

JU302*

Juries Act 1957

Juries Amendment Regulations (No. 2) 2011

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Juries Amendment Regulations (No. 2) 2011*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Juries Regulations 2008*.

4. Part 4 inserted

After regulation 8 insert:

Part 4 — Infringement notices

9. Prescribed offences and modified penalties

- (1) The offences specified in Schedule 2 are offences for which an infringement notice may be issued under the *Criminal Procedure Act 2004* Part 2.
- (2) The modified penalty specified opposite an offence in Schedule 2 is the modified penalty for that offence for the purposes of the *Criminal Procedure Act 2004* section 5(3).
- (3) The Sheriff of Western Australia may appoint in writing persons or classes of persons to be authorised officers or approved officers for the purposes of the *Criminal Procedure Act 2004* Part 2.
- (4) The Sheriff of Western Australia is to issue to each authorised officer a certificate, badge or identity card identifying the officer as a person authorised to issue infringement notices.

10. Forms concerning prescribed offences

The forms set out in Schedule 3 are prescribed in relation to the matters set out in those forms.

5. Schedule 1 heading amended

In the heading to Schedule 1 after “**Forms**” insert:

concerning jury pools

6. Schedule 1 amended

Delete the reference after the heading to Schedule 1 and insert:

[r. 3A and 3B]

7. Schedules 2 and 3 inserted

After Schedule 1 insert:

Schedule 2 — Prescribed offences and modified penalties

[r. 9]

Offences under <i>Juries Act 1957</i>		Modified penalty
s. 55(1)	Failing without reasonable excuse to obey summons that has been served	\$800
s. 55(2)	Failing without reasonable excuse to obey direction given under section 32H(4)	\$800

Schedule 3 — Forms concerning prescribed offences

[r. 10]

Form 3 — Infringement Notice

Juries Act 1957 section 55

Name:

Address:

Infringement Number:

Modified Penalty: \$800

Due Date:

It is alleged that you failed without reasonable excuse to obey a summons served upon you /a direction given under *Juries Act 1957* section 23H(4) that required you to attend at on at a.m./p.m.

Section 55(1) states: "A person who, without a reasonable excuse, does not obey a summons that has been served on the person under this Act commits an offence."

OR

Section 55(2) states: "A person who, without a reasonable excuse, does not obey a direction given under section 32H(4) commits an offence."

PAYMENT OPTIONS

Payment can be made:

- In person at any magistrate courthouse in the state of Western Australia.
- A cheque or money order made payable to: **Jury Services** posted to:

Sheriffs Office
Level 2, 500 Hay Street
PERTH WA 6000

If you do not pay or respond to the Infringement Notice by the due date, further action will be taken and you will incur further costs.

DISPUTING THE ALLEGATION

If you wish the matter to be dealt with by a court, do not pay the Infringement Notice.

You should advise Jury Services of your intentions in writing to the address below before the due date.

If you wish to discuss this further, please contact Jury Services as stated below.

Under the Juries Act 1957 section 55, the maximum penalty is \$5 000.

JURY SERVICES CONTACT DETAILS

Address:	Level 2, 500 Hay Street PERTH WA 6000	Email:	jurors@justice.wa.gov.au
Telephone:	9425 2481	Website:	www.justice.wa.gov.au
Office Hours:	8:30 a.m. - 4:30 p.m.	Fax:	9425 4406

Authorising Officer: _____ Issue Date: _____

Signature: _____ Issue Location: _____

Form 4 — Notice Of Withdrawal

*Juries Act 1957
Criminal Procedure Act 2004 section 15*

Infringement Notice Number: _____

(Name)

(Address)

DETAILS OF INFRINGEMENT NOTICE AND ALLEGED OFFENCE	
Infringement Notice Number:	
Date of Issue:	
Alleged Offence:	Failure to obey summons for jury duty/direction under <i>Juries Act 1957</i> section 32H(4)

As the approving officer I withdraw proceedings under the *Criminal Procedure Act 2004* section 15 in relation to the Infringement Notice issued for the above offence. Any payments made will be refunded. No further action will be taken.

.....
Approving Officer (*name*)

.....
Signature

.....
Issue Date

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.
