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.

4. This Act may be cited as the Consolidated Fund (No. 1) Act, 1887.

CHAPTER 2.

An Act to provide, during twelve months, for the Discipline and Regulation of the Army. [28th April 1887.]

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 forty-nine thousand three hundred and ninety-one 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 in the year one thousand eight hundred and eighty-seven on the following days:

(*a.*) In the United Kingdom, the Channel Islands, and the Isle of Man, on the thirtieth day of April; and

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

(*c.*) Elsewhere, whether within or without Her Majesty's dominions, on the thirty-first day of December:

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, 1887.

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-seven to the thirtieth day of April one thousand eight hundred and eighty-eight, 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-seven to the thirty-first day of July one thousand eight hundred and eighty-eight, 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-seven to the thirty-first day of December one thousand eight hundred and eighty-eight, 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.

(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.

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. 41 of 44 & 45 Vict. c. 58. as to offences punishable by ordinary law of England.

4. Whereas under section forty-one of the Army Act, 1881, as amended by the Army (Annual) Act, 1886, a person subject to military law is by the first four sub-sections liable, if convicted by a court-martial of certain offences in those sub-sections particularly specified, to suffer such punishment as is therein specified for each of such offences, and by the fifth sub-section is liable if convicted of any offence, which when committed in England is punishable by the law of England, to suffer such punishment as might be awarded to him in pursuance of the Army Act, 1881, in respect

of an act to the prejudice of good order and military discipline, or to suffer any punishment assigned for such offence by the law of England:

And whereas doubts have arisen as to whether the provision of the fifth sub-section for liability to the punishment that might be awarded in respect of an act to the prejudice of good order and military discipline extends to the offences in the first four sub-sections particularly specified, and it is expedient to remove such doubts: Be it therefore enacted as follows:—

In sub-section five of section forty-one of the Army Act, 1881, the words "not before in this section particularly specified," shall be inserted after the words, "if he is convicted of any offence."

Amendment of s. 57 of 44 & 45 Vict. c. 58. as to commutation and remission of sentences.

5. Whereas by section fifty-seven of the Army Act, 1881, the authorities therein-mentioned have power to commute punishment awarded by a sentence of a court martial for any less punishment or punishments to which the offender might have been sentenced by the said court-martial:

And whereas in case of murder the only sentence which a court-martial can award is the sentence of death, and doubts may arise as to the power of any authority to commute such sentence, and it is expedient to remove such doubts: Be it therefore enacted as follows:—

In sub-section one of section fifty-seven of the Army Act, 1881, the words "or if such punishment is death awarded for the offence "of murder, then for penal servitude or such less punishment as in "this Act mentioned" shall be inserted after the words "sentenced "by the said court-martial."

In sub-section two of section fifty-seven of the Army Act, 1881, the words "or if such punishment is death awarded for the offence "of murder, then for penal servitude or such less punishment as in "this Act mentioned" shall be inserted after the words "sentenced "by the said court-martial."

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.