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Chapter:	3	Title:	JURY ORDINANCE	Gazette Number:	10 of 2005
Section:	5	Heading:	Exemptions from service	Version Date:	08/07/2005

Remarks:

Adaptation amendments retroactively made - see 2 of 2012 s. 3

(1) The following persons shall be exempt from service as jurors- (Amended 51 of 1911; 63 of 1911 Schedule; 28 of 1962 s. 3; 28 of 2000 s. 47)

- (a) members of the Executive or Legislative Council; (Replaced 8 of 1912 s. 29. Amended 67 of 1987 s. 2)
- (aa) (Repealed 78 of 1999 s. 7)
- (ab) justices of the peace; (Added 64 of 1984 s. 4)
 - (b) any public officer who is-
 - (i) a judge, deputy judge, District Judge, deputy District Judge, Registrar, Senior Deputy Registrar, Deputy Registrar, Assistant Registrar, coroner or magistrate; (Amended 10 of 2005 s. 163)
 - (ii) a presiding officer, adjudicator or member of any tribunal established by law;
 - (iii) an officer or member of the staff of any court or tribunal established by law, if his work is mainly concerned with the day to day administration of the court or tribunal;
 - (iv) a legal officer within the meaning of section 2 of the Legal Officers Ordinance (Cap 87); (Replaced 8 of 1993 s. 5)
 - (v) serving in the Department of Justice, the Legal Aid Department, the Official Receiver's Office or the Intellectual Property Department; (Amended 39 of 1992 s. 7; 60 of 1992 s. 2; 8 of 1993 s. 5; L.N. 362 of 1997)
 - (vi) a member of the Hong Kong Police Force, the Immigration Service, the Customs and Excise Service or the Fire Services Department, including a person holding any post specified in the Seventh Schedule to the Fire Services Ordinance (Cap 95); (Amended L.N. 362 of 1997)
 - (vii) an officer of the Correctional Services Department;
 - (viii) a member of the Government Flying Service; (Replaced 54 of 1992 s. 19)
 - (ix) the Commissioner, Deputy Commissioner or an officer of the Independent Commission Against Corruption;
 - (x) carrying out duties in the Hong Kong Police Force, the Immigration Department, the Customs and Excise Department, the Fire Services Department, the Correctional Services Department, the Government Flying Service or the Independent Commission Against Corruption; (Amended 1 of 1997 s. 7; L.N. 362 of 1997)
 - (xi) serving in a training or apprentice rank; (Replaced 64 of 1984 s. 4)
 - (xii) appointed as the principal probation officer, or as a probation officer, under the Probation of Offenders Ordinance (Cap 298); or (Added 37 of 1988 s. 3)
 - (xiii) a social worker employed full-time in any reformatory school established under the Reformatory Schools Ordinance (Cap 225), any place of detention appointed under the Juvenile Offenders Ordinance (Cap 226), or any approved institution within the meaning of the Probation of Offenders Ordinance (Cap 298); (Added 37 of 1988 s. 3)
- (c) consuls, vice-consuls, and officers of equivalent status, of governments of foreign states and such salaried functionaries of such governments as are nationals of such governments and are not carrying on business in Hong Kong, and the spouses and dependent children of such persons; (Replaced 6 of 1955 s. 2. Amended 39 of 1960 s. 3; 37 of 1988 s. 13; 23 of 1998 s. 2)
- (d) barristers-at-law and solicitors in actual practice, and their clerks;
- (e) persons duly registered as or deemed to be medical practitioners under the Medical Registration Ordinance (Cap 161), persons duly registered as dentists under the Dentists Registration Ordinance (Cap 156) and persons duly registered under the Veterinary Surgeons Registration Ordinance (Cap 529); (Replaced 31 of 1936 s. 2. Amended 1 of 1940 s. 28; 96 of 1997 s. 31)
- (f) editors of daily newspapers in Hong Kong and such members of their staffs in respect of whom the Registrar is satisfied that jury service would disrupt the publication of such newspapers; (Replaced 6 of 1955 s. 2. Amended 37 of 1988 s. 13)
- (g) chemists and druggists actually carrying on business as such;

- (h) clergymen, priests, and ministers of any Christian congregation or Jewish congregation, functioning in Hong Kong; (Amended 20 of 1948 s. 4; 37 of 1988 s. 13)
- (ha) imams of and persons holding similar positions in any Muslim congregation functioning in Hong Kong; (Added 72 of 1997 s. 5)
- (hb) priests of and persons holding similar positions in any Hindu congregation functioning in Hong Kong; (Added 72 of 1997 s. 5)
- (i) full time students of any school, college, university, polytechnic, technical institute, industrial training centre or other educational (including vocational education) institution; (Replaced 64 of 1984 s. 4)
- (j) members of the Chinese People's Liberation Army; (Replaced 2 of 2012 s. 3)
- (k) pilots licensed under the Pilotage Ordinance (Cap 84), and the master and members of the crew of any ship; (Replaced 28 of 1962 s. 3)
- (l) pilots, navigators, wireless operators and other full-time members of the crews of passenger or mail or commercial aircraft; (Replaced 6 of 1955 s. 2)
- (m) members of the Hong Kong Auxiliary Police Force and persons summoned to act or enrolled or appointed as special constables under any enactment: (Amended 29 of 1969 s. 2; L.N. 362 of 1997)
Provided that any person claiming exemption under this paragraph may be required by the Registrar to produce a certificate from the Commissioner of Police in proof of such exemption; (Replaced 2 of 1959 Second Schedule)
- (n) persons who are vowed and full-time members of any religious orders living in monasteries, convents or other such religious communities; (Added 6 of 1955 s. 2. Amended 64 of 1984 s. 4)
- (o) the spouse of-
- (i) the Chief Justice;
 - (ia) a judge of the Court of Final Appeal; (Added 79 of 1995 s. 50)
 - (ib) the Chief Judge; (Added 26 of 1999 s. 3)
 - (ii) a Justice of Appeal;
 - (iii) a judge of the Court of First Instance; and (Amended 25 of 1998 s. 2)
 - (iv) a coroner; (Replaced 72 of 1997 s. 5)
- (p) spouses of members of the Chinese People's Liberation Army; (Added 39 of 1960 s. 3. Amended 28 of 1962 s. 3; 72 of 1997 s. 5; 2 of 2012 s. 3)
- (q) (Repealed 25 of 1998 s. 2)
- (r) the Legal Adviser of the Legislative Council Secretariat and any of his assistants who is in the full time employment of the Legislative Council Commission and is a barrister or a solicitor as defined in the Legal Practitioners Ordinance (Cap 159). (Added 72 of 1997 s. 5)

(2) In this section-

- (a) reference to Registrar includes reference to the Registrar of the District Court;
- (aa) "Senior Deputy Registrar" (高級副司法常務官) means Senior Deputy Registrar of the High Court; (Added 10 of 2005 s. 163)
- (b) "Deputy Registrar" (副司法常務官) means Deputy Registrar of the High Court or of the District Court;
- (c) "Assistant Registrar" (助理司法常務官) means Assistant Registrar of the High Court or of the District Court. (Added 28 of 2000 s. 47)