STATUTORY INSTRUMENTS

1971 No. 136

JURIES

The Jurors' Allowances Regulations 1971

Made - - - -	*26th January* 1971
Coming into Operation	*15th February* 1971

In exercise of the powers conferred on me by section 1 of the Juries Act 1949(a), as amended by the Juries Act 1954(b), I hereby, with the consent of the Treasury, make the following Regulations:—

1. These Regulations may be cited as the Jurors' Allowances Regulations 1971 and shall come into operation on 15th February 1971.

2.—(1) In these Regulations any reference to a juror shall include a reference to a person who, in obedience to a summons to serve on a jury, attends for service as a juror notwithstanding that he is not subsequently sworn and any reference to service as a juror shall be construed accordingly.

(2) In these Regulations the expression "the Act" means the Juries Act 1949, as amended by the Juries Act 1954.

(3) The Interpretation Act 1889(c) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament, and section 38(2) of that Act shall apply as if these Regulations were an Act of Parliament and the Regulations revoked by these Regulations were enactments repealed thereby.

3. The Jurors' Allowances Regulations 1967(d) and the Jurors' Allowances (Amendment) Regulations 1970(e) are hereby revoked.

4. The travelling allowance to which a juror is entitled under section 1 of the Act shall be in accordance with the rates set out in the Schedule hereto.

5.—(1) The subsistence allowance to which a juror is entitled under section 1 of the Act shall be calculated in accordance with paragraphs (2) and (3) of this Regulation.

(2) In respect of any period other than a period in respect of which a subsistence allowance is payable under paragraph (3) of this Regulation, the subsistence allowance shall be—

(*a*) if the period on any one day during which a juror is necessarily absent from his place of residence, business or employment for the purpose of serving as a juror does not exceed four hours, 45p in respect of that day;

(a) 1949 c. 27.
(b) 1954 c. 41.
(c) 1889 c. 63.
(d) S.I. 1967/72 (1967 I, p. 154).
(e) S.I. 1970/175 (1970 I, p. 755).

(*b*) if the said period on any one day exceeds four hours but does not exceed eight hours, 95p in respect of that day;

(*c*) if the said period on any one day exceeds eight hours, but does not exceed twelve hours, £1·75 in respect of that day;

(*d*) if the said period on any one day exceeds twelve hours but does not exceed sixteen hours, £2·50 in respect of that day;

(*e*) if the said period on any one day exceeds sixteen hours, £2·95 in respect of that day.

(3) If a juror is necessarily absent from his place of residence overnight for the purpose of serving as a juror, the subsistence allowance shall be £5·50 in respect of each period of twenty-four hours or fraction thereof during which he is so absent overnight.

6. The compensation for loss of earnings which a juror would otherwise have made or additional expense (other than expense on account of travelling or subsistence) to which he would not otherwise have been subject to which he is entitled under section 1 of the Act, shall be the amount of the said loss or additional expense:

Provided that the amount payable under this Regulation to a person in respect of his services as a juror on any one day shall not exceed—

(*a*) where the period of time over which the earnings are lost or additional expense is incurred does not exceed four hours, the sum of £2; or

(*b*) where the said period of time exceeds four hours, the sum of £4,

except that, where in obedience to a summons to serve on a jury he has served as a juror on more than ten days and the court so directs, the amount so payable in respect of his services as a juror in obedience to the same summons on any one day after the tenth such day may exceed the sum specified above but shall not exceed £8.

R. Maudling,
One of Her Majesty's Principal Secretaries of State.

19th January 1971.

We consent,

H. S. P. Monro,
Bernard Weatherill,
Two of the Lords Commissioners of Her Majesty's Treasury.

26th January 1971.

SCHEDULE

Regulation 4

TRAVELLING ALLOWANCE

1. Where a person travels by railway or other public conveyance, the allowance shall be the amount of the fare actually paid:

Provided that, unless for a special reason the court otherwise directs, only the amount of the second class fare shall be allowed for travel by railway.

2. Where a person travels by a hired vehicle, the allowance 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.

3. Where a person travels by private conveyance, the allowance shall—

(*a*) in any case where the use of a private conveyance results in a substantial saving of time or is otherwise reasonable, be at a rate not exceeding—

(i) in the case of a vehicle of engine capacity not exceeding 1000 c.c., 3½p a mile each way;

(ii) in the case of a vehicle of engine capacity exceeding 1000 c.c. but not exceeding 1750 c.c., 4½p a mile each way;

(iii) in the case of a vehicle of engine capacity exceeding 1750 c.c., 5p a mile each way; and

(*b*) in any other case, be at a rate not exceeding 2p a mile each way.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations consolidate with amendments the Regulations specified in Regulation 3. The only amendments of substance are the increases in the allowances payable to jurors under Regulation 5 (subsistence allowance) and paragraph 3 of the Schedule (travelling allowance when a private vehicle is used).