



Western Australia

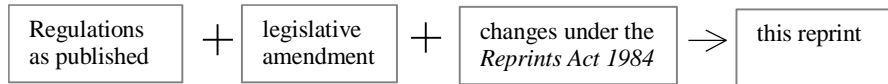
Juries Act 1957

# **Juries (Allowances to Jurors) Regulations**

**Reprint 2: The regulations as at 2 April 2004**

## Guide for using this reprint

### *What the reprint includes*



### *Endnotes, Compilation table, and Table of provisions that have not come into operation*

1. Details about the original regulations and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the regulations being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

### *Notes amongst text (italicised and within square brackets)*

1. If the reprint includes a regulation that was inserted, or has been amended, since the regulations being reprinted were made, editorial notes at the foot of the regulation give some history of how the regulation came to be as it is. If the regulation replaced an earlier regulation, no history of the earlier regulation is given (the full history of the regulations is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
  - removed (because it was repealed or deleted from the law); or
  - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

### *Reprint numbering and date*

1. The reprint number (in the footer of each page of the document) shows how many times the regulations have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3<sup>rd</sup> reprint since the regulations were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the regulations are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Western Australia

## Juries (Allowances to Jurors) Regulations

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Reprinted under the  
Reprints Act 1984 as  
at 2 April 2004

Western Australia

Juries Act 1957

## Juries (Allowances to Jurors) Regulations

### 1. Citation

These regulations may be cited as the *Juries (Allowances to Jurors) Regulations*<sup>1</sup>.

*[Regulation 1 inserted in Gazette 13 Aug 1982 p. 3109.]*

### 2. Fees

- (1) Subject to these regulations, the fees payable to persons summoned and attending as jurors in courts of civil jurisdiction, and as jurors in courts of criminal jurisdiction and on a coroners inquest shall be as follows —

	\$
Where the time of attendance does not exceed one half-day .....	10.00
Where the time of attendance exceeds one half-day but does not exceed 3 days, for each day .....	15.00
Where the time of attendance exceeds 3 days but does not exceed 10 days for each day, after the third day	20.00

- (2) Where a person summoned and attending as a juror is required to so attend for any period in excess of 10 days the Attorney General may fix the appropriate rate of fee payable in respect of such attendance.
- (3) Subject to these regulations, where the summoning officer is satisfied that a person attending as a juror has by reason of so attending lost income in an amount greater than the fee prescribed by subregulation (1), the summoning officer may pay the person a fee that equals that loss, but the amount paid in respect of any one day must not exceed \$240.

*[Regulation 2 inserted in Gazette 8 Aug 1975 p. 2873; amended in Gazette 13 Aug 1982 p. 3109; 19 Jun 1987 p. 2387; 5 Dec 1995 p. 5584.]*

**3. Road travel allowance**

- (1) Subject to these regulations, persons summoned and attending as jurors shall be paid an allowance for road travel each way at the rate of 37.5 cents per kilometre.
- (2) Where a juror travels together with another juror on the same vehicle only one allowance prescribed under subregulation (1) shall be paid.
- (3) Where a train or other public conveyance is available for the purpose a juror shall be paid only the fares incurred by him.

*[Regulation 3 inserted in Gazette 8 Aug 1975 p. 2873; amended in Gazette 2 Nov 1973 p. 4111; 19 Jan 1979 p. 126; 19 Jun 1987 p. 2387; 5 Dec 1995 p. 5584.]*

**4. Conveyance may be supplied**

The Government reserves the right to supply a conveyance in lieu of fare or allowance for road travel.

*[Regulation 4 amended in Gazette 2 Nov 1973 p. 4111.]*

**5. Allowance for adjournment**

Should a juror be serving on a case which is adjourned he shall receive either a return fare or an allowance for road travel at the prescribed rate, to enable him to return to his home during such adjournment or payment for the period of such adjournment, whichever gives the lower total.

*[Regulation 5 amended in Gazette 6 Jan 1966 p. 2; 2 Nov 1973 p. 4111.]*

**6. Allowance for Saturday**

If the Court adjourns from the Friday to the Monday a juror may be allowed pay for the Saturday, provided he has lost his ordinary emoluments for that day.

**7. No allowance when excused or temporarily discharged**

When jurors are excused or temporarily discharged by the Court for a specific period pending the hearing of a case in which some other jury is empanelled, or some other case being heard, a juror shall receive no pay for such period unless he can show actual loss in no way due to his own action.

**8. Remuneration may be allowed in extraordinary circumstances**

In extraordinary circumstances such remuneration may be allowed as shall be decided by the Attorney General after taking the circumstances into consideration.

*[Regulation 8 amended in Gazette 14 Nov 1930 p. 2496.]*

**9. Deposit for jury in a civil trial**

The party applying for or requiring a jury in a civil trial shall deposit with the summoning officer the sum of forty dollars (\$40) per juror per day but where the amount paid to a juror is less than \$40 per day the balance of the amount deposited by the party applying for the civil trial after payment to a juror

pursuant to the provisions of regulation 2 shall be refunded to that party.

*[Regulation 9 inserted in Gazette 8 Aug 1975 p. 2873.]*

**10. Travel expenses only to certain jurors**

No fees, other than travelling expenses, shall be paid to jurors who are officers or employees of Government departments or State instrumentalities or trading concerns and whose salaries or wages are paid in the ordinary course while attending Court as jurors.

*[Regulation 10 inserted in Gazette 6 Jan 1966 p. 2.]*

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**Notes**

<sup>1</sup> This reprint is a compilation as at 2 April 2004 of the *Juries (Allowances to Jurors) Regulations* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

**Compilation table**

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
Untitled regulations <sup>2</sup>	18 Jan 1929 p. 70	18 Jan 1929
Untitled regulations	15 Mar 1929 p. 797	15 Mar 1929
Untitled regulations	14 Nov 1930 p. 2496	1 Dec 1930
Untitled regulations	17 Sep 1943 p. 828	17 Sep 1943
Untitled regulations	4 Apr 1952 p. 806	4 May 1952
Untitled regulations	15 Jan 1954 p. 36-7	1 Feb 1954
Untitled regulations	31 May 1960 p. 1489	30 Jun 1960
<i>Decimal Currency Act 1965</i> assented to	21 Dec 1965	s. 4-9: 14 Feb 1966 (see s. 2(2)); balance: 21 Dec 1965 (see s. 2(1))
Untitled regulations	6 Jan 1966 p. 1-2	6 Feb 1966
Untitled regulations	29 May 1970 p. 1443	29 May 1970
Untitled regulations	2 Nov 1973 p. 4111	1 Jan 1974
Untitled regulations	8 Aug 1975 p. 2873	8 Aug 1975
Untitled regulations	19 Jan 1979 p. 126	19 Jan 1979
<i>Juries (Allowances to Jurors) Amendment Regulations 1982</i>	13 Aug 1982 p. 3109	13 Aug 1982
<i>Juries (Allowances to Jurors) Amendment Regulations 1987</i>	19 Jun 1987 p. 2387	1 Jul 1987 (see r. 2)

## ***Juries (Allowances to Jurors) Regulations***

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<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<b>Reprint of the <i>Juries (Allowances to Jurors) Regulations</i> as at 5 Oct 1988</b> in <i>Gazette</i> 13 Oct 1988 p. 4145-51 (includes amendments listed above)		
<i>Juries (Allowances to Jurors)</i>	5 Dec 1995	5 Dec 1995
<i>Amendment Regulations 1995</i>	p. 5584	
<b>Reprint 2: The <i>Juries (Allowances to Jurors) Regulations</i> as at 2 Apr 2004</b> (includes amendments listed above)		

<sup>2</sup> Now known as the *Juries (Allowances to Jurors) Regulations*; citation inserted (see note under r. 1).