ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

****

CAP. C.

An Act to render more effectual Two Acts, made in this present Session of Parliament, for the more speedily completing the Militia of *Great Britain*, and for raising an additional Military Force for the better Defence of the United Kingdom.

[27th *July* 1803.]

WHEREAS by an Act made in this present Session of Parliament, intituled, *An Act for more speedily completing the Militia of* Great Britain, *raised under Two Acts, passed in the Forty-second Year of the Reign of His present Majesty, and for amending the said Acts*, it is among other Things enacted, that every ballotted Man to be enrolled to serve in the Militia of *Great Britain* should, previous to his Enrolment, be examined upon Oath before the Deputy Lieutenants as to his Residence, Age, and Family; and that if any Person should refuse to be examined as to his Fitness to serve in the Militia, such Person might be imprisoned for any Time not exceeding One Week: And whereas Doubts have arisen upon the true Construction of the said Act; be it therefore enacted and declared 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 every ballotted Man who shall have been or shall hereafter be ballotted to serve in the Militia of *Great Britain*, and who shall have refused or shall refuse to be examined upon Oath, as directed by the said Act, and shall have been or shall be imprisoned on Account of refusing to be examined as to his Fitness to serve in the Militia, shall, notwithstanding, be liable to be enrolled to serve in the said Militia, if he shall appear to the Deputy Lieutenants a proper Person to be so enrolled,

43 Geo. 3. c. 5.

Every Man ballotted to serve in the Militia of *Great Britain*, who shall be imprisoned for refusing to be examined as to his Fitness to serve, shall be liable

to be enrol'ed if he ſhall appear a proper Perſon.

enrolled, in ſuch and the like Manner, and under the like Penalties and Proviſions as are enacted in any of the Militia Laws of *Great Britain*; any Thing in the ſaid Act to the contrary notwithſtanding.

No Subſtitute or Volunteer, Five Feet Two Inches high, ſhall be deemed unfit.

II. And be it further enacted, That no Subſtitute or Volunteer offered for Service in the Militia of *Great Britain*, being of the full Height of Five Feet Two Inches, who ſhall be otherwiſe able bodied and fit for Service, ſhall be deemed unfit for Service, or be liable to be diſcharged on account of his Stature.

Mayors, *etc.* of the Cinque Ports, *etc.* ſhall act as Deputy Lieutenants for the Purpoſes of 43 Geo. 3. c. 82. and the Warden may appoint any Perſons qualified according to 42 Geo. 3. c. 90. to act as ſuch, and may authorize the Mayors, *etc.* to iſſue Orders to Conſtables to return Liſts of Perſons liable to ſerve in the Army under the recited Act, *etc.*

III. And be it further enacted, That the Mayors, Jurats, or other Magiſtrates, for the Time being, of each of the Cinque Ports, Two ancient Towns, and their Liberties, and the ſeveral Members thereof, ſhall and may act as Deputy Lieutenants for the Purpoſes of an Act paſſed in the preſent Seſſion of Parliament, intituled, *An Act to enable His Majeſty more effectually to raiſe and aſſemble, in* England, *an additional Military Force, for the better Defence and Security of the United Kingdom, and for the more vigorous Proſecution of the War*; and that it ſhall and may be lawful to and for the Warden of the ſaid Cinque Ports, Two ancient Towns, and their Members, to appoint any other Perſons qualified in the Manner directed by an Act made in the Forty-ſecond Year of His preſent Majeſty's Reign, intituled, *An Act for amending the Laws relating to the Militia in* England, *and for augmenting the Militia*, to act in like Manner as Deputy Lieutenants within the ſame: Provided always, that the ſaid Warden may, without the Concurrence of any Meeting of Deputy Lieutenants, authorize the ſaid Mayors, Jurats, and Magiſtrates, or Deputy Lieutenants, within ſuch Ports, Towns, Liberties, and Members, to iſſue their Orders to the reſpective Conſtables within the ſame, to return within a limited Time, Liſts of all Perſons liable to ſerve in the Army to be raiſed by virtue of the ſaid recited Act, for ſuch Port, Town, Liberty, and Member reſpectively, in the Manner required by the ſaid recited Act, and by the ſaid Act of the Forty-ſecond Year of the Reign of His preſent Majeſty, and may appoint ſuch Times as may appear to him to be neceſſary and proper for the Returns and Notices to be made and given conformably to the Directions of the ſaid recited Act.

Warden, *etc.* at a General Meeting, may appoint the Number to be raiſed for each of the Ports, *etc.*

IV. Provided alſo, That it ſhall be lawful for the ſaid Warden, and the ſaid Mayors, Jurats, Magiſtrates, or Deputy Lieutenants, at a General Meeting to be holden as ſoon as may be, after the ſaid Liſts ſhall have been returned, to appoint the Number of Men to be raiſed in purſuance of the ſaid Act of this Seſſion, for each of the ſaid Ports, Two ancient Towns, and their Liberties, and the ſeveral Members thereof reſpectively, and the Number of Men ſo appointed ſhall be raiſed, ballotted for, and ſworn in, purſuant to the Proviſions of the ſaid Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN Printers to the King's moſt Excellent Majeſty. 1803.