

No. 3.—1848.

1st March.

AN ORDINANCE for consolidating and amending the law with regard to Jurors and Juries.

(L. s.) HARRIS.

WHEREAS an Ordinance was passed in Council on the twenty-ninth day of January, in the year of our Lord one thousand eight hundred and forty-five, entitled, "An Ordinance to amend and consolidate the laws for the ascertaining the names and places of abode of persons qualified to serve as jurors, for the making and revising proper lists, and the due summoning of such persons;" and whereas the jurors' book for the years one thousand eight hundred and forty-seven, and one thousand eight hundred and forty-eight was duly made up according to the provisions of the said Ordinance; and whereas it is expedient to repeal the said Ordinance and make other provisions in lieu thereof; Be it therefore enacted by His Excellency the Governor, by and with the advice and consent of the Council of Government, That from and after the commencement of this Ordinance, the said recited Ordinance shall be and the same is hereby repealed; save only and except so far as the same repeals any other Ordinance or Ordinances, and save also and except so far as regards all matters and things which shall have been done in pursuance of the said recited Ordinance; before the commencement of this present Ordinance, all which matters and things shall be as good and effectual to all intents and purposes as if this Ordinance had not been passed.

Ordinance of 29th January, 1845, repealed; except so far as regards acts done under it.

Jurors' book, made up under provisions of repealed Ordinance to continue in force.

2. And be it enacted, That the jurors' book for the years one thousand eight hundred and forty-seven and one thousand eight hundred and forty-eight so made up as aforesaid, shall continue to be, and shall be used as the jurors' book until a jurors' book shall be made up under the provisions of this Ordinance.

Who shall be qualified as jurors.

3. And be it enacted, That every man except as hereafter excepted between the ages of twenty-one years and sixty years, residing in the said Island of Trinidad and

born in the allegiance of Her Majesty, or who, being born out of such allegiance, shall have resided in the said Island for the space of two years, and who shall have or may be beneficially entitled to, for his own use and benefit either in his own name or in trust for him within the said Island, ten pounds by the year above reprises in any immoveable property or in rents or other annual profits or proceeds issuing out of such immoveable property either in perpetuity or for the life of himself or some other person, or who shall have, within the said Island for his own use and benefit, either in his own name or in trust for him as aforesaid, twenty pounds by the year above reprises in immoveable property held by lease or leases for the absolute term of twenty-one years or some longer term, or for any term of years terminable on any life or lives, or who, being a householder, shall be rated or assessed to any direct tax or impost, or to any rate for the relief of the poor, or other local object, on a value of not less than twenty pounds per annum, or who shall occupy a house of the annual value of twenty pounds, or who shall be in the receipt of any annual salary of not less than one hundred and fifty pounds by the year, shall be qualified and shall be liable to serve as a juror on juries for the trial of all issues joined in the Superior Courts both civil and criminal, and in all courts of *oyer and terminer* of this Colony, and shall also be qualified and liable to serve on petty juries for the trial of all issues joined in the Courts of Quarter Sessions of this Colony, and triable in the district in which every man so qualified respectively shall reside.

4. Provided always and be it enacted, That all members of the Council of Government of the said Island, all Judges of the Supreme Courts of Justice therein, all Stipendiary Justices and clerks of the peace, all clergymen in holy orders of the established Church of England and Ireland, all ministers of the Kirk of Scotland and of the Lutheran and Reformed Churches, all priests of the Roman Catholic Faith, all persons who shall teach or preach in any congregation of Protestant dissenters and who shall follow no secular occupation, except that of schoolmaster, all advocates, barristers, and solicitors actually practising, all officers of the said Courts actually exercising the duties of their respective

Exemptions
from liability
to serve as
jurors.

offices, all jailors and all persons actually employed by or under them in the custody of prisoners, all physicians, surgeons and apothecaries actually practising by virtue of any diploma, license or certificate granted by any competent authority, all officers in Her Majesty's army or navy on full pay, all pilots duly licensed by any competent authority, all officers of customs and all officers actually employed as deputies or assistants to the Marshal, the Registrar-General and his clerk, the Harbour Master, the clerks in the Colonial Treasury and the clerks of the Master and Registrar of the Supreme Civil Court shall be and are hereby absolutely freed and exempted from serving as such jurors as aforesaid; Provided also, that no man who hath been or shall be convicted of any treason or felony, or any crime that is infamous, unless he shall have obtained a free pardon, shall serve as such juror.

Wardens in their respective wards, and clerks of the peace, where no warden appointed to make out lists of men qualified to serve as jurors.

5. And be it enacted, That every Warden within his ward, and the Clerk of the Peace of every police district of the Colony in such parts of such police district as may not be constituted into a ward, or for which there shall be no warden for the time being, shall on or before the first day of September, in the year one thousand eight hundred and forty-eight, and on or before the first day of September, of the year one thousand eight hundred and fifty, and so on of every alternate year, prepare and make out in alphabetical order a true list of all the men residing within their respective districts or wards who shall be qualified and liable to serve on juries as aforesaid, with the Christian and surnames written at full length, and with the true place of abode, the quality, calling, or business, and the nature of the qualification of every such man in proper columns according to the form of return A. set forth in the Schedule hereunto annexed.

List to be published during the first fifteen days of September.

6. And be it enacted, That every Clerk of the Peace and every Warden, having made out according to this Ordinance a list of the men qualified and liable to serve on juries as aforesaid, shall publish a true copy of every such list during the first fifteen days of the month of September by fixing such copy in some open and conspicuous place of the several police offices within the district or ward, and at every place appointed for the holding of any court of quarter or petty sessions within

the district or ward, having first subjoined to every such copy a notice stating that all objections to the list will be heard by the Justices of the Peace at a time and place to be mentioned in such notice, and having also signed his name at the foot of such copy, and shall likewise keep the original list or a true copy thereof to be perused by any of the inhabitants of their respective districts or wards at any reasonable time during the first twenty days of the month of September without any fee or reward, to the end that notice may be given of men qualified who are omitted, or of men inserted who ought to be omitted out of such list; and the Clerks of the Peace of each district, and the Wardens of each ward, are hereby authorised to cause a sufficient number of copies of such lists for the purposes aforesaid to be printed at the expense of their respective districts or wards.

7. And be it enacted, That the Justices of the Peace of every district shall hold a special petty sessions for the purposes herein mentioned, within the first seven days of October in every year on some day and at some place of which notice shall be given by their clerk, before the first day of September next preceding to the Clerks of the Peace of each district and the Wardens of each ward; and the Clerks of the Peace of each district, and the Wardens of each ward, shall then and there produce the lists of men qualified and liable to serve on juries as aforesaid within their respective districts or wards, by them prepared and made out as hereinbefore directed, and shall answer upon oath such questions touching the same as shall be put to them or any of them by the Justices then present; and if any man not qualified and liable to serve on juries as aforesaid is inserted in any such list, it shall be lawful for the said Justices upon satisfaction from the oath of the party complaining, or other proof, or upon their own knowledge that he is not qualified and liable to serve on juries, to strike his name out of such list, and also to strike thereout the names of men disabled by lunacy, imbecility of mind, or by deafness, blindness, or other permanent infirmity of body, from serving on juries; and it shall also be lawful for such Justices to insert in such list the name of any man omitted thereout, and likewise to reform any

Justices of the Peace to hold a special petty sessions within first seven days of October to revise lists.

error or omission which shall appear to them to have been committed in respect of the name, place of abode, quality, calling, business, or the nature of the qualification of any man included in any such list; Provided always, that no man's name, if omitted, shall be inserted in such list, nor shall any error or omission in the description of any man in such list be reformed by the said Justices unless upon the application of such men respectively, or unless such men respectively shall have had notice that application for such purpose would be made to such Justices at such sessions, or unless such Justices at such sessions shall cause notice to be given to such men respectively requiring them to show cause, at some adjournment of such petty sessions to be holden within four days thereafter, why their names should not be inserted in such list, or why any error or omission in the description of such men in such list should not be reformed; and when every such list shall be duly corrected at such sessions or at such adjournment thereof, it shall be allowed by the Justices or any two of the Justices present at such sessions, or such adjournment, who shall sign the same with their allowance thereof.

Clerks of the Peace and Wardens to have access to assessments.

8. And be it enacted, That the respective Clerks of the Peace and Wardens shall, for their assistance in making up and completing the lists of persons liable to serve as jurors, upon request made to any commissioners of roads, or any commissioner or assessor of any tax upon houses, or to any officer or person having the custody of any assessment roll of any road district, or of any roll of assessments on houses, have free liberty to inspect any such roll, and to copy from thence the names of such men qualified to serve as jurors dwelling within their respective districts as they may respectively see fit.

Copies of lists when allowed to be delivered to the Marshal, and names to be inserted by the Marshal in a book of jurors to be in force for two years.

9. And be it enacted, That the several Clerks of the Peace and Wardens shall keep the lists so allowed, and shall cause a true and fair copy of the same in alphabetical order to be made at the expense of the district or ward, and shall within twenty-five days next after such list shall have been allowed, deliver such copy to the Marshal of the Island, and the Marshal shall cause the names of the jurors mentioned in such amended lists with their respective places of abode, additions, and qualifications to be fairly and truly copied in a book to be entitled the

jurors' book for the calendar years for which such book shall be in use, and every jurors' book so prepared shall be brought in to use on the first day of January after it shall be so made up, and shall be used for two years then next following, and thereafter until another jurors' book shall be made up according to the provisions of this Ordinance.

10. And be it enacted, That the Marshal of the Island shall divide each list of jurors so returned unto him into eight divisions, such divisions to be numbered in a regular progressive series commencing with the number one, and each division to comprise one-eighth as nearly as may be of all persons included under each initial letter in the alphabetical order of the surnames of the jurors, and the persons named in the said divisions shall be summoned in rotation according to the numbered order of such divisions beginning with number one: Provided always, that no juror shall be bound to serve as a juror at any sessions of the Supreme Criminal Court, or of the Supreme Civil Court, more than twice in one and the same year.

Marshal to divide lists of jurors into eight divisions; to be summoned in rotation according to the order of the divisions.

11. And be it enacted, That for the trial of all issues at the several sessions of the Supreme Criminal Court, or of any Court of *oyer* and *terminer*, one precept for the return of persons according to the form C. in the Schedule to this Ordinance annexed shall be issued by the Registrar of the said Court to the Marshal fifteen days at the least before the first day of each sessions.

Precept to issue for the return of jurors to serve at the sessions of the criminal court.

12. And be it enacted, That every writ of *venire facias juratores*, for the trial of any issue of fact, or the inquiry of damages in any action or information, in the Supreme Civil Court, may be according to the form used in the like cases in the Supreme Courts of Common Law at Westminster, and shall be issued six days at the least before the first day of the sittings at which the issue is to be tried, or the damages are to be inquired of.

On trial of issues in the Supreme Civil Court, writ of *venire facias juratores* to be according to form used in England.

13. And be it enacted, That every precept for the return of jurors before the Supreme Criminal Court, and every writ of *venire facias juratores*, shall be returned by the Marshal of the Court from which the same shall have issued two days at the least before the first day of the session or sittings of the said Court; and the Marshal

Precepts and writs of *venire* to be returned by Marshal.

shall annex to every such precept and every such writ, unless in cases where a special jury shall be struck by order or rule of Court, a panel containing the names alphabetically arranged, together with the places of abode and additions of a competent number of jurors named in the jurors' book, and the names of the said jurors shall be inserted in the panel annexed to every *venire facias* for the trial of issues or inquisition of damages at the same sittings of the Supreme Civil Court: and the number of jurors so returned shall not in any case be less than thirty-six nor more than sixty, unless by the direction of the Judges of the Supreme Criminal Court, or of the Judge appointed to hold any sittings for the trial of issues, who are and is hereby empowered by order under their or his hands or hand to direct a greater or lesser number, and then such number shall be the number to be returned.

Persons when
to be sum-
moned.

14. And be it enacted, That the summons of every man to serve on juries shall be made ten days at the least before the first day of the sessions of the Supreme Criminal Court, and three days at the least before the first day of the sittings of the Supreme Civil Court, for the trial of issues, at which he shall be required to attend by delivering to him a notice in writing according to the form B. hereto annexed, or by leaving the same at his usual place of abode with some person there inhabiting; and the summons of every man to serve on special juries shall be made in like manner as aforesaid, three days at the least before the day on which such special juror is required to attend.

Stipendiary
Justices and
Wardens on
a precipe from
the Marshal
to cause sum-
mons to be
served on
jurors.

15. And be it enacted, That the several Stipendiary Justices of the Peace and Wardens, shall, on a precipe from the Marshal for that purpose, cause such summons to be served on so many of the persons liable to serve as jurors, and resident within their respective districts or wards, as the Marshal may by such precipe direct, and shall return such precipe, with a list of the christian and surnames, places of abode, and additions of the persons so summoned to the Marshal.

No person to
be summoned
to serve as a
juror at any
sittings of the

16. Provided always and be it enacted, That the Marshal shall not summon any person to serve as a juror at any sittings of the Supreme Civil Court for the trial

of issues, who shall reside at a greater distance than two miles from the place where such sittings shall be holden.

Supreme Civil Court, who shall reside beyond two miles from place of sittings.

17. And be it enacted, That at the opening of each session of the Supreme Criminal Court, and of each sitting of the Supreme Civil Court for the trial of issues, the Registrar or other officer of the Court shall call over the name of every man so returned to him as a juror, and the name of every juror who shall appear and answer to his name with the place of his abode and addition, shall be written on a distinct piece of parchment or card, and such pieces of parchment or card shall be as nearly as may be of equal size, and shall by the direction and care of the Registrar or other officer of the Court be put together into a box to be provided for that purpose; and when and as often as any cause shall be called on for the trial of any issue or for any inquisition of damages, the registrar or other officer shall in open Court draw out twelve of the said parchments or cards one after another, and if any of the men whose names shall be so drawn shall not appear, or shall be challenged and set aside, then any further number until twelve men be drawn who shall appear, and after all just causes of challenge allowed shall remain as fair and indifferent: and the said twelve men so first drawn and appearing and approved as indifferent, their names being marked in the panel, and they being sworn, shall be the jury to try the issue or to assess the damages, and the names of the men so drawn and sworn shall be kept apart by themselves until such jury shall have given in their verdict, or until such jury shall, by consent of the parties or by leave of the Court be discharged, and then the same names shall be returned to the box, there to be kept with the other names remaining at that time undrawn; and so, *toties quoties*, as long as any issue remains to be tried: Provided always, that if any cause shall be brought on for the trial of any issue or the inquisition of any damages before the jury in any other cause shall have brought in their verdict, it shall be lawful for the Court to order twelve of the residue of the said parchments or cards, not containing the names of any of the jurors who shall not have so brought in their verdict, to be drawn in such manner as aforesaid for the trial of the issue or the inquisition of damages in the cause which shall be so

Registrar to call over names of men returned as jurors.

Proceedings
on trials.

brought on; and provided also, that where no objection shall be made on behalf of the Crown or any other party, it shall be lawful for the said Court to try any other issue with the same jury that shall have previously tried or been drawn for the trial of any other issue or the assessment of any damages without their names being returned to the box and redrawn, or to order the name or names of any man or men on such jury, whom both parties may consent to withdraw, or who may be justly challenged or excused, to be set aside and another name or other names to be drawn from the box and to try the issue with the residue of such original jury, and with such man or men whose name or names shall be so drawn, and who shall appear and be approved as indifferent, and so, *toties quoties*, as long as any issue remains to be tried, or any damages to be assessed.

Challenges
which shall
be allowed.

18. And be it enacted, That no challenge to or in the nature of a challenge to the array or return of jurors shall in any case be allowed, but challenges for cause to the polls shall be allowed without stint; and it shall be a good cause of challenge to any person summoned to serve as a juror that he is not qualified according to the provisions of this Ordinance, or that he is an illiterate person and unable to read or write, or that he does not understand the English language, and any other cause, except as hereinafter provided, which according to the Law of England would be a good cause of challenge to any man summoned to serve as a juror at *nisi prius*, and if any such cause of challenge shall be alleged by any person or persons, the presiding Judge shall forthwith proceed to inquire of and consider the grounds of any such challenge, and either allow or overrule the same as may be just: Provided always that it shall not be allowed as a good ground of challenge against any person that he is an alien.

Special juries.

19. And be it enacted, That it shall be lawful for the Supreme Criminal Court and the Supreme Civil Court, upon motion made on behalf the Queen, or upon the motion of any prosecutor, relator, plaintiff or demandant, or of any defendant or tenant in any case whatsoever, whether civil or criminal, or on any penal statute (excepting only indictments for treason or felony) depending in any of the said Courts, and the said Courts respectively are hereby authorized, in any of the cases before men-

tioned, to order and appoint a special jury to be struck before the Marshal of the Island for the trial of any issue joined in any of the said cases and triable by a jury; and every jury so struck shall be the jury returned for the trial of such issue.

20. And be it enacted, That the persons qualified to serve as special jurors shall be such persons mentioned in the jurors' book for the Island, and resident within the town of Port of Spain, or within the space of ten miles from the Court House in the said town, as may be assessed to any rate on houses on an annual rent of fifty pounds sterling, or to any assessment or rate for roads on a property of two thousand pounds or upwards in value, and the Marshal shall within ten days after the making up of the jurors' book in each alternate year, take from it the names of all persons so qualified to serve as special jurors, and shall cause the names of all such men to be fairly and truly copied out in alphabetical order, together with their respective places of abode and additions, and qualifications in a separate list to be subjoined to the jurors' book, which list shall be called the "Special Jurors' List," and shall affix to every name in such list its proper number, commencing from the first name and continuing them in a regular arithmetical series down to the last name, and shall cause the said several numbers to be written on distinct pieces of parchment or card, being all as nearly as may be of equal size, and after all the said numbers shall have been so written shall put the same together in a separate drawer or box, and there shall safely keep the same to be used for the purpose hereinafter mentioned.

21. And be it enacted, That whenever either of the said Courts shall order a special jury to be struck, the Marshal shall appoint a time and place for the nomination of such special jury, and a copy of the Rule of Court and of the appointment of the Marshal shall be served by the party obtaining such order on the opposite parties; and the Marshal, at the time and place so to be appointed, shall in the presence of all the parties and of their solicitors, if they respectively choose to attend, or if the said parties or their solicitors, all or any of them, do not attend, then in their absence, put all the cards so numbered into a box to be by him provided for that purpose,

and after having shaken them together shall draw out of the said box forty-eight of the said numbers one after another, and shall as each number is drawn refer to the corresponding number in the "Special Jurors' List," and read aloud the name designated by such number, and if at the time of so reading any name, either party or his solicitor shall object that the man whose name shall have been so referred to is in any manner incapacitated from serving on the said jury, and shall also then and there prove the same to the satisfaction of the Marshal, such name shall be set aside, and the Marshal shall instead thereof draw out of the said box another number, and shall in like manner refer to the corresponding number in the said list, and read aloud the name designated thereby, which name may be in like manner set aside, and other numbers and names shall in every such case be resorted to, according to the mode of proceeding hereinbefore described for the purpose of supplying names in the places of those set aside until the whole number of forty-eight names not liable to be set aside, shall be completed; and if in any case it shall so happen that the whole number of forty-eight names cannot be obtained from the "Special Jurors' List," in such case the Marshal shall fairly and indifferently take from the jurors' book such a number of other names of jurors residing within the space of two miles from the Court House as shall be sufficient to make up the number of forty-eight, all and every of which forty-eight names shall in such case be equally deemed and taken to be those of special jurors; and thereupon the parties or their solicitors shall, in the presence of the Marshal, alternately beginning with the plaintiff, strike off one of the said forty-eight names until the number of jurymen is reduced to twenty-four, which twenty-four only shall be summoned to attend on the day of trial, and if either of the parties or their solicitors, shall fail to attend, the other party attending shall proceed to strike off one of the forty-eight names, and the Marshal shall strike off one alternately; and the jury for trying the issue joined between the parties shall consist of such twelve of the said twenty-four as shall first appear on their names being called over in Court to try the issue.

Special jury

22. Provided always and be it enacted, That notwith-

standing anything herein-contained, the parties in any cause, or their solicitors, may consent to have a special jury nominated; and upon consent to that effect, signed by each party or his solicitor, being communicated to the Marshal, he is hereby authorised and required to nominate a special jury for the trial of every such cause: Provided also, that nothing herein-contained shall be construed to prevent the same special jury, however nominated, from trying any number of causes so as the parties in every such cause, or their solicitors, shall have signified their assent in writing to the nomination of such special jury for the trial of their respective causes; Provided always, that it shall be lawful for the Court if it shall so think fit, upon the application of any man who shall have served upon one or more special juries, at any sessions or sittings, to discharge such man from serving upon any other special jury during the same sessions or sittings.

may be nominated by consent.

23. And be it enacted, That the person or party who shall apply for a special jury shall pay the fees for striking such jury, and all the expenses occasioned by the trial of the cause by the same, and shall not have any further or other allowance for the same upon taxation of costs, than such person or party would be entitled unto in case the cause had been tried by a common jury, unless the judge before whom the cause is tried shall immediately after the verdict certify under his hand, upon the back of the record, that the same was a cause proper to be tried by a special jury.

Costs of special jury.

24. And be it enacted, That no juror, who shall serve upon any special jury, shall be allowed, or take for serving on any such jury, more than such sum of money as the Judge who tries the issue shall think just.

No special juror to take more than what may be allowed by the judge.

25. And be it enacted, That where a full jury shall not appear, or where after appearance of a full jury by challenge of any of the parties, the jury is likely to remain untaken for default of jurors, the Court upon request made for the Queen by any one thereto authorised or assigned by the Court, or on request made by the parties, plaintiff, or demandant, defendant or tenant, or their respective solicitors in any action or suit, whether public or private, shall command the Marshal to name

Tales.

and appoint, as often as need shall require, so many of such other able men then present as shall make up a full jury; and the Marshal shall at such command of the Court, return such men duly qualified as shall be present, or can be found to serve on such jury, and shall add and annex their names to the former panel; Provided that where a special jury shall have been struck for the trial of any issue, the talesmen shall be such as shall be empannelled upon the common jury panel to serve at the same Court, if a sufficient number of such men can be found; and the Queen, by any one so authorised or assigned as aforesaid, and all and every the parties aforesaid, shall and may in any of the cases aforesaid have their respective challenges to the jurors so added and annexed; and the Court shall proceed to the trial of every such issue with those jurors who were before empannelled, together with the talesmen so newly added and annexed, as if all the said jurors had been returned upon the writ or precept awarded to try the issue.

Penalty on jurors failing to attend or not answering or withdrawing.

26. And be it enacted, That if any man having been duly summoned to attend on any jury shall not attend in pursuance of such summons, or being thrice called shall not answer to his name, or if any such man or any talesman, after having been called shall be present, but not appear, or after his appearance shall wilfully withdraw himself from the presence of the Court, the Court shall set such fine upon every such man or talesman so making default not exceeding ten pounds nor less than twenty shillings (unless some reasonable excuse shall be proved by oath or affidavit) as the Court shall think fit.

Indemnity to Marshal.

27. And be it enacted, That the Marshal shall be and is hereby indemnified for empannelling and returning any man named in the jurors' book, although he may not be qualified or liable to serve on juries; and if the Marshal shall wilfully empannel and return any man to serve on any jury, such man's name not being inserted in the juror's book for the current year, or if such book has not been made up, then in the jurors' book last made up, or if the Marshal shall wilfully certify the appearance of any man so summoned and returned who did not really appear, in every such case the Court shall and may, upon examination in a summary way, set such fine not

exceeding fifty pounds upon such Marshal so offending as to the Court shall seem meet.

28. And be it enacted, That the Marshal or his assistant shall from time to time, register alphabetically in proper columns, to be prepared in the jurors' book for that purpose, the services of such men as shall be summoned and shall attend to serve as jurors on trials before the Supreme Civil Court or before the Supreme Criminal Court, and also the times of their services; and every man so summoned, and having duly attended or served until discharged by the Court, shall (upon application by him made to such Marshal or his assistant, before he shall depart from the place of trial) receive a certificate testifying such his service, which certificate the Marshal or his assistant is hereby required to give on payment of one shilling: Provided always that such certificate shall not be given to any person for any service as a special juror.

Marshal to register persons who have served; and to grant certificate on payment of one shilling.

29. And be it enacted, That no man shall be returned as a common juror to serve at any sittings of the Supreme Civil Court for the trial of issues, who shall have served as a juror at the next immediately preceding Sessions of the Supreme Criminal Court, or at either of the next two immediately preceding sittings of the Supreme Civil Court, and has the Marshal's certificate of having so served.

Exemptions.

30. And be it enacted, That every Stipendiary Justice of the Peace, Marshal, Clerk of the Peace, or Warden, who shall refuse or neglect to perform any duty or to do any act by this Ordinance directed to be performed or done by such Stipendiary Justice of the Peace, Marshal, Clerk of the Peace, or Warden, shall, for every such offence, forfeit and pay any sum not exceeding ten pounds nor less than forty shillings sterling, as any of the said Courts, or any Judge thereof, shall deem reasonable.

Penalties on Justices, &c., for default of any duty imposed by the Ordinance.

31. And be it enacted, That every fine which shall be imposed by virtue of this Ordinance, shall be imposed in a summary manner, and, unless forthwith paid, shall be levied, together with the costs of such levy by distress and sale of goods and chattels of the person on whom such fine shall be imposed, and in default of

How fines shall be imposed and levied.

FORM OF PRECEPT FOR THE SUMMONING OF JURORS
BEFORE THE SUPREME CRIMINAL COURT.

TRINIDAD.

VICTORIA, by the Grace of God, of the United Kingdom of
Great Britain and Ireland, Queen, Defender of the Faith.

To the Marshal of the Island : Trinidad Greeting. —

We command you, that you cause to come before our Supreme
Criminal Court at the Court House, in
on the day of the month of
(as the case may be), a competent number of good and lawful men
qualified according to law to serve as jurors at the Sessions of the
Supreme Criminal Court (or at a) and
have then and there the names of the jurors and this writ.

Witness : The Honourable our
Chief Justice in and for the said Island at Port of Spain, this
day of in the year of our
Lord,

T. W. Registrar.

Passed in Council this first day of March, in the year
of our Lord one thousand eight hundred and forty-eight.

THOMAS F. JOHNSTON,

Clerk of Council.

The foregoing Ordinance was duly proclaimed in Port
of Spain this twenty-fourth day of March, one thousand
eight hundred and forty-eight.

A. CLOGSTOUN,

Marshal.