoned;

Jurors in mercantile cases, to be traders.

4. The Jurors to be summoned to try any issue raised in any civil suit of a mercantile nature, between merchants, traders, and trading corporations; or between a merchant or trader and a trading corporation, shall be selected from those persons speaking the required language, who are designated in the special Jury List as merchants or traders, in the order in which they appear on such list;

And between
traders and
non-traders,
by consent.

5. Upon the unopposed demand of either of the parties in any suit of a mercantile nature between merchants, traders or trading corporations, and persons or corporations not engaged in trade, the Court or a Judge thereof may order that the Jurors to be summoned for the trial of any issue raised therein, shall be selected in the same manner as if all the parties to such suit were engaged in trade;

If one party
does not consent.

6. If such demand be opposed by any other party to such suit, the Court or Judge shall order that the Jurors, to be summoned for such trial, shall be composed in equal numbers of those persons who are designated in the Special Jury List as Merchants and Traders, and of those who are not designated in the said list as such, in the order in which the names of each class respectively appear therein;

Juries *de medietate lingue*.

7. If the parties to such suit be of different origins, and if any of them demand a jury *de medietate lingue*, the Court or Judge shall order that the jurors, summoned for such trial, shall be composed in equal numbers of persons speaking the English language and of persons speaking the French language;