

provided, and so on successively, omitting only the names of those Jurors who are not bound to serve at such term or session by reason of previous service, until the number on the list has been entirely gone through, and then beginning again and going through in like manner; 5

Provision for preventing names on Panels being known before hand.

3. Before making the Panel of Petit Jurors in any district, the Sheriff of such district shall produce the Petit Jury list before a Judge of the Court of Queen's Bench, or if there be no Judge of the Court of Queen's Bench then present in such District, then before a Judge of the Superior Court for Lower 10 Canada, or if there be no Judge of the said Superior Court then present in such District, then before the Clerk of the Crown for such District; and the Judge or Clerk of the Crown as the case may be, shall thereupon, by an order under his hand, delivered to the Sheriff, indicate and declare the name of the 15 Petit Juror with which the Panel of Petit Jurors for the next ensuing term shall commence; and the Sheriff shall return such order before the Court for which the Jurors named in such Panel are summoned together with such Panel and with his proceedings thereon; 20

As to the Jurors who have already served.

4. A Petit Juror shall not be bound to serve as such, nor shall his name be inserted in the Panel, so long as there remain upon the Jury list the names of Jurors who have served or have been summoned to serve as Jurors subsequent to the making of such list, a less number of times than he has served or has 25 been summoned to serve, during the same period;

Panels not to be made public until returned.

5 Neither the Grand Jury Panel nor the Petit Jury Panel shall be communicated to any person or persons whomsoever until after it is returned into Court by the Sheriff;

Jury all of one language may be had by consent:—supplementary panel.

6. If on the arraignment of any person charged with an 30 offence punishable with death, the prosecuting officer and the party prosecuted consent that the trial Jury shall be composed exclusively of persons speaking the English language, or of persons speaking the French language, the Sheriff shall forthwith make a supplementary panel of thirty Jurors, which 35 panel shall be made by taking from the Jury list in order as they appear therein, the names of thirty persons speaking the required language, and resident within five leagues of the place of trial, commencing with the first name of a Juror qualified to be on such panel, which appears on the Jury list, 40 after the name of the last Juror taken for the ordinary panel, for the term then sitting;

From among whom such Jury shall be taken.

7. The Jurors on such supplementary panel shall, together with the Jurors on the ordinary panel speaking the required language, be the Jurors from among whom shall be selected 45 in the ordinary manner the Jury to be sworn to try such person, and no notice of any intention to claim exemption shall be required of them or of any of them: