

CAP. XXXI.

An Act to further amend the law respecting Jurors.

[Assented to 12th January, 1895.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. Paragraph 1 of article 2618 of the Revised Statutes is replaced by the following : R. S., 2618, §1, replaced.

“1. Every male person, domiciled in a town or city, containing at least twenty thousand inhabitants, or in the *banlieue* thereof, who is entered upon the valuation roll as proprietor of immoveable property of a total value above six thousand dollars, or as occupant or tenant of immoveable property of an annual value above five hundred dollars.” Qualification of grand jurors in cities and towns.

2. Paragraph 3 of article 2618 of the said Revised Statutes is replaced by the following : R. S., 2618, §3, replaced.

“3. In all other parts of the Province, every male person domiciled within the limits of any municipality, any part whereof is situated within forty miles of the place of holding the court in the district in which he resides, who is entered upon the valuation roll as proprietor of immoveable property of a total value above three thousand dollars, or as occupant or tenant of immoveable property of an annual value of above three hundred dollars.” Qualification of grand jurors in all other parts of the Province.

3. Paragraph 1 of article 2619 of the said Revised Statutes is replaced by the following : R. S., 2619, §1, replaced.

“1. Every male person, domiciled in a town or city, containing at least twenty thousand inhabitants, or in the *banlieue* thereof, who is entered upon the valuation roll as proprietor of immoveable property of a total value of at least two thousand dollars, but not more than six thousand dollars, or as occupant or tenant of immoveable property of an annual value of at least two hundred dollars, but not more than five hundred dollars.” Qualification of petit jurors in cities and towns.

4. Paragraph 3 of article 2619 of the said Revised Statutes is replaced by the following : R. S., 2619, §3, replaced.

“3. In all other parts of the Province, every male person, domiciled within the limits of any municipality, whereof any part is situated within forty miles of the place of holding the court in the district in which he resides, who is entered upon the valuation roll as proprietor of immoveable property of a total value of at least fifteen hundred dollars, Qualification of petit jurors in all other parts of the Province.

but not more than three thousand dollars, or as occupant or tenant of immoveable property of an annual value of at least one hundred and twenty dollars, but not more than three hundred dollars."

R. S., 2618,
§ 2, amended.

5. Paragraph 2 of article 2618 of the said Revised Statutes is amended by adding thereto the words: "or in the district of Pontiac" after the word: "Bonaventure," in the second line.

R. S., 2620,
§ 4, replaced.

6. Paragraph 4 of article 2620 of the said Revised Statutes is replaced by the following:

Persons arrested, &c., for treason, &c., incapable of being jurors.

"4. Persons who are arrested or under bail upon a charge of treason or for a crime punishable by more than two years' imprisonment or by capital punishment, or who have been convicted thereof."

R. S., 2621,
§ 14, amended.

7. Paragraph 14 of article 2621 of the said Revised Statutes is amended by adding thereto the following words: "from the fifteenth of March to the first of December in each year."

R. S., 2621a,
replaced.

8. Article 2621a of the Revised Statutes, as enacted by the act 53 Victoria, chapter 34, section 2, and amended by the act 53 Victoria, chapter 35, section 1, is replaced by the following:

Revising Board for examining, &c., lists.

"2621a. A board, known as the "Revising Board," is charged with examining and revising the list of jurors and with renewing the same, when required so to do under article 2622.

Composition of board:
In Quebec and Montreal.

The board is composed:

In the other districts.

1. In the districts of Quebec and Montreal, of the judge of the sessions of the peace, the sheriff and the clerk of the Crown;

2. In the other districts, of the sheriff, clerk of the Crown and registrar,—the word registrar for such purpose meaning the registrar for the registration division in which is situate the *chef-lieu* of the judicial district.

Proviso.

When in any district there is more than one judge of the sessions of the peace, or more than one sheriff, or, in the registration division of the *chef-lieu*, more than one registrar, that one of the said judges of the sessions, sheriffs or registrars, whose family name is first in alphabetical order, shall form part of the revising board.

Clerk of board and his duties.

The deputy-sheriff is *ex-officio* clerk of the board, and shall personally and without assistance perform the duties thereof.

Sittings private.

The sittings of the board are not public."

9. Article 2634 of the said Revised Statutes, as amended by the act 53 Victoria, chapter 34, section 7, is replaced by the following : R. S., 2634, replaced.

"2634. The grand and petit jury lists are made by the revising board successively inserting, in registers kept for that purpose, the name of the first person in every extract furnished to the sheriff, (commencing with the extract of the municipality, the name whereof,—leaving aside the word Saint or Sainte, when appearing,—is the first in alphabetical order, and so on following the same order,) and afterwards the name of the second person, and so on in rotation till the names of all the persons appearing on each such extract are exhausted. Method of making lists of jurors.

If the number of persons appearing upon any of such extracts exceeds the number appearing upon others, the revising board shall successively take, from the more numerous extracts, a proportionate number of names, so that the jurors from each municipality may be distributed throughout the whole list in a manner corresponding, as far as possible, to the proportion which the total number of jurors in such municipality bears to the total number of jurors on the list. Method, if number of names on some extracts exceed that on others.

For the purpose of this article, each ward of a city or town, containing at least twenty thousand inhabitants, is considered as a distinct municipality, and the enumeration of the names of the inhabitants of such ward is deemed to be an extract in the sense in which it is used in this article." Ward of cities in certain cases to be considered as distinct municipality.

10. Forms A and B, of the law relating to jurors and juries in the said Revised Statutes, are amended by adding after the word : "street," in the third column of the said forms respectively, the words : "and ward." Forms A and B of law relating to jurors, amended.

11. Within three months after this act comes into force, the clerk or secretary-treasurer of every local municipality, being wholly or in part within forty miles of the place of holding the court in the district in which such municipality is situate, shall cause to be prepared, and shall deliver, without charge, to the sheriff of such district, an extract from the assessment or valuation roll then in force in such municipality, giving the names of all persons named in such roll who reside within the municipality and are, under the provisions relating to jurors and juries, contained in the Revised Statutes as amended by this act, qualified to act respectively as grand jurors and petit jurors. Duty of clerk or secretary-treasurer to furnish extract from assessment or valuation roll within certain time to sheriff, &c.

The revising board shall, immediately thereafter, proceed to make the list of jurors, as provided by article 2633 of the said Revised Statutes, as replaced by the act 53 Victoria, chapter 34, section 1, and amended by the act 53 Victoria, chapter 5, section 2. Duty of revising board thereafter.

12. This act shall come into force on the day of its sanction. Coming into force.