

South Australia

Juries (Remuneration for Jury Service) Regulations 2017

under the *Juries Act 1927*

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- 1 Revocation of *Juries (Remuneration for Jury Service) Regulations 2002*

Legislative history

1—Short title

These regulations may be cited as the *Juries (Remuneration for Jury Service) Regulations 2017*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Interpretation

- (1) In these regulations—

Act means the *Juries Act 1927*;

CPI means the Consumer Price Index (All Groups) for the City of Adelaide published by the Australian Bureau of Statistics;

daily rate means the remuneration payable to a juror in accordance with clause 1 or 2 of Schedule 1 (as the case may be);

long trial—see regulation 4(2).

- (2) In these regulations, if a monetary amount is followed by the word (*indexed*), the amount is to be adjusted on 1 July of each year by multiplying the stated amount by whichever is the greater of the following amounts:
 - (a) 1;
 - (b) a proportion obtained by dividing the CPI for the March quarter of the immediately preceding financial year by the CPI for the March quarter, 2017.

4—Remuneration of jurors (section 70 of Act)

- (1) Subject to this regulation, a juror who attends court in compliance with a summons to render jury service is, under section 70(1)(a) of the Act, entitled to be remunerated in accordance with the scale set out in Schedule 1.
- (2) The Minister may, on the advice of the court, by notice in the Gazette, declare a criminal trial to be a *long trial* for the purposes of these regulations.
- (3) The Minister may make a declaration under subregulation (2) before or after the jury is empanelled for the trial.
- (4) A juror who is empanelled for a long trial is entitled to be paid the applicable daily rate in respect of each sitting day of the trial (whether or not the juror is required to attend the court each sitting day) from the day on which the jury is empanelled until—
 - (a) if the juror is excused from further attendance during the trial—the juror is excused; or
 - (b) if the juror dies during the trial—the juror's death; or
 - (c) in any other case—the jury is dismissed.
- (5) The daily rate to be paid on any day to a juror must not—
 - (a) in the case of a long trial—exceed the maximum daily rate prescribed by clause 2(b)(ii) of Schedule 1; and
 - (b) in any other case—exceed the maximum daily rate prescribed by clause 1(b) of Schedule 1.
- (6) If travelling expenses are to be paid to a juror under clause 3 of Schedule 1—
 - (a) the minimum amount to be paid to the juror for each day's attendance at court is 12 times the amount fixed for each kilometre; and
 - (b) the amount is in addition to any other amount payable to the juror under these regulations.

Schedule 1—Scale of remuneration

- 1 For each day's attendance at court by a juror (other than a juror empanelled for a long trial) in compliance with the summons—
 - (a) if the attendance did not cause the juror to suffer a monetary loss, or to necessarily incur expenditure, exceeding \$20.00 \$20.00
 - (b) if the sheriff is satisfied that the attendance caused the juror to suffer a monetary loss, or to necessarily incur expenditure, exceeding \$20.00—a sum equal to the loss or expenditure but not exceeding (indexed) \$158.00
- 2 For a juror empanelled for a long trial—
 - (a) for each day's attendance at court in compliance with the summons before being empanelled—as set out in clause 1(a) or (b) (as the case may be)
 - (b) for each sitting day of the long trial after being empanelled—
 - (i) if attending court did not or would not cause the juror to suffer a monetary loss, or to necessarily incur expenditure, exceeding \$20.00 \$20.00

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| | (ii) if the sheriff is satisfied that attending court did or would cause the juror to suffer a monetary loss, or to necessarily incur expenditure, exceeding \$20.00—a sum equal to the loss or expenditure but not exceeding | \$284.00 (indexed) |
| 3 | For each day of attending court, travelling expenses incurred travelling between the court and the juror's residence, for each kilometre travelled | \$0.76 (indexed) |

Note—

If travelling expenses are to be paid to a juror, the minimum amount to be paid to the juror for each day's attendance at court is 12 times the amount fixed for each kilometre (see regulation 4(6)(a)).

Schedule 2—Revocation of *Juries (Remuneration for Jury Service) Regulations 2002*

1—Revocation of *Juries (Remuneration for Jury Service) Regulations 2002*

The *Juries (Remuneration for Jury Service) Regulations 2002* are revoked.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Principal regulations

| Year | No | Reference | Commencement |
|------|-----|--------------------------------|----------------|
| 2017 | 256 | <i>Gazette 22.8.2017 p3673</i> | 22.8.2017: r 2 |