ANNO TRICESIMO SEXTO

Georgii III. Regis.

CAP. CXIV.

An Act to explain and amend an Act, passed in the Thirty-third Year of His present Majesty's Reign, intituled, *An Act to provide for the Families of Persons chosen by Lot to serve in the Militia of this Kingdom, and of Substitutes serving therein; and to explain and amend an Act of Parliament, passed in the Twenty-sixth Year of His present Majesty, intituled,* 'An Act for amending, and reducing into One Act of Parliament, the Laws relating to the Militia, in that Part of Great Britain *called* England.' [18th *May* 1796.]

Preamble.

33 Geo. III, Cap. 8.

WHEREAS by an Act, passed in the Thirty-third Year of His Majesty's Reign, intituled, *An Act to provide for the Families of Persons chosen by Lot to serve in the Militia of this Kingdom, and of Substitutes serving therein; and to explain and amend an Act of Parliament, passed in the Twenty-sixth Year of His present Majesty, intituled,* 'An Act for amending, and reducing into One Act of Parliament, the Laws relating to the Militia, in that Part of Great Britain *called* England;' it is amongst other Things enacted, that if the Family of any Substitute, Hired Man, or Volunteer, serving in the Militia when embodied and called

led out into actual Service and ordered to march, ſhall become chargeable to the Pariſh wherein ſuch Family ſhall dwell, and ſuch Subſtitute ſhall not ſerve for the ſame Pariſh, it ſhall be lawful for the Juſtice of the Peace who ſhall make any Order for the Relief of ſuch Family, at the ſame Time to direct the Overſeers of the Pariſh for which ſuch Subſtitute ſhall ſerve, to reimburſe the Money ſo paid to the Overſeer or Overſeers, who ſhall have advanced the ſame in purſuance of the Order before-mentioned, if ſuch Pariſh ſhall be ſituated within the ſame County, and if ſuch Pariſh ſhall be ſituated in any other County, the ſaid Juſtice ſhall cauſe the ſame to be reimburſed in Manner therein-after mentioned; and in caſe the Subſtitute whoſe Family ſhall be relieved as aforeſaid, ſhall ſerve for any Pariſh ſituate in another County, the Monies advanced by the Overſeers of the Pariſh, Townſhip, or Place, where the Family ſhall dwell, ſhall be repaid them out of the County Stock, by the Treaſurer of the County to which the Pariſh, Townſhip, or Place, ſhall belong, on producing a Certificate of the Order of the Juſtice allowing ſuch Relief, which Certificate ſuch Juſtice is thereby required to grant accordingly; and the Treaſurer who ſhall ſo repay ſuch Overſeer, ſhall tranſmit ſuch Certificate, and alſo an Account of all Monies ſo repaid by him from Time to Time quarterly, to the Treaſurer of the County, Riding, or Place, in the Militia whereof ſuch Subſtitute ſhall ſerve; and the Treaſurer to whom the ſame ſhall have been ſo tranſmitted, ſhall forthwith re-imburſe the ſame to the Treaſurer from whom the ſaid Account was received; which Account, ſo received and reimburſed, ſhall be laid before the Juſtices of the Peace at their next General or Quarter Seſſions, which ſhall be held for ſuch County, Riding, or Place, for their Allowance thereof, and the ſaid Juſtices ſhall and they are thereby required to allow the ſame accordingly, and forthwith to make an Order for the Overſeers of the Poor of the Pariſh, Townſhip, or Place, for which ſuch Subſtitute ſhall ſerve, to make good the ſame to the Treaſurer of the County, out of the Poor's Rates of ſuch Pariſh, Townſhip, or Place; and all Payments ſo made by ſuch Treaſurer or Treaſurers, Overſeer or Overſeers, in purſuance of ſuch Order or Orders of ſuch Juſtice or Juſtices, ſhall be allowed and paſſed in their reſpective Accounts in like Manner as the Expences incurred on Account of the Militia are by Law directed to be paſſed and allowed: And whereas by an Act, paſſed in the Thirty-fourth Year of His Majeſty's Reign, intituled, *An Act to amend an Act, paſſed in the laſt Seſſion of Parliament, intituled,* '*An Act to provide for the Families of Perſons choſen by Lot to ſerve in the Militia of this Kingdom, and of Subſtitutes ſerving therein; and to explain and amend an Act of Parliament, paſſed in the Twenty-ſixth Year of His preſent Majeſty, intituled,* "*An Act for amending, and reducing into One Act of Parliament, the Laws relating to the Militia, in that Part of* Great Britain *called* England;" *and alſo an Act, made in this preſent Seſſion of Parliament, intituled,* '*An Act for augmenting the Militia*;' Proviſions are made for the Relief of the Families of Perſons inrolled in the Place of Militia-men diſcharged at their own Requeſt, and further Proviſions are made for enforcing the ſaid Act of the Thirty-third Year of His Majeſty's Reign; and by an Act, paſſed in the Thirty-fifth Year of His Majeſty's Reign, intituled, *An Act to apportion the Relief, by the ſeveral Statutes now in force, directed to be given to the Families of Non-commiſſioned Officers, Drummers, Fifers, and Privates, ſerving in the Militia, between the County at large, and*

34 *Geo.* III, Cap. 47.

35 *Geo.* III, Cap. 81.

the peculiar Diſtricts therein not contributing to the County Rate, according to the Number of Men ſerving for each in ſuch Militia; and to remove certain Difficulties in reſpect to the Relief of Families of Subſtitutes, hired Men, or Volunteers, ſerving in the Militia; further Proviſions are made, touching the Relief of ſuch Families: And whereas by virtue of an Act paſſed in the Thirteenth and Fourteenth Years of the Reign of His late Majeſty King *Charles* the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, many Pariſhes in divers Parts of this Kingdom have been, and ſtill are divided into Townſhips, or other Diviſions, for the better Maintainance of the Poor of ſuch reſpective Townſhips, or other Diviſions, and the Poor of ſuch Townſhips, or other Diviſions, are maintained by the ſeveral Townſhips, or other Diviſions, to which they reſpectively belong, and Overſeers of the Poor are appointed for ſuch Townſhips, or other Diviſions, ſeparately and diſtinctly, but no Overſeers are appointed for the Pariſh at large wherein ſuch Townſhips, or other Diviſions, ſo ſeparately maintaining their own Poor, are ſituate, although the Perſons ſerving in the Militia are ballotted and ſerve for ſuch Pariſh at large, and not for ſuch Townſhips, or other Diviſions, ſeparately and diſtinctly compriſed therein: And whereas by an Act, made in the Twenty-ſixth Year of His Majeſty's Reign, intituled, *An Act for amending, and reducing into One Act of Parliament, the Laws relating to the Militia, in that Part of* Great Britain *called* England, it is amongſt other Things enacted, that in ballotting for the Militia, it ſhall be lawful to add together the Liſts of Two or more Pariſhes, Tithings, or Places, and proceed upon ſuch Liſts, added together, in like Manner as if they had been originally returned for One Pariſh, Tithing, or Place, ſo as to make the Choice of Militia-men by Ballot, within every Subdiviſion, as equal and impartial as poſſible: And whereas great Difficulties have ariſen in executing the ſaid ſeveral Proviſions in the ſaid Acts of the Thirty-third, Thirty-fourth, and Thirty-fifth Years of His ſaid Majeſty's Reign, in conſequence of the ſaid Proviſions in the ſaid Acts of the Thirteenth and Fourteenth Years of the Reign of His late Majeſty King *Charles* the Second, and of the Twenty-ſixth Year of His preſent Majeſty: 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 all and every the Proviſions, in the ſaid Acts of the Thirty-third, Thirty-fourth, and Thirty-fifth Years of His Majeſty's Reign contained, touching the Relief of the Family of any Subſtitute, hired Man, or Volunteer, ſerving for any Pariſh, Tithing, or Place, or any united Pariſhes, Tithings, or Places, and for the Reimburſement of all Sums of Money which have been or ſhall be advanced for any ſuch Purpoſe, ſhall extend to all Townſhips and Places having ſeparate Overſeers of the Poor, and maintaining the Poor thereof ſeparately and diſtinctly, and alſo to all Pariſhes and Places united for the Purpoſes of ballotting for Militia-men, as well as to all other Pariſhes and Places; and that the Juſtices of the Peace who have made or ſhall make Orders for the Relief of any ſuch Families, or any other Juſtice of the ſame County or Place, ſhall give Directions for the Reimburſement of the Money already advanced, or to be advanced for ſuch Purpoſe, by the Overſeers of the Poor of the Pariſh or Place, or united Pariſhes or Places, or Townſhips or Places reſpectively, which ought to reimburſe the ſame, or to contribute to the Reimburſement thereof; and the Treaſurers of the ſeveral

13 & 14 Car. II. Cap. 12, and

26 Geo. III. Cap. 107, recited.

Proviſions of the Three firſt recited Acts, touching the Relief of Families of Subſtitutes, hired Men, or Volunteers, to extend to Places having ſeparate Overſeers, and to all Places united for ballotting for Militia-men.

Counties, Ridings, Diviſions, and Places, and the Juſtices of the Peace of the ſeveral Counties, Ridings, Diviſions, and Places, within which all and every ſuch Pariſhes, Townſhips, and Places reſpectively ſhall be, ſhall make Reimburſement, and direct Reimburſement to be made by ſuch ſeveral Pariſhes, Townſhips, and Places reſpectively, in the ſame Manner as by the ſaid Act is provided with reſpect to Pariſhes and Places therein deſcribed, ſo that in all Caſes whatſoever ſuch Reimburſement may be fully made according to the true Intent and Meaning of the ſaid Act, as well with reſpect to Money already advanced, as with reſpect to Money to be advanced under any Order for ſuch Relief as aforeſaid; and where any Man ſhall ſerve for any united Pariſhes or Places, or for any Pariſh or Place comprizing more than One Townſhip or Place, which ſhall have ſeparate and diſtinct Overſeers of the Poor, all and every ſuch Juſtices as aforeſaid ſhall aſcertain in what Proportions ſuch united Pariſhes or Places, or ſuch ſeveral Townſhips or Places, comprized within the ſame Pariſh or Place, for which any ſuch Man whoſe Family ſhall be ſo relieved ſhall ſerve, ought to contribute to ſuch Relief; ſuch Proportions to be aſcertained according to the Numbers of Men liable to be ballotted for the Militia, which each of ſuch united Pariſhes or Places, or each of ſuch Townſhips or Places, as the Caſe may be, ſhall appear to have had by the laſt Returns made for that Purpoſe; and ſuch Juſtices ſhall make Orders for the Reimburſement of ſuch Advances as aforeſaid in ſuch ſeveral Proportions ſo to be aſcertained, and from Time to Time as Occaſion ſhall require; and in order to enable ſuch Juſtices to aſcertain ſuch Proportions, the Clerks of the ſeveral Subdiviſion Meetings ſhall, when thereunto required, certify by Writing under their Hands the Number of Men ſo liable to be ballotted for according to the Returns made for each of ſuch Pariſhes, Townſhips, or Places; for which Certificate there ſhall be paid a Fee of One Shilling and no more.

Juſtices to aſcertain what Proportions ſhall be contributed by united Places, or the ſeveral Places comprized within the ſame Pariſh, to the Relief of Militiamen's Families.

Clerk of Subdiviſion Meetings to certify, when required, the Number of Men liable to be ballotted for, for each Place.

II. And whereas in the Militia Regiments it ſometimes happens that Non-commiſſioned Officers, in conſequence of Miſbehaviour, are reduced to ſerve again in the Ranks: And whereas in conſequence of their having been promoted, the Pariſhes for which they were originally drawn are directed, and actually do furniſh other Men in their Stead, to the Families of which Men the ſaid Pariſhes pay the Weekly Allowance as directed by the Acts now in force, and are not directed by the ſaid Acts to pay any Weekly Allowance to the Families of ſuch Non-commiſſioned Officers ſo reduced as aforeſaid; be it therefore enacted, That the Families of ſuch Non-commiſſioned Officers, ſo reduced as aforeſaid, ſhall be relieved as Caſual Poor by the Pariſhes in which they reſide, and that ſuch Pariſhes ſhall be reimburſed in ſuch Manner as they would have been in caſe ſuch Non-commiſſioned Officer ſo reduced as aforeſaid had never been promoted.

Families of Non-commiſſioned Officers reduced to be relieved as Caſual Poor.

FINIS.