

## Eligibility for jury service

# Am I eligible to serve on a jury?

NSW citizens from all backgrounds and experiences who are on the NSW Electoral Roll are eligible to serve on a jury unless they are **excluded** in accordance Schedule 1 of the Jury Act 1977 with the rules outlined in the legislation.

People have a right to claim exemption from jury service, if they fall under a category listed in Schedule 2 of the Jury Act 1977.

### Are there age limitations for jurors?

No. Any eligible NSW citizen can serve as a juror.

#### Can people with a disability serve as jurors?

Yes. Where possible, adjustments can be made to accommodate jurors with a disability.

### Persons excluded from jury service.

People **excluded** from the jury roll are not eligible to serve on a jury.

A full list of those excluded from jury service can be found under Schedule 1 of the Jury Act 1977.

Examples of those excluded from jury service are individuals who:

- Hold particular high public office, such as Governor-General or Members of the Executive Committee
- Hold employment in certain public service occupations, such as NSW Police Force, Australian Federal Police, and Australian Crime Commission
- Have certain criminal convictions; are serving a term of imprisonment or detention; have had their driver's licence disqualified or are undischarged bankrupts.

### Persons exempt from jury service

Some people can claim **exemption** from jury service. This means that people who fall under a category listed in <u>Schedule 2 of the Jury Act 1977</u> are eligible to apply to be exempt from jury service but can still serve as jurors should they wish to do so.

Examples of those who can apply for exemption include:

- Doctors; dentists; clergy; and emergency workers.
- Persons providing full-time care for a person who is sick, infirm, or disabled.

If you fall into any of these categories above, **you have 21 days** to request that your name be removed from the jury roll through the <u>juror website</u>. Please ensure you also provide supporting documentation along with your request.





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In some cases, applications are declined due to a lack of supporting documentation.

To see what supporting documentation you might need to supply, see 'How do I apply to be excused from jury service?'

You also have the right to lodge an appeal with the local court.

#### You are not allowed to serve if you:

- Have committed certain serious offences including offences involving terrorist acts and sexual offences.
- Have served a period of imprisonment within the last 7 years or the last 10 years if imprisoned for more than 3 months.
- Have served a period of juvenile detention in the last 3 years.
- Are currently subject to certain orders or disqualifications including apprehended violence orders, or licence disqualification (does not include suspension of licence)
- ★ Hold particular office including the Governor, judicial officers, and Legislative Council.
- Are an Australian lawyer whether or not a current practitioner.
- Are employed in law enforcement or criminal investigation including NSW Police Force, AFP, and NSW Crime Commission.
- Have direct access to inmates or information about inmates including NSW Corrective Services, Dept. of the Attorney General, and Forensic Mental Health Network.
- \* Are an undischarged bankrupt.

### You can apply for exemption if you:

- Live with, and care fulltime for, a person who is sick, infirm or disabled.
- Have a permanent mental or physical impairment that renders you unable to perform jury service.
- Are employed in fire, ambulance, rescue, or other emergency services not including voluntary or casual staff.
- Are a practising dentist.
- Are a practising medical practitioner.
  e.g. General Practitioner, Medical Radiation Practitioner, Optometrist
- Are a practising pharmacist.
- Have served as a juror on a trial in the last 3 years.
- Have attended court in the last 12 months for jury service and made yourself available.
- Have previously completed lengthy jury service and been exempted by the judge or coroner.
- Are clergy or a vowed member of a religious order e.g. Buddhist monk, Islamic Imam, Catholic Priest.

