

By Mr. Ryan of Haverhill, petition of Theodore L. Schiavoni for legislation to provide for the speedy trial of a misdemeanor by a jury of six in the Central District Court of Northern Essex. The Judiciary.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT PROVIDING FOR THE SPEEDY TRIAL OF A MISDEMEANOR BY A JURY OF SIX IN THE CENTRAL DISTRICT COURT OF NORTHERN ESSEX.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Any defendant, in any district court of Essex  
2 county, found guilty of a violation of a by-law, order, ordinance,  
3 rule or regulation made by a city or town or public officer or of  
4 any other misdemeanor, except libel, may appeal and claim a  
5 jury of six in the central district court of Northern Essex. Such  
6 claim of appeal shall be in writing and shall constitute a waiver  
7 of any claim of appeal to a trial by a jury in the superior court  
8 or other disposition in said superior court.

9 Any defendant found guilty in any district court of Essex  
10 county of a violation of any of the offenses set forth in the  
11 first paragraph who has appealed to the superior court may, at  
12 any time before trial on such appeal, claim a trial by a jury of  
13 six in the central district court of Northern Essex. Such claim  
14 shall be in writing and shall constitute a waiver of any right to a  
15 trial by a jury in the superior court or other disposition in said  
16 superior court. When a claim for a trial by a jury of six in the  
17 central district court of Northern Essex has been made under  
18 the provisions of this paragraph, the clerk of the superior court  
19 shall forthwith forward to the clerk of said central district court  
20 of Northern Essex all the papers in the case which have been  
21 filed in the superior court.

22 The justice presiding at such session over a jury of six in

23 said central district court of Northern Essex shall have and  
24 exercise all the powers and duties which a justice of the superior  
25 court has and may exercise in the trial and disposition of such  
26 cases.

27 No justice so sitting shall act in a case in which he has either  
28 sat or held an inquest in the district court or otherwise has taken  
29 part in any proceeding therein.

30 Trials by such juries of six in said central district court of  
31 Northern Essex shall be held in the courthouse for said court,  
32 or if not practicable there, then in the courthouse of the superior  
33 court in the city of Salem, and shall proceed in accordance with  
34 the provisions of law applicable to trials by jury in the superior  
35 court, except that the number of peremptory challenges shall be  
36 limited to two to each defendant. The commonwealth shall be  
37 entitled to as many such challenges as equal the whole number  
38 to which all of the defendants in the case are entitled. Jurors  
39 shall be drawn from the pool of jurors available for the jury  
40 sessions in either civil or criminal sessions in the superior court  
41 for Essex county. The district attorney for the eastern district  
42 shall appear for the commonwealth in all cases. The chief  
43 justice of the district courts shall arrange for the jury sessions  
44 of the central district court of Northern Essex and shall assign  
45 justices and special justices thereto, to the end that speedy  
46 trials may be provided for such appeals. In the event of a trial  
47 by a jury of six in said district court, review may be had directly  
48 by the supreme judicial court, by a bill of exceptions, appeal,  
49 report or otherwise in the same manner provided for trials by  
50 jury in the superior court. The defendant may elect to waive a  
51 jury of six in the manner provided by section six of chapter two  
52 hundred and sixty-three of the General Laws, but such waiver  
53 shall not revive any right to a trial by jury or other disposition  
54 in the superior court which had been waived under the provisions  
55 of the first or second paragraphs.

56 The justice presiding at such session over a jury of six shall,  
57 upon the request of the defendant, appoint a stenographer, who  
58 shall be sworn, and who shall take stenographic notes of all the  
59 testimony given at the trial, and shall provide the parties thereto  
60 with a transcript of his notes or any part thereof taken at the  
61 trial or hearing for which he shall be paid by the party requesting  
62 it at the rate fixed by the chief justice of the district courts;

63 provided, however, that such rate shall not exceed the rate  
64 provided by section eighty-eight of chapter two hundred and  
65 twenty-one of the General Laws. Said chief justice may make  
66 regulations not inconsistent with law relative to the assign-  
67 ments, duties and service of stenographers appointed for any  
68 district court, and any other matter relative to such stenog-  
69 raphers. The compensation and expenses of said stenographer  
70 shall be paid by the county.

1 SECTION 2. The provisions of this act shall take effect on  
2 September first, nineteen hundred and seventy and shall become  
3 inoperative on July first, nineteen hundred and seventy-two.

The first part of the book is devoted to a general history of the world, from the beginning of time to the present day. The author discusses the various civilizations that have flourished on the earth, and the progress of human knowledge and art. He also touches upon the different religions and philosophies that have shaped the human mind.

The second part of the book is a detailed account of the history of the British Empire. It begins with the early voyages of discovery, and follows the expansion of British power across the globe. The author describes the various colonies and territories that were acquired, and the role of the British in the development of these lands.

The third part of the book is a history of the British monarchy. It traces the lineage of the British kings and queens, from the first monarch to the present day. The author discusses the various events and circumstances that have shaped the monarchy, and the role of the monarch in the government.

The fourth part of the book is a history of the British constitution. It discusses the development of the various institutions of government, and the principles that have guided the British people. The author also touches upon the different forms of government that have been tried in Britain, and the reasons for their success or failure.

The fifth part of the book is a history of the British navy. It discusses the various naval battles and expeditions, and the role of the navy in the expansion of the British Empire. The author also touches upon the different ships and technologies that have been used by the British navy, and the achievements of its officers and crew.

The sixth part of the book is a history of the British army. It discusses the various military campaigns and battles, and the role of the army in the defense of the British Empire. The author also touches upon the different weapons and tactics that have been used by the British army, and the achievements of its officers and soldiers.