

P. L. 2007-75

**AN ACT**

to amend the Jury Trial Act.

**BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS:**

**Section 1. Short Title**

This Act may be cited as the Jury Trial (Amendment) Act, 2007.

**Section 2. Amendment**

(1) The Jury Trial Act, 27 MIRC Chp.5, is amended as set forth below:

**§502. Right to trial by jury.**

(1) Any person accused of committing an offense punishable with three (3) or more years in prison, shall with respect to the offence be entitled to a trial by a jury of four (4) persons, unless the defendant knowingly and voluntarily waives the right to a jury trial. The Republic shall be entitled to two (2) pre-emptory challenges and the defendant or defendants jointly to two (2) pre-emptory challenges. If there is more than one defendant, the court may allow the defendants additional peremptory challenges and permit the same to be exercised separately or jointly.

(2) If an offense is punishable by less than three (3) years in prison, the defendant is not entitled to a jury trial with respect to the offense.

1           (3)     Whenever the defendant waives his right to a jury trial or the defendant does not have  
2                   a right to a jury trial, the offense shall be tried by the court alone.  
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4     Section 3.     **Effective Date**

5           This Act shall take effect on the date of certification in accordance with the Constitution and  
6     the Rules of Procedures of the Nitijela.  
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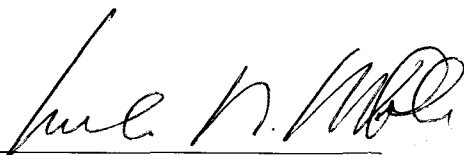
CERTIFICATE

I hereby certify:

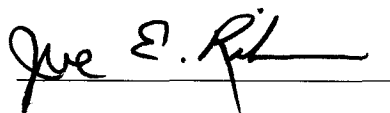
- (1) That Nitijela Bill No: 93ND1 was passed by the Nitijela of the Republic of the Marshall Islands on the 27<sup>th</sup> day of March, 2007; and
- (2) That I am satisfied that Nitijela Bill No.: 93ND1 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 16<sup>th</sup> day of May, 2007.

Attest:



**Ruben R. Zackhras**  
Vice-Speaker  
Nitijela of the Marshall Islands



**Joe E. Riklon**  
Clerk  
Nitijela of the Marshall Islands