

1978 No. 192

JURIES

Jurors (Payments) Order (Northern Ireland) 1978

Made 7th July 1978

Coming into operation 1st September 1978

To be laid before Parliament

The Secretary of State, in pursuance of section 1 of the Juries Act (Northern Ireland) 1953(a), after consultation with the Lord Chief Justice and with the approval of the Minister for the Civil Service, hereby makes the following order:

Citation and commencement

1. This order may be cited as the Jurors (Payments) Order (Northern Ireland) 1978 and shall come into operation on 1st September 1978.

Revocation

2. The Jurors (Payments) Order (Northern Ireland) 1977(b) is hereby revoked.

Jurors' payments

3. The payments to which a person is entitled for or in respect of attendance for jury service shall be in accordance with the rates of allowances set out in the Schedule hereto.

Payment to talesmen

4. A talesman who is sworn as a juror though not summoned to serve as such shall be paid the amounts which would have been payable to him under article 3 if he had attended in obedience to a summons to serve as a juror.

Northern Ireland Office
7th July 1978

Roy Mason
One of Her Majesty's Principal
Secretaries of State

The approval of the Minister for the Civil Service given under his Official Seal on 7th July 1978.

C. R. Morris
Authorised by the Minister for
the Civil Service

(a) 1953 c. 19 (N.I.) as modified by S.I. 1973/2163 (1973 III, p. 7541)

(b) S.R. 1977 No. 216

SCHEDULE

Article 3

PART I

Travelling Allowances

1. Where a person attends to serve as a juror in obedience to a summons there shall be paid to him a travelling allowance, determined in accordance with this Part.

2. Where the person travels by public transport the allowance shall, subject to paragraph 3, be the fare actually paid for the journey.

3. For travel by railway, second-class fare only shall be payable unless, by reason of age, infirmity or other special circumstance, it is expedient that the person should travel first-class.

4. Where a person travels by private motor-car, the allowance for the journey shall be at the rate of 6.3p a mile, except where the use of the motor-car results in a substantial saving of time or is otherwise reasonable, in which case the allowance shall be at the rate of 12.3p a mile.

5. Where a person travels by private motor-cycle, the allowance for the journey shall be at the rate of 2.7p a mile.

6. The allowance referred to in paragraph 4 or, as the case may be, paragraph 5 shall be increased by 0.5p a mile for each passenger carried who is attending to serve as a juror in obedience to a summons.

7. Where a person travels by a hired vehicle, the allowance for the journey shall be:—

- (a) in a case of urgency or where no public service is reasonably available, the amount of the fare and any reasonable gratuity paid; and
- (b) in any other case, the amount of the fare for travel by the appropriate public services.

8. In this Part “journey” means the return journey between the person’s place of residence or, where appropriate, usual place of business or employment and the court.

PART II

Attendance Allowances

9.—(1) Where a person attends to serve as a juror in obedience to a summons there shall be paid to him for each day on which he so attends an amount in accordance with sub-paragraph (2)(a) or (b), depending on whether or not he is sworn as a juror.

(2) The amount referred to in sub-paragraph (1) shall, subject to sub-paragraph (3)—

- (a) where such person is sworn as a juror, be £4.95;
- (b) where such person is not so sworn, be £1.65.

(3) Where in consequence of his attendance in any day—

- (i) he has necessarily incurred expenditure (other than on travelling or subsistence) to which he would not otherwise be subject, or
- (ii) he has incurred any loss of earnings or of benefit under the enactments relating to social security,

exceeding the appropriate amount specified in sub-paragraph (2)(a) or (b), the amount payable under that sub-paragraph for that day may be increased to an amount not exceeding £10.75.

(4) Where, in obedience to a summons to serve on a jury, a person has so served on more than ten days, the amount payable in respect of any one day after the tenth day may exceed the amount specified in sub-paragraph (3) but the total amount payable shall not exceed £21.50.

EXPLANATORY NOTE

(This note is not part of the order but is intended to indicate its general purport.)

This order revokes and replaces the existing Jurors (Payments) Order. It provides for increases in the amounts payable in respect of jury service by way of travelling and attendance allowances.