

XXX. And be it enacted, That the Judge of the District Court or his Deputy as aforesaid, shall be the sole Judge to determine all actions brought in the said Division Courts, in the summary manner authorized by this 5 Act, and all matters and questions of fact relating thereto, except the amount claimed shall [in cases of tort or trespass] exceed *two pounds ten shillings*, [and in other cases where the same shall exceed *five pounds*,] and where either of the parties shall require a jury to be summoned 10 as hereafter mentioned.

Judge to decide alone when matter does not exceed £2 10s. in tort, &c.

XXXI. And be it enacted, That in all actions of tort or trespass where the sum of money sought to be recovered shall exceed *two pounds ten shillings*, [and in all other cases where such sum shall exceed *five pounds*] it shall be 15 lawful for the Plaintiff or Defendant to require a jury to be summoned to try the said action, and in any such case a jury shall be summoned according to the provisions hereinafter contained to try such action: Provided always, that if the Plaintiff require a jury to be summoned, 20 he shall give notice in writing to the Clerk of the Court at the time when he shall enter his account or demand, and if the Defendant shall require a jury to be summoned, he shall give to the said Clerk or leave at the office of the said Clerk the like notice in writing within five days 25 after the service of the summons on the said Defendant.

Jury allowed in cases of tort or trespass over £2 10s., or over £5 in other cases.

Proviso: Notice to be given.

XXXII. And be it enacted, That every party requiring any jury to be summoned shall at the time of giving the notice hereby required, and before he shall be entitled to have such jury summoned, pay to the Clerk of the 30 said Court such sum of money as is set down in the Schedule of fees for the time being, for or towards the payment of the expenses of the said jury.

A sum to be paid on demanding a jury.

XXXIII. And be it enacted, That the causes which are to be heard by the Judge alone, shall be set down for 35 hearing in a separate list from the list of causes which are to be tried by a jury, which two lists shall be severally called, "The Judge's List" and "The Jury List," and the causes shall be set down in such lists in the order in which they were entered in the first instance with the 40 Clerk of the Division Court; and "The Jury List" shall be first disposed of, and then "The Judge's List."

"Judge's List" and "Jury's List" to be kept.

XXXIV. And be it enacted, That the Clerk of the Peace in every County shall deliver or cause to be delivered to the Clerk of each Division Court within his 45 County (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 50 not less than fifteen of the persons named in such list to

Clerk to be furnished with list of jurors.