



Queensland

Jury Act 1995

Jury Regulation 2007

Reprinted as in force on 1 March 2010

Reprint No. 1D

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the Office of the Queensland Parliamentary Counsel
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Information about this reprint

This regulation is reprinted as at 1 March 2010. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

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If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

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Queensland

Jury Regulation 2007

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Jury Regulation 2007

[as amended by all amendments that commenced on or before 1 March 2010]

1 Short title

This regulation may be cited as the *Jury Regulation 2007*.

2 Commencement

This regulation commences on 2 September 2007.

3 Definitions

The dictionary in schedule 3 defines particular words used in this regulation.

4 How persons aged 70 or more may elect to be eligible for jury service—Act, s 4(4)

A person who is 70 years or more may elect to be eligible for jury service only by giving to the sheriff of Queensland a signed written notice stating the following—

- (a) the person's full name, age and address;
- (b) that the person elects to be eligible for jury service.

Editor's note—

For a person who posts the notice, the sheriff's address is—

The sheriff of Queensland

PO Box 15167

City East 4002

5 Jury districts—Act, s 7

- (1) Each area described in schedule 1 is established as a jury district with the name given to it in the schedule.

- (2) For schedule 1—
- (a) a reference to a District Court district by name is a reference to the district of the District Court of that name under the *District Court of Queensland Act 1967*; and
 - (b) a reference to a city or shire by name is a reference to the city or shire of that name declared as a local government area under the *Local Government Act 1993* as in force immediately before the changeover day.
- (2A) The chief executive must keep a copy of each map or area map mentioned in schedule 1 at the department's head office.
- (2B) A copy of each map or area map mentioned in schedule 1 can be—
- (a) accessed by members of the public, free of charge, on the department's website on the internet; or
- Editor's note—*
- At the commencement of this subsection, the department's website was <www.justice.qld.gov.au>.
- (b) purchased from any office of the department in which the *Survey and Mapping Infrastructure Act 2003* is administered.
- (3) A jury district is also established for each place—
- (a) at which the District Court is constituted under the *District Court of Queensland Act 1967*, section 6; and
 - (b) that is not in a jury district mentioned in schedule 1.
- (4) A jury district established under subsection (3) consists of an area within a 20km radius of the courthouse at, and has the same name as, the place at which the District Court is held.
- Example for subsection (4)—*
- If the District Court is held at Toowoomba, the name of the jury district is the Toowoomba jury district.
- (5) The boundaries for each jury district established under subsection (1) or (3) are the boundaries of the area or areas comprising the jury district.

(6) In this section—

area map means a map or group of maps showing the external boundaries of a local government area of a local government or former local government.

changeover day means 15 March 2008.

Note—

15 March 2008 is the changeover day declared under the *Local Government Act 1993*, section 159YE(2) for all new, adjusted and continuing local government areas listed in schedule 1A of that Act. See the notice published in the gazette on 23 November 2007 at page 1680.

6 Persons to whom responsibility for sheriff's functions assigned—Act, s 8(1)

Responsibility for carrying out the sheriff of Queensland's functions under the Act in a jury district is assigned—

- (a) for the Cairns jury district, to each of the following—
 - (i) the registrar of the District Court at Cairns;
 - (ii) the far northern sheriff;
 - (iii) a deputy sheriff; and
- (b) for the Rockhampton jury district, to each of the following—
 - (i) the registrar of the District Court at Rockhampton;
 - (ii) the central sheriff;
 - (iii) a deputy sheriff; and
- (c) for the Townsville jury district, to each of the following—
 - (i) the registrar of the District Court at Townsville;
 - (ii) the northern sheriff;
 - (iii) a deputy sheriff; and
- (d) for another jury district other than the Brisbane jury district, to each of the following—

- (i) the registrar of the District Court at the courthouse at the centre of the jury district;
- (ii) a deputy sheriff.

7 Persons to whom sheriff may delegate—Act, s 72

The persons to whom a sheriff may delegate the sheriff's powers under the Act are—

- (a) for the Brisbane jury district, to each of the following—
 - (i) the registrar of the District Court at Brisbane;
 - (ii) a deputy sheriff; and
- (b) for the Cairns jury district, to each of the following—
 - (i) the registrar of the District Court at Cairns;
 - (ii) the far northern sheriff;
 - (iii) a deputy sheriff; and
- (c) for the Rockhampton jury district, to each of the following—
 - (i) the registrar of the District Court at Rockhampton;
 - (ii) the central sheriff;
 - (iii) a deputy sheriff; and
- (d) for the Townsville jury district, to each of the following—
 - (i) the registrar of the District Court at Townsville;
 - (ii) the northern sheriff;
 - (iii) a deputy sheriff; and
- (e) for another jury district, to each of the following—
 - (i) the registrar of the District Court at the courthouse at the centre of the jury district;
 - (ii) a deputy sheriff.

8 Juror's remuneration and allowances—Act, s 63

The remuneration and allowances to which a person is entitled under section 63 of the Act are stated in schedule 2.

9 Juror's allowance after day 20—Act, s 63

- (1) This section applies to a person who has attended court as a juror or reserve juror for a single trial for 20 weekdays.
- (2) The person is entitled to the allowance in schedule 2, item 4 for each weekday, after the 20th weekday of the person's attendance, on which the trial is adjourned for the full day or the person is not required to attend court.
- (3) The allowance for a day must be reduced by the amount of the juror's or reserve juror's earnings for the day as decided by a sheriff.
- (4) The sheriff may ask a juror or reserve juror to give the sheriff details of the amount of the person's lost earnings for the day.
- (5) If the person does not give the details for a day, the person is not entitled to the allowance for the day.

10 Travelling allowance—Act, s 63

- (1) A person summoned for jury service is entitled to be reimbursed the amount of public transport fares or, if a bus, train or ferry is not reasonably available or can not reasonably be used, taxi fares, the person properly spends in attending or returning from court.
- (2) However, a person who can not reasonably travel by public transport or taxi and travels by private motor vehicle is entitled to an allowance at the rate of—
 - (a) for travel by motorbike—15 cents for each km; or
 - (b) for travel by another motor vehicle—37½ cents for each km.

11 Jury fees in civil cases—Act, s 65

- (1) The fee payable under section 65(1)(a) or (2)(a) of the Act is \$712.
- (2) The fee payable under section 65(1)(b) or (2)(b) of the Act is comprised of both of the following—
 - (a) the total amount of remuneration payable to jurors and reserve jurors for the day;
 - (b) the total amount payable under section 9.
- (3) The fee payable under subsection (2)(a) is payable before the start of each day of the trial.
- (4) The fee payable under subsection (2)(b) is payable within 7 days after a sheriff gives the person required to pay the fee written notice of the amount payable.

12 Transitional provision for Jury Regulation 2007

- (1) If, before the expiry, a person had given a notice of election under the *Jury Regulation 1997*, section 3, and the notice had effect immediately before the expiry, the notice continues to have effect as if were a notice given under section 4.
- (2) If, immediately before the expiry, a jury district existed under the *Jury Regulation 1997*, section 4(2), the jury district is taken to be established under section 5(3).
- (3) If, immediately before the expiry, a person was entitled to remuneration or an allowance under the *Jury Regulation 1997*, section 7, 9 or 10, the person continues to be entitled to the remuneration or allowance as if it were remuneration or an allowance to which the person is entitled under section 8, 9 or 10.
- (4) If, immediately before the expiry, a fee was payable under the *Jury Regulation 1997*, section 11, the fee continues to be payable by person as if it were payable under section 11.
- (5) This section does not limit the *Acts Interpretation Act 1954*, section 20.

(6) In this section—

expiry means the expiry of the *Jury Regulation 1997*.

13 Jury Regulation 1997 references

A reference in any document to the *Jury Regulation 1997* may, if the context permits, be taken to be a reference to this regulation.

Schedule 1 Particular jury districts

section 5

- 1 Beenleigh jury district is—
 - (a) Logan City as shown on area map LGB78 edition 9; and
 - (b) the area within a 20km radius of the Beenleigh District Court, to the extent the area is within the Beenleigh District Court district.
- 2 Brisbane jury district consists of the following areas, to the extent the areas are within the Brisbane District Court district—
 - (a) the City of Brisbane as shown on map LGB1 edition 6, sheets 1 to 4;
 - (b) Pine Rivers Shire as shown on area map LGB104 edition 5;
 - (c) Redcliffe City as shown on area map LGB108 edition 1;
 - (d) Redland Shire as shown on area map LGB109 edition 4.
- 3 Cairns jury district is the area within a 25km radius of the Cairns courthouse.
- 4 Hervey Bay jury district is the area within a 15km radius of the Hervey Bay courthouse.
- 5 Ipswich jury district is the areas of the Bundamba, Ipswich and Ipswich West electoral districts under the *Electoral Act 1992*.
- 6 Kingaroy jury district is—
 - (a) the area within a 20km radius of the Kingaroy courthouse; and
 - (b) Cherbourg Shire as shown on area map LGB151 edition 1.
- 7 Maryborough jury district is the area within a 15km radius of the Maryborough courthouse, to the extent the area is within the Maryborough District Court district.
- 8 Southport jury district is the area that is the Southport District Court district.
- 9 Townsville jury district is the area within a 25km radius of the Townsville courthouse.

Schedule 2 Remuneration and allowances

sections 8 and 9

		\$
	Person summoned for jury service but not a member of a jury panel	
1	Allowance for attending court for each day or part of a day	35.50
	Juror or reserve juror	
2	Remuneration for each day or part of a day a person serves as a juror or reserve juror on a trial	107.00
3	Additional remuneration for each day or part of a day, after the 20th weekday, a person serves as a juror or reserve juror on a trial	35.50
4	Daily allowance under section 9(2)	107.00
5	Meal allowance if the jury is allowed to separate during a lunch adjournment to obtain a meal.	12.00
6	Meal allowance if the jury is allowed to separate during an evening adjournment to obtain a meal.	21.00

Schedule 3 Dictionary

section 3

central sheriff means a person appointed as central sheriff under the *Supreme Court Act 1995*, section 273.

deputy sheriff means a person appointed as a deputy sheriff under the *Supreme Court Act 1995*.

far northern sheriff means a person appointed as far northern sheriff under the *Supreme Court Act 1995*, section 273.

northern sheriff means a person appointed as northern sheriff under the *Supreme Court Act 1995*, section 273.

registrar means a person appointed as a registrar under the *District Court of Queensland Act 1967*, section 36.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 March 2010. Future amendments of the Jury Regulation 2007 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	2 September 2007	
1A	2008 SL No. 12	1 February 2008	
1B	2008 SL No. 50	15 March 2008	
1C	2008 SL No. 435	12 December 2008	
1D	2010 SL No. 26	1 March 2010	

5 List of legislation

Jury Regulation 2007 SL No. 187

made by the Governor in Council on 2 August 2007

notfd gaz 3 August 2007 pp 1785–6

ss 1–2 commenced on date of notification

remaining provisions commenced 2 September 2007 (see s 2)

exp 1 September 2017 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Jury Amendment Regulation (No. 1) 2008 SL No. 12

notfd gaz 1 February 2008 pp 465–7

commenced on date of notification

Justice and Other Legislation Amendment Regulation (No. 1) 2008 SL No. 50 pts 1, 4

notfd gaz 7 March 2008 pp 1151–2

ss 1–2 commenced on date of notification

remaining provisions commenced 15 March 2008 (see s 2)

Jury Amendment Regulation (No. 2) 2008 SL No. 435

notfd gaz 12 December 2008 pp 2044–53

commenced on date of notification

Jury Amendment Regulation (No. 1) 2010 SL No. 26

notfd gaz 26 February 2010 pp 456–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 2010 (see s 2)

6 List of annotations

Jury districts—Act, s 7

s 5 amd 2008 SL No. 50 s 26

Travelling allowance—Act, s 63

s 10 amd 2008 SL No. 12 s 3; 2010 SL No. 26 s 4

Jury fees in civil cases—Act, s 65

s 11 amd 2008 SL No. 12 s 4; 2008 SL No. 435 s 3; 2010 SL No. 26 s 5

SCHEDULE 1—PARTICULAR JURY DISTRICTS

amd 2008 SL No. 50 s 27

SCHEDULE 2—REMUNERATION AND ALLOWANCES

sub 2008 SL No. 12 s 5; 2008 SL No. 435 s 4; 2010 SL No. 26 s 6

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