ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

CAP. LXV.

An Act to amend the Laws relating to the Militia of *Great Britain*. [25th *May* 1815.]

WHEREAS an Act passed in the last Session of Parliament, intituled *An Act to enable His Majesty to accept the Services of a Proportion of the Militia out of the United Kingdom, for the vigorous Prosecution of the War*: And whereas another Act passed in the same Session of Parliament, intituled *An Act to explain and amend an Act passed in the present Session of Parliament, for enabling His Majesty to accept the Services of a Proportion of the Militia out of the United Kingdom, for the vigorous Prosecution of the War, and to extend the Provisions thereof to the Regiment of Miners of* Cornwall *and* Devon: And whereas Doubts have arisen as to Half Pay of Officers appointed by His Majesty to serve in Provisional Battalions of Militia under the said Acts; be it therefore enacted by the King'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, That the Provisions of the said recited Acts as to Half Pay shall extend and be deemed and construed to extend to Officers appointed by His Majesty under the Provisions of the said recited Acts, and who shall have served upon extended Service under the said Acts, as fully and effectually to all Intents and Purposes as to Officers whose Services have been accepted by His Majesty under the said Acts; any Thing in the said Acts or either of them to the contrary notwithstanding.

54 G. 3. c. 1.

54 G. 3. c. 20.

Provisions of recited Acts as to Half Pay to extend to Officers appointed to serve in Provisional Battalions.

Captain in Militia not to forfeit Half Pay; to take the ſame Oath as Subalterns receiving Half Pay.

II. And be it further enacted, That no Officer who is entitled to Half Pay ſhall be deemed or taken to forfeit or quit ſuch Half Pay, during the Time he ſhall ſerve as a Captain in the Militia, but the ſame ſhall nevertheleſs continue; and every ſuch Captain ſhall take the like Oath as Subalterns in the Militia receiving Half Pay.

Allowance to Wives and Families of Militia retained, embodied after 24th June 1814, to be repaid.

III. And whereas the Militia of ſome of the Counties, Ridings and Places in *Great Britain*, have been kept embodied after the Militia of other Counties have been diſembodied; and it is therefore reaſonable and expedient that the Expence incurred, in Allowances to the Wives and Families of ſuch Militia, ſhould be reimburſed; be it therefore enacted, That all Sums of Money which ſhall have been paid, by any County, Riding, Stewartry, Diviſion, City, Town or Place, in *Great Britain*, or by any Pariſh, Townſhip or Place therein, for or in reſpect of any Allowance to the Wives or Families of any Non-commiſſioned Officers, Drummers or Private Men, of the Militia of *England* or *Scotland* reſpectively, after the Twenty-fourth Day of *June* One thouſand eight hundred and fourteen, under or in purſuance of any of the Proviſions of the Acts in force in relation to ſuch Allowances in *England* and *Scotland* reſpectively, ſhall, upon the Certificate of Two or more of the Juſtices of the Peace in *England*, or of any Two or more of the Juſtices of the Peace in *Scotland*, be repaid, by the reſpective Receivers General in *England*, and by the Collectors of the Ceſs in *Scotland*, to the Treaſurers or Overſeers of the Poor or Pariſh Officers reſpectively, or other Perſons, of the Counties, Ridings, Diviſions, Cities, Towns or Places, for or in reſpect of which ſuch Allowances ſhall have been advanced, out of any public Monies in their Hands; and all ſuch Payments ſhall be allowed in other Accounts of ſuch Receivers General reſpectively.

If ſufficient Officers cannot be found for Court Martial, diſembodied Militia Officers may be ordered to attend, who ſhall receive Pay and Travelling Money.

IV. And be it further enacted, That in every Caſe in which a ſufficient Number of Officers cannot be found within the Town where any Serjeant Major, Serjeant, Corporal, Drum Major, or Drummer of the Militia while diſembodied, is to be tried by any Court Martial, or within Ten Miles thereof, it ſhall be lawful for the Colonel, or the Commandant or Senior Field Officer, as the Caſe may be, to order any ſuch Number of other Officers of the Militia of the County, Riding, or Place, to which the Regiment ſhall belong, reſiding beyond ſuch Ten Miles, as may be neceſſary to complete the Court Martial, to attend and aſſiſt as Members of the Court, who ſhall at the Time required thereupon attend and aſſiſt accordingly; and all ſuch Officers ſhall be entitled to Pay during ſuch Attendance, and to One Shilling and Sixpence for every Mile for going to ſuch Court Martial at the Commencement thereof and returning after the Concluſion of the Proceedings of the Court.

Leſſening the Number of Days for Training. 43 G. 3. c. 19.

V. And whereas an Act paſſed in the Forty-third Year of the Reign of His preſent Majeſty, intituled *An Act to authorize the training and exerciſing the Militia of* Great Britain *for Twenty-eight Days:* And whereas it is expedient that His Majeſty ſhould be empowered to order and direct the Aſſembly for Training and Exerciſe for a leſs Period than Twenty-eight Days; be it therefore enacted, That it ſhall be lawful for His Majeſty to order and direct that the Militia ſhall be trained and exerciſed for any Period not exceeding Twenty-eight Days in any Year, as

as His Majeſty ſhall deem moſt expedient; any Thing in the ſaid recited Act, or any other Act or Acts of Parliament relating to the Militia of *Great Britain*, to the contrary notwithſtanding.

Depots for Arms of Scotch Regular Militia. 42 G. 3. c. 91.

VI. And whereas an Act paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act to raiſe and eſtabliſh a Militia Force in* Scotland: And whereas no Proviſion is made in the ſaid Act for the Expence of providing convenient Places for the keeping of the Arms, Accoutrements, Cloathing and other Stores, of the Militia under the ſaid Act; be it therefore enacted, That ſuch convenient Places and Depôts ſhall be provided for the Arms, Accoutrements, Cloathing and other Stores, of the Regular Militia of *Scotland*, in like Manner and under ſuch and the like Rules and Regulations, as are contained, in relation to Places and Depôts for the Arms and Cloathing of the Local Militia, in an Act paſſed in the Fifty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for amending the Laws relating to the Local Militia in* Scotland. 52 G. 3. c. 68.

Relief to the Families of Non-commiſſioned Officers and Drummers employed on the Recruiting Service.

VII. And whereas certain Perſons ſerving in the Militia of *Great Britain*, as Non-commiſſioned Officers and Drummers, have lately been and are now employed in raiſing Men for the Militia, by Beat of Drum, under an Act paſſed in the Fifty-firſt Year of His Majeſty's Reign; and it is reaſonable that their Families ſhould receive the ſame Relief as if the Corps to which they belonged were embodied; be it therefore enacted, That where any ſuch Non-commiſſioned Officer or Drummer, who ſhall be ſo employed on the Recruiting Service, ſhall have left a Family at the Head Quarters of the Regiment unable to ſupport themſelves, the Overſeer or Overſeers of the Pariſh, Tything or Townſhip, where the Family of ſuch Perſon ſhall dwell, ſhall, by Order of ſome one Juſtice of the Peace, pay to the Family of every ſuch Non-commiſſioned Officer or Drummer, out of the Rates for the Relief of the Poor of ſuch Pariſh, Tything or Townſhip, ſuch and the like weekly Allowance as would have been payable to ſuch Family under any Act now in force, if ſuch Non-commiſſioned Officer or Drummer had been embodied and called out into actual Service; ſuch Allowance to commence and be calculated from the Fourteenth Day of *April* next before the paſſing of this Act, and to be continued during the Time ſuch Non-commiſſioned Officer and Drummer ſhall be abſent from Head Quarters upon ſuch Recruiting Service; and if any Non-commiſſioned Officer or Drummer belonging to the Militia of *Great Britain*, who ſhall hereafter be employed in the Recruiting Service, ſhall leave a Family at the Head Quarters of the Regiment unable to ſupport themſelves, although the Militia to which ſuch Non-commiſſioned Officer or Drummer ſhall belong ſhall not be embodied, ſuch and the like Allowance ſhall be payable to the Family of ſuch Non-commiſſioned Officer or Drummer, during the Time he ſhall be abſent from Head Quarters upon ſuch Recruiting Service, as would have been payable, under any Law now in force, to ſuch Family, if ſuch Non-commiſſioned Officer or Drummer had been at the Time embodied and called into actual Service.

Attendances of Surgeon, and Allowance for Examination.

VIII. And be it further enacted, That every Surgeon of Militia, who ſhall be required by any Two Deputy Lieutenants to attend the Enrolment of any Man or Men in the Militia, for the Purpoſe of examining ſuch Man or

or Men, at any Place ſpecified by ſuch Deputy Lieutenants, and not being more than Ten Miles from the Place of the Head Quarters of the Regiment where ſuch Surgeon is bound to reſide, ſhall and he is hereby required to attend at the Time and Place required, without any Fee or Reward, except an Allowance of One Shilling for each and every Mile of going to and returning from ſuch Place of Attendance: Provided always, that in caſe no Surgeon of the Militia ſhall reſide within ſuch Diſtance of Ten Miles from the Place of Enrolment, it ſhall be lawful for any Two Deputy Lieutenants to ſummon any other competent Surgeon, who ſhall upon ſuch Summons, with Two Days Notice in Writing of the Time and Place at which he will be required to attend, attend accordingly, and examine into the Fitneſs of the Man or Men to be enrolled; and every ſuch Surgeon ſhall in any ſuch Caſe be entitled to receive and ſhall have for ſuch Attendance a Sum not leſs than One Guinea nor exceeding Two Guineas, as the Deputy Lieutenants ſhall direct in that behalf, for each Day's Attendance upon every ſuch Examination; and every Surgeon of Militia, or other Surgeon, ſhall, before he ſhall begin any ſuch Examination, take the following Oath; which Oath any Deputy Lieutenant is hereby authorized to adminiſter; *viz.*

'I *A. B.* do ſwear, That I will, to the beſt of my Ability, faithfully and truly report as to the Fitneſs for Service of the Man or Men about to be ſubmitted to my Examination; and that I will not receive from any of them any Fee or Reward whatever for any ſuch Examination.'

Vice-Lieutenant authorized by the Lieutenant, may in his Abſence, &c. grant Commiſſions, and act as Lieutenant.

IX. And be it further enacted, That in any Caſe of the Illneſs or Abſence from any County, Riding or Stewartry in *Great Britain*, of the Lieutenant thereof, it ſhall be lawful for the Vice-Lieutenant of ſuch County, Riding or Stewartry, being authorized for that Purpoſe by the Lieutenant, to grant Commiſſions to Officers to ſerve in the Militia of ſuch County, Riding or Stewartry, upon any Vacancy which ſhall then happen, in like Manner as the Lieutenant thereof; and to do all Acts, Matters and Things which might lawfully be done by the Lieutenant, and the ſame ſhall be good and valid in Law, as if done by the Lieutenant himſelf.

Ballotted Men of Five Feet Two Inches liable to ſerve in Militia.

X. And be it further enacted, That no Ballotted Man ſhall be exempt from ſerving in the Militia of *Great Britain*, by reaſon of being under the Height of Five Feet Four Inches, provided ſuch Man ſhall be of the Height of Five Feet Two Inches; any Thing in any Act or Acts of Parliament relating to the Militia of *Great Britain* to the contrary notwithſtanding.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1815.