STATUTORY INSTRUMENTS

1977 No. 4

JURIES

The Jurors' Allowances Regulations 1977

Made - - - -	*4th January* 1977
Coming into Operation	*17th January* 1977

The Lord Chancellor, in exercise of the powers conferred on him by section 19 of the Juries Act 1974**(a)** and with the consent of the Minister for the Civil Service, hereby makes the following Regulations:—

1. These Regulations may be cited as the Jurors' Allowances Regulations 1977 and shall come into operation on 17th January 1977.

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 1974.

(3) The Interpretation Act 1889**(b)** shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3. The travelling allowance to which a juror is entitled under section 19 of the Act shall be in accordance with the rates set out in the Schedule hereto.

4.—(1) The subsistence allowance to which a juror is entitled under section 19 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, 75p in respect of that day;

(*b*) if the said period on any one day exceeds four hours but does not exceed eight hours, £1.65 in respect of that day;

(*c*) if the said period on any one day exceeds eight hours but does not exceed twelve hours, £2.90 in respect of that day;

(*d*) if the said period on any one day exceeds twelve hours but does not exceed sixteen hours, £4.10 in respect of that day;

(*e*) if the said period on any one day exceeds sixteen hours, £4.90 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 £10.40 in

(a) 1974 c. 23. **(b)** 1889 c. 63.

respect of each period of twenty-four hours or fraction thereof during which he is so absent overnight:

Provided that for such an absence overnight for the purpose of serving as a juror in Greater London the rate may be increased by a supplementary allowance not exceeding £1.00 a night.

5.—(1) Where, in consequence of his attendance, a juror has incurred—

(i) any expenditure (other than on travelling or subsistence) to which he would not otherwise be subject, or

(ii) any loss of earnings, or of benefit under the enactments relating to national insurance, which he would otherwise have received,

the financial loss allowance, to which he is entitled under section 19 of the Act, shall, subject to paragraphs (2) and (3) of this regulation, be the amount of the said expenditure or loss.

(2) Subject to paragraph (3) of this regulation, the amount payable under this regulation to a person in respect of any one day shall not exceed—

(*a*) where the period of time over which the expenditure is incurred or earnings or benefits are lost does not exceed four hours, the sum of £4.90; or

(*b*) where that period of time exceeds four hours, the sum of £9.80.

(3) Where, in obedience to a summons to serve on a jury, the juror has served on more than ten days and the court so directs, the amount payable in respect of any one day after the tenth day may exceed the sum specified in paragraph (2) above but shall not exceed £19.60.

6. The Jurors' Allowances Regulations 1974**(a)**, the Jurors' Allowances (Amendment) Regulations 1975**(b)** and the Jurors' Allowances (Amendment No. 2) Regulations 1975**(c)** are hereby revoked.

Dated 4th January 1977.

Elwyn-Jones, C.

Consent of the Minister for the Civil Service given under his official seal on 23rd December 1976.

(L.S.)

P. F. Clifton,
Authorised by the Minister for the Civil Service.

(a) S.I. 1974/1461 (1974 II, p. 5566). **(b)** S.I. 1975/570 (1975 I, p. 2089).
(c) S.I. 1975/2016 (1975 III, p. 7428).

SCHEDULE Regulation 3

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 any 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.—(1) Where a person travels by private motor-cycle, the allowance shall be at a rate not exceeding—

(*a*) for the use of a motor-cycle of engine capacity not exceeding 150 c.c., 2.5p a mile each way;

(*b*) for the use of a motor-cycle of engine capacity exceeding 150 c.c. but not exceeding 245 c.c., 3.1p a mile each way;

(*c*) for the use of a motor-cycle of engine capacity exceeding 245 c.c. but not exceeding 500 c.c., 4.2p a mile each way;

(*d*) for the use of a motor-cycle of engine capacity exceeding 500 c.c., 5.2p a mile each way, except where the use of the motor-cycle results in a substantial saving of time or is otherwise reasonable, in which case the allowance shall be at a rate not exceeding 5.4p a mile each way.

(2) Subject to sub-paragraph (3) below, where a person travels by private motor car, the allowance shall be at a rate not exceeding 5.2p a mile each way, 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 a rate not exceeding—

(i) for the use of a motor car of engine capacity not exceeding 1,000 c.c., 9.3p a mile each way;

(ii) for the use of a motor car of engine capacity exceeding 1,000 c.c. but not exceeding 1,750 c.c., 10.8p a mile each way;

(iii) for the use of a motor car of engine capacity exceeding 1,750 c.c., 11.8p a mile each way.

(3) The rates specified in sub-paragraph (2) above shall be increased—

(*a*) by a supplement of 0.5p per mile for each passenger carried and to whom an allowance would otherwise have been payable under this Schedule;

(*b*) by the amount of any expenditure necessarily incurred on parking fees, provided the use of the motor car results in a substantial saving of time or is otherwise reasonable.

EXPLANATORY NOTE

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

These Regulations revoke and replace the existing Jurors' Allowances Regulations in so far as they apply to service as a juror in the Crown Court, the High Court or a county court.

Travelling allowances payable to jurors who travel by private motor car or motor-cycle are increased by regulation 3.

The maximum rates of the financial loss allowance payable to jurors are increased by regulation 5.

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