Any sums so borrowed shall be placed to the credit of the account of Her Majesty's Exchequer, and shall form part of the said Consolidated Fund, and be available in any manner in which such fund is available.

Short title.

3. This Act may be cited as the Consolidated Fund (No. 2) Act, 1883.

CHAPTER 6.

An Act to provide, during twelve months, for the Discipline and Regulation of the Army. [26th April 1883.]

WHEREAS the raising or keeping a standing army within the United Kingdom of Great Britain and Ireland in time of peace, unless it be with the consent of Parliament, is against law:

And whereas it is adjudged necessary by Her Majesty and this present Parliament, that a body of forces should be continued for the safety of the United Kingdom and the defence of the possessions of Her Majesty's Crown, and that the whole number of such forces should consist of one hundred and thirty-seven thousand six hundred and thirty-two men, including those to be employed at the depôts in the United Kingdom of Great Britain and Ireland for the training of recruits for service at home and abroad, but exclusive of the numbers actually serving within Her Majesty's Indian possessions:

And whereas it is also judged necessary for the safety of the United Kingdom, and the defence of the possessions of this realm, that a body of Royal Marine forces should be employed in Her Majesty's fleet and naval service, under the direction of the Lord High Admiral of the United Kingdom, or the Commissioners for executing the office of Lord High Admiral aforesaid:

And whereas the said marine forces may frequently be quartered or be on shore, or sent to do duty or be on board transport ships or vessels, merchant ships or vessels, or other ships or vessels, or they may be under other circumstances in which they will not be subject to the laws relating to the government of Her Majesty's forces by sea:

And whereas no man can be forejudged of life or limb, or subjected in time of peace to any kind of punishment within this realm by martial law, or in any other manner than by the judgment of his peers, and according to the known and established laws of this realm; yet nevertheless it being requisite, for the retaining all the before-mentioned forces, and other persons subject to military law, in their duty, that an exact discipline be observed, and that persons belonging to the said forces who mutiny or stir up sedition, or desert Her Majesty's service, or are guilty of crimes and offences to the prejudice of good order and military discipline, be brought to a more exemplary and speedy punishment than the usual forms of the law will allow:

44 & 45 Vict. c. 58.

And whereas the Army Act, 1881, will expire—

(*a.*) In the United Kingdom, the Channel Islands, and the Isle of Man, on the thirtieth day of April one thousand eight hundred and eighty-three; and

(*b.*) Elsewhere in Europe, inclusive of Malta, also in the West Indies and America, on the thirty-first day of July one thousand eight hundred and eighty-three; and

(*c.*) Elsewhere, whether within or without Her Majesty's dominions, on the thirty-first day of December one thousand eight hundred and eighty-three:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited as the Army (Annual) Act, 1883.

Army Act (44 & 45 Vict. c. 58.) to be in force for specified times.

2.—(1.) The Army Act, 1881, shall be and remain in force during the periods herein-after mentioned, and no longer, unless otherwise provided by Parliament; that is to say,

(*a.*) Within the United Kingdom, the Channel Islands, and the Isle of Man, from the thirtieth day of April one thousand eight hundred and eighty-three to the thirtieth day of April one thousand eight hundred and eighty-four, both inclusive; and

(*b.*) Elsewhere in Europe, inclusive of Malta, also in the West Indies and America, from the thirty-first day of July one thousand eight hundred and eighty-three to the thirty-first day of July one thousand eight hundred and eighty-four, both inclusive; and

(*c.*) Elsewhere, whether within or without Her Majesty's dominions, from the thirty-first day of December one thousand eight hundred and eighty-three to the thirty-first day of December one thousand eight hundred and eighty-four, both inclusive;

and the day from which the Army Act, 1881, is continued in any place by this Act is in relation to that place referred to in this Act as the commencement of this Act.

44 & 45 Vict. c. 58.

(2.) The Army Act, 1881, while in force shall apply to persons subject to military law, whether within or without Her Majesty's dominions.

44 & 45 Vict. c. 58.

(3.) A person subject to military law shall not be exempted from the provisions of the Army Act, 1881, by reason only that the number of the forces for the time being in the service of Her Majesty, exclusive of the marine forces, is either greater or less than the number herein-before mentioned.

Prices in respect of billeting. 44 & 45 Vict. c. 58.

3. There shall be paid to the keeper of a victualling house for the accommodation provided by him in pursuance of the Army Act, 1881, the prices specified in the Schedule to this Act.

Amendments of Army Act, 1881.

Amendment of s. 46 (3) of 44 & 45 Vict. c. 58. as to power of commanding officer.

4. Whereas the words herein-after mentioned in section forty-six of the Army Act, 1881, are superfluous, inasmuch as the offence therein mentioned is an aggravated offence of drunkenness, and it is expedient to omit the same: Be it therefore enacted as follows

In section forty-six of the Army Act, 1881, the words "was "guilty of drunkenness after being warned for duty, or unless he" shall be omitted from the third subsection.

Amendment of s. 80 (4) of 44 & 45 Vict. c. 58. as to attestation paper.

5. Whereas by section eighty of the Army Act, 1881, provision is made with respect to the recording of the answers of a recruit in an attestation paper to the questions put to him, and with respect to the signing and attesting of the attestation paper, and doubts have arisen with respect to the application of the said section to duplicates of such paper if duplicates are required by the regulations of a Secretary of State under Part II. of the said Act, and it is expedient to remove such doubts: Be it therefore enacted as follows:

There shall be added to section eighty of the Army Act, 1881, after the sixth subsection the following enactment:

(7.) Where the regulations of a Secretary of State under this part of this Act require duplicate attestation papers to be signed and attested, this section shall apply to both such duplicates, and in the event of any amendment of an attestation paper the amendment shall be made in both of the duplicate attestation papers.

Amendment of s. 94 of 44 & 45 Vict. c. 58. as to justices of the peace for the purpose of enlistment.

6. Whereas by the second subsection of section ninety-four of the Army Act, 1881, it is enacted that an officer while subject to military law shall not act as a justice of the peace for the purpose of the attestation of soldiers:

And whereas militiamen can be attested before any officer as well as before a justice of the peace, and it is expedient to make provision for the attestation of soldiers before officers: Be it therefore enacted as follows:

In section ninety-four of the Army Act, 1881, the words "an "officer in the United Kingdom or elsewhere, if authorised in that "behalf under the regulations of a Secretary of State also," shall be inserted before the words "every person exercising the office of a magistrate" in the first subsection; and the second subsection shall be omitted.

Amendment of s. 145. (2) of 44 & 45 Vict. c. 58. as regards the liability of a soldier to maintain his wife and children.

7. Whereas under section one hundred and forty-five of the Army Act, 1881, it is provided that in the case either (*a*) of an order or decree made for payment by a soldier either of the cost of the maintenance of his wife or child, or of any bastard child, or of the cost of any relief given to his wife or child, by way of loan, being sent to a Secretary of State, or (*b*) of it appearing to the satisfaction of a Secretary of State that a soldier has deserted or left in destitute circumstances, without reasonable cause, his wife or any of his legitimate children under fourteen years of age, the Secretary of State may order a sum therein mentioned to be deducted from the daily pay of such soldier, and to be appropriated in the first case in liquidation of the sum adjudged to be paid by such order or decree, and in the second case towards the maintenance of such wife or children:

And whereas it is expedient to make it obligatory on the Secretary of State to make the order in such cases: Be it therefore enacted as follows:

In section one hundred and forty-five of the Army Act, 1881, the words "Secretary of State shall order" shall be substituted for the words "Secretary of State may order" in the second subsection.

Amendment of s. 172 of 44 & 45 Vict.

8. Whereas it is expedient to make further provision respecting the validity of orders of military authorities for the detention in

custody of persons subject to military law when on board ship: Be it therefore enacted as follows:

c. 58. respecting provisions as to warrants and orders of military authorities.

There shall be added to section one hundred and seventy-two of the Army Act, 1881, after the fourth subsection the following enactment—

(5.) Where a military convict, or a military prisoner, or a person who is subject to military law and charged with an offence, is a prisoner in military custody, and for the purpose of conveyance by sea is delivered on board a ship to the person in command of the ship or to any other person on board the ship acting under the authority of the commander, the order of the military authority which authorises the prisoner to be conveyed by sea shall be a sufficient authority to such person, and to the person for the time being in command of the ship, to keep the said prisoner in custody and convey him in accordance with the order, and the prisoner while so kept shall be deemed to be kept in military custody.

Amendment of s. 175. (1) of 44 & 45 Vict. c. 58. as to officers subject to military law.

9. Whereas in section one hundred and seventy-five of the Army Act, 1881, which declares what persons shall be subject to military law as officers, the first subsection is as follows:

(1.) "Officers of the regular forces on full pay, and if not otherwise subject to military law, officers of the staff of the army, and officers employed on military service under the orders of an officer of the regular forces:"

And whereas, having regard to the terms of the Royal Warrant regulating the pay and promotion of the army, doubts have arisen with respect to the construction of the above enactment, and it is expedient to remove such doubts: Be it therefore enacted as follows:

In section one hundred and seventy-five of the Army Act, 1881, the words "officers of the regular forces on the active list, within "the meaning of any Royal Warrant for regulating the pay and "promotion of the regular forces, and officers not on such active "list who are employed on military service under the orders of an "officer of the regular forces, who is subject to military law" shall be substituted for the first subsection (above recited).

Amendment of s. 182. of 44 & 45 Vict. c. 58. as to warrant officers.

10. Whereas by section one hundred and eighty-two of the Army Act, 1881, power is given to a court-martial to sentence a warrant officer to be suspended from rank, pay, and allowances, or any of them, and injustice may arise if a warrant officer is sentenced to a suspension in any one of such cases, and not in all of them, and it is expedient to prevent the same:

And whereas by the same section power is given to a court-martial to sentence a warrant officer to be transferred to a corps in the same arm or branch of the service, and in the same regimental rank as that in which he served immediately before his transfer to be warrant officer, and such power is unnecessary, as the power to order such transfer is by section eighty-three of the same Act vested in the competent military authority: Be it therefore enacted as follows:

In section one hundred and eighty-two of the Army Act, 1881, the words "or any of them" shall be omitted after the words "rank and pay and allowances" in the second subsection.

In section one hundred and eighty-two of the Army Act, 1881, the words "or to be transferred to a corps in the same arm or "branch of the service and in the same rank as that in which he "served immediately before his transfer to be warrant officer" shall be omitted from the second subsection.

Printing of amendments.

11. In all copies of the Army Act, 1881, which may be printed after the commencement of this Act the words by this Act directed to be substituted for other words shall be printed therein in lieu of the latter words, and the words directed by this Act to be added shall be added thereto, and the words directed by this Act to be omitted shall be omitted therefrom.

SCHEDULE.

Accommodation to be provided.	Maximum Price.
Lodging and attendance for soldier where hot meal furnished.	Twopence halfpenny per night.
Hot meal as specified in Part I. of the Second Schedule to the Army Act, 1881.	One shilling and one penny halfpenny each.
Where no hot meal furnished, lodging and attendance, and candles, vinegar, salt, and the use of fire, and the necessary utensils for dressing and eating his meat.	Fourpence per day.
Ten pounds of oats, twelve pounds of hay, and eight pounds of straw per day for each horse.	One shilling and ninepence per day.
Lodging and attendance for officer - -	Two shillings per night.

Note.—An officer shall pay for his food.

CHAPTER 7.

An Act to amend the Bills of Sale (Ireland) Act, 1879.

[26th April 1883.]

42 & 43 Vict. c. 50.

WHEREAS it is expedient to amend the Bills of Sale (Ireland) Act, 1879:

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited for all purposes as the Bills of Sale (Ireland) Act (1879) Amendment Act, 1883; and this Act and the Bills of Sale (Ireland) Act, 1879, may be cited together as the Bills of Sale (Ireland) Acts, 1879 and 1883.

Commencement of Act.

2. This Act shall come into operation on the first day of August one thousand eight hundred and eighty-three, which date is herein-after referred to as the commencement of this Act.

Construction of Act. 42 & 43 Vict. c. 50.

3. The Bills of Sale (Ireland) Act, 1879, is herein-after referred to as "the principal Act," and this Act shall, so far as is consistent with the tenor thereof, be construed as one with the principal Act; but unless the context otherwise requires shall not apply to any bill of sale duly registered before the commencement of this Act so