



Jury Act 1995

Jury Regulation 2007

Current as at 1 July 2016



Queensland

Jury Regulation 2007

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Jury Regulation 2007

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—*
- (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) 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) 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) 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) 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) 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) 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—40 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 \$802.50.
- (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 a 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.

Schedule 1

- 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	40.20
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	120.20
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	40.20
4 Daily allowance under section 9(2)	120.20
5 Meal allowance if the jury is allowed to separate during a lunch adjournment to obtain a meal	14.15
6 Meal allowance if the jury is allowed to separate during an evening adjournment to obtain a meal	23.95

Schedule 3 Dictionary

section 3

deputy sheriff means a person appointed as a deputy sheriff under the *Supreme Court of Queensland Act 1991*, section 73.

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

1 Index to endnotes

- 2 Key
- 3 Table of reprints
- 4 List of legislation
- 5 List of annotations

2 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
amd	= amendment	prov	= provision
t			
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	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section

Key	Explanation	Key	Explanation
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 2012
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum m	= unnumbered
prev	= previous		

3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the **Reprints Act 1992** used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

Reprint No.	Amendments included	Effective	Notes
1	none	2 September 2007	
1A	2008 SL No. 12	1 February 2008	

Reprint No.	Amendments included	Effective	Notes
1B	2008 SL No. 50	15 March 2008	
1C	2008 SL No. 435	12 December 2008	
1D	2010 SL No. 26	1 March 2010	R1D withdrawn, see R2
2	—	1 March 2010	
2A	2011 SL No. 115	1 July 2011	
2B	2012 SL No. 102	13 July 2012	
2C	2012 SL No. 148	1 September 2012	

Current as at	Amendments included	Notes
1 July 2013	2013 SL No. 122	
1 July 2014	2014 SL No. 128	
1 July 2015	2015 SL No. 53	
1 July 2016	2016 SL No. 85	

4 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

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)

Justice (Fees) Amendment Regulation (No. 1) 2011 SL No. 115

notfd gaz 1 July 2011 pp 589–96
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2011 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2012 SL No. 102

notfd gaz 13 July 2012 pp 820–5
ss 1–2 commenced on date of notification
remaining provisions commenced 13 July 2012 (see s 2)

Jury and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 148 pts 1, 3

notfd gaz 31 August 2012 pp 1097–9
ss 1–2 commenced on date of notification
remaining provisions commenced 1 September 2012 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2013 SL No. 122

notfd gaz 28 June 2013 pp 739–47
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2013 immediately after the Uniform Civil Procedure and Another Rule Amendment Rule (No. 1) 2013 (see s 2)

Justice Legislation (Fees) Amendment and Repeal Regulation (No. 1) 2014 SL No. 128 ss 1–2(1), 3 sch

notfd <www.legislation.qld.gov.au> 27 June 2014
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2014 (see s 2(1))

Justice Legislation (Fees) Amendment Regulation (No. 1) 2015 SL No. 53 pts 1, 27

notfd <www.legislation.qld.gov.au> 26 June 2015
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2015 (see s 2)

Justice Legislation (Fees) Amendment Regulation (No. 1) 2016 SL No. 85 pts 1, 28

notfd <www.legislation.qld.gov.au> 17 June 2016
 ss 1–2 commenced on date of notification
 remaining provisions commenced 1 July 2016 (see s 2)

5 List of annotations**Jury districts—Act, s 7**

s 5 amd 2008 SL No. 50 s 26

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

s 6 amd 2012 SL No. 148 s 6

Persons to whom sheriff may delegate—Act, s 72

s 7 amd 2012 SL No. 148 s 7

Travelling allowance—Act, s 63

s 10 amd 2008 SL No. 12 s 3; 2010 SL No. 26 s 4; 2011 SL No. 115 s 3 sch; 2014 SL No. 128 s 3 sch

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; 2011 SL No. 115 s 3 sch; 2012 SL No. 102 s 3 sch; 2013 SL No. 122 s 3 sch; 2014 SL No. 128 s 3 sch; 2015 SL No. 53 s 54; 2016 SL No. 85 s 56

Transitional provision for Jury Regulation 2007

s 12 amd 2012 SL No. 148 s 8

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; 2011 SL No. 115 s 3 sch; 2012 SL No. 102 s 3 sch; 2013 SL No. 122 s 3 sch; 2014 SL No. 128 s 3 sch; 2015 SL No. 53 s 55; 2016 SL No. 85 s 57

SCHEDULE 3—DICTIONARY

def *central sheriff* om 2012 SL No. 148 s 9(1)

def *deputy sheriff* sub 2012 SL No. 148 s 9

def *far northern sheriff* om 2012 SL No. 148 s 9(1)

def *northern sheriff* om 2012 SL No. 148 s 9(1)