ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. VI.

An Act for enabling His Majeſty to raiſe a proviſional Force of Cavalry, to be embodied, in caſe of Neceſſity, for the Defence of theſe Kingdoms.

[11th *November* 1796.]

Preamble.

WHEREAS it is expedient, in the preſent Conjuncture, that a Body of Cavalry ſhould be enrolled, and kept in Readineſs to be called out to actual Service, whenever it ſhall be neceſſary, in order to prevent or repel any Invaſion that may be attempted by the Enemies of the Country: May it therefore pleaſe Your Majeſty that it may be enacted; and be it 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 throughout that Part of *Great Britain* called *England*, there ſhall be enrolled, for His Majeſty's Service, One Horſeman clothed, and furniſhed as herein-after preſcribed, and equipped, with One able and ſufficient Mare or Gelding, fit for Military Duty, for and in reſpect of every Ten Horſes, Mares, or Geldings, kept for the Purpoſe of Riding, or for drawing any Carriage, mentioned and deſcribed in ſeveral Acts of Parliament of the Twenty-fourth, Twenty-ninth, and Thirty-ſixth Years of the Reign of His preſent Majeſty, and charged to the Duties on Horſes, granted by the ſaid Acts, by any Aſſeſſment made, or to be made, after the Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, during

One Horſeman and Horſe to be enrolled for every Ten Horſes kept for Riding or drawing a Carriage, charged to the Duties on Horſes granted by certain Acts.

during the Continuance of this Act; the Execution of which Enrolment ſhall be in the Manner directed by this Act.

Every Perſon ſhall provide a Horſe and Horſeman for every ſuch Ten Horſes.

II. And be it further enacted, That every Perſon who is or ſhall be charged to the ſaid Duties, in Manner aforeſaid, for Ten Horſes, Mares, or Geldings, ſhall provide for His Majeſty's Service in Manner herein directed, One Mare or Gelding fit for Military Duty, for or in reſpect of ſuch Ten Horſes, Mares, or Geldings, by him or her kept and charged as aforeſaid; and in like Manner One other ſuch Mare or Gelding for or in reſpect of every Ten Horſes, Mares, or Geldings, by him or her kept in Addition to thoſe before enumerated and charged as aforeſaid; and ſhall alſo provide One able and ſufficient Horſeman, cloathed in the Manner directed by this Act, in reſpect of every ſuch Mare or Gelding by him or her to be provided for the Purpoſes of this Act.

Perſons keeping leſs than Ten Horſes to be claſſed together and to provide a Horſe and Horſeman for every Ten.

III. And be it further enacted, That the ſeveral Perſons herein-before deſcribed, who are or ſhall be charged to the ſaid Duties in Manner aforeſaid, for any greater Number of Horſes, Mares, or Geldings, than ſhall have been comprized in any Enumeration made in purſuance of the Proviſions of this Act before-mentioned (ſuch greater Number of Horſes, Mares, or Geldings, not amounting to Ten additional Horſes, Mares, or Geldings), and alſo all other Perſons in that Part of *Great Britain*, as aforeſaid, who are or ſhall be reſpectively charged to the ſaid Duties in Manner aforeſaid, for any Number leſs than Ten Horſes, Mares, or Geldings in the Whole, ſhall be claſſed together in Manner herein-after directed, and ſhall provide One Mare or Gelding fit for Military Duty, for and in reſpect of every Claſs conſiſting of Ten Horſes, Mares, or Geldings, by them reſpectively kept and charged as aforeſaid; and ſhall alſo provide One able and ſufficient Horſeman, cloathed as aforeſaid, in reſpect of every Mare or Gelding by them reſpectively to be provided for the Purpoſes of this Act.

County Lieutenants, &c. to carry this Act into Execution at their Meetings.

IV. And be it further enacted, That His Majeſty's Lieutenants and Deputy Lieutenants, conſtituted and appointed in the ſeveral Counties, Ridings, and Places, in that Part of *Great Britain* aforeſaid, and the Juſtices of the Peace of the ſame Counties, Ridings, and Places, and ſuch other Perſons as are authorized to carry into Execution the Militia Laws within their reſpective Juriſdictions, ſhall, at their reſpective General and Subdiviſion Meetings, carry this Act into Execution, in all Matters herein directed to be done; which General and Subdiviſion Meetings ſhall be holden for the Purpoſes of this Act, by the like Perſons, and in like Manner, as ſuch Meetings are directed to be holden by the Laws relating to the Militia: And the Juriſdiction of ſuch Meetings aſſembled for the Purpoſes of executing this Act, ſhall extend to all Places within their reſpective Counties, Ridings, or Subdiviſions, in the Manner directed and eſtabliſhed by the ſaid Militia Laws, and alſo to all Extra-parochial Places whatever, within the Limits of their reſpective Counties, Ridings, or Places.

The Firſt General Meeting of Lieutenancy ſhall be holden within 14 Days

V. And be it further enacted, That the Firſt General Meeting of Lieutenancy, in every County, Riding, or Place, within that Part of *Great Britain* as aforeſaid, to be holden for the Purpoſes of this Act, ſhall be holden on a Day, not later than Fourteen Days after the paſſing of this

Act; and may be held in purſuance of previous Adjournment, or by Summons, in the Manner directed by any Law now in Force relating to the Militia Forces, and ſhall be held from Time to Time, by Adjournment, within Seven Days from the preceding Meeting, until the full Complement of Men ſhall be enrolled by virtue of this Act, and afterwards as Occaſion ſhall require. afters the paſſing of this Act.

VI. And be it further enacted, That the Subdiviſion Meetings of Lieutenancy ſhall be appointed by the Firſt General Meeting to be holden for the Purpoſes of this Act; and ſhall be holden on a Day not later than Seven Days after the Firſt General Meeting aforeſaid; which Meetings may be adjourned from Time to Time, in the Manner directed by the Laws relating to the ſaid Militia Forces; and ſhall be holden from Time to Time, as often as the General Meetings of Lieutenancy ſhall direct, or oftener if Occaſion ſhall require. Subdiviſion Meetings to be appointed by the General Meetings.

VII. And be it further enacted, That the Commiſſioners of the Treaſury for the Time being, are hereby authorized and required to iſſue, and cauſe to be advanced, all ſuch Sums of Money as ſhall appear to them to be neceſſary for the Purpoſes of this Act, and to prevent Delay in the Execution thereof, to ſuch Perſons, and in ſuch Manner, as to them ſhall ſeem expedient (to be replaced in the Manner herein mentioned); and which Sums ſo to be advanced, ſhall be employed in defraying the neceſſary Expences in and about the Execution of this Act, in ſuch Particulars as the ſaid Commiſſioners of the Treaſury ſhall order and direct. Treaſury may iſſue Money to carry this Act into Execution.

VIII. And be it further enacted, That the Commiſſioners of His Majeſty's Treaſury for the Time being, ſhall cauſe to be prepared a true Schedule of the Number of Horſes, Mares, or Geldings, which have been, or ſhall be charged to the ſaid ſeveral Duties, by the laſt Aſſeſſment which ſhall have been made at any Time after the Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, and of the Names of the ſeveral Perſons reſpectively keeping the ſame, and the Number kept by each Perſon; deſcribing therein their reſpective Places of Reſidence, and diſtinguiſhing each Diviſion wherein they were ſo reſpectively charged; and the ſaid Commiſſioners of the Treaſury ſhall cauſe the ſame to be laid before the reſpective General Meetings of Lieutenancy for the reſpective Counties, Ridings, or Places, where ſuch Aſſeſſments have been made, at their Firſt Meetings which ſhall be held after ſuch Liſts ſhall be prepared by the reſpective Surveyors of the ſaid Duties, and to be by them verified on Oath if required, (which Oath the Lieutenant, or any One Deputy Lieutenant, or Juſtice of the Peace then there aſſembled, is hereby authorized to adminiſter), and the Lieutenant and Deputy Lieutenants, or Juſtices of the Peace, or in the Abſence of the Lieutenant, the Deputy Lieutenants, or Juſtices of the Peace, there attending, ſhall proceed to aſcertain and appoint the Number of Men to be provided within the Precinct of each Subdiviſion Meeting of Lieutenancy, in ſuch County, Riding, or Place, and ſhall cauſe a true Copy, ſigned and atteſted by them reſpectively, of ſo much of the Schedule delivered to them by the reſpective Surveyors of the ſaid Duties as relate to the ſeveral Perſons reſiding within the Precinct of each Subdiviſion Meeting of Lieutenancy, to be prepared, and the ſame to be tranſmitted to the reſpective Clerks of ſuch Subdiviſion Meetings, to be laid before the Deputy Lieutenants Treaſury ſhall cauſe a Schedule of the Number of Horſes charged by the laſt Aſſeſſment after *April* 5, 1796, to be laid before the General Meetings of Lieutenancy.

Lieutenant, &c. to appoint the Number of Men to be provided within each Subdiviſion, and tranſmit to the Clerks of the Subdiviſion Meetings ſo much of the Schedule as relates thereto.

and Juſtices aſſembled at their next Subdiviſion Meeting after ſuch Tranſmiſſion.

Penalty on Perſons not fully aſſeſſed neglecting to deliver a Liſt of the greateſt Number of Horſes kept by them, &c.

IX. And be it further enacted, That if any Perſon, liable to the ſaid Duties on Horſes, ſhall not be rated and aſſeſſed to the full Amount of what he or ſhe ought and is liable to pay, and ſhall neglect to deliver in a true Liſt of the greateſt Number of Horſes, Mares, and Geldings, kept by him or her at any Time in the Year ending the Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, for the Space of Ten Days after the paſſing of this Act; or if any Perſon, having began to keep any Horſes, Mares, or Geldings, at any Time ſince the Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, ſhall, for the Space of Ten Days after Demand thereof made by any Aſſeſſor or Aſſeſſors, Surveyor or Surveyors, or Inſpector or Inſpectors of the ſaid Duties, neglect to deliver in a true Liſt, containing the greateſt Number of Horſes, Mares, and Geldings by him or her kept at any Time ſince the ſaid Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, ſo that the ſame may be inſerted in an Aſſeſſment to be made for the Purpoſes of this Act, every ſuch Perſon ſo neglecting, ſhall forfeit and pay the Sum of Twenty Pounds: Provided always, that the Delivery of ſuch Liſt ſhall not ſubject any Perſon to the Payment of any Duty to which he or ſhe was not liable before the paſſing of this Act: Provided alſo, that the Perſon delivering in any ſuch Liſt ſhall be freed and diſcharged from all Penalties or Surcharges incurred by Reaſon of any Omiſſion in any former Liſt delivered before the paſſing of this Act, or Neglect in not delivering ſuch Liſt, and for the recovering of which no Proſecution or Proceeding was then had or commenced.

Such Liſt not to ſubject any Perſon to more Duty than he was liable to before.

Delivery of Liſt to free the Party from all Penalties and Surcharges.

Mode of Recovery, and Application of the Penalty.

X. And be it further enacted, That the above mentioned Penalty of Twenty Pounds by this Act impoſed, ſhall be recoverable before any One or more of His Majeſty's Juſtices of the Peace of the County, Riding, City, Liberty, Town, or Place, wherein the Offence ſhall be committed, on Proof of the Offence, either by the voluntary Confeſſion of the Party or Parties accuſed, or by the Oath of One or more credible Witneſs or Witneſſes; and One Moiety of every ſuch Penalty ſhall belong and be paid to the Informer or Informers proſecuting for the ſame, and the other Moiety thereof ſhall be paid into the Hands of the Receiver General for the County wherein the Offence ſhall be committed, to be applied to the Purpoſes of this Act; and in caſe of Non-payment, ſhall be levied by Diſtreſs and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of ſuch Juſtice, and the Overplus of the Money raiſed, after deducting the Penalty, and the Expences of the Diſtreſs and Sale, ſhall be rendered to the Owner or Owners, and for want of ſufficient Diſtreſs the Offender ſhall be ſent by ſuch Juſtice to the Priſon of ſuch County, Riding, City, Liberty, Town, or Place, for ſuch Time not exceeding Six Months, nor leſs than One Month, as ſuch Juſtice ſhall think moſt proper.

Penalty may be levied by Diſtreſs.

Offenders may be committed for Want of Diſtreſs.

Subdiviſion Meetings to prepare Liſts of Perſons appearing to be chargeable for Horſes.

XI. And be it further enacted, That at the reſpective Sub-diviſion Meetings to be held next after receiving the Copy of ſuch Schedule as aforeſaid, the Deputy Lieutenants there aſſembled ſhall cauſe to be prepared One Liſt, in Writing, ſigned by them, or any Two of them, containing the Names and Places of Reſidence of all Perſons appearing by

ſuch

ſuch Copy to be reſpectively charged to the ſaid Duties for Ten or more Horſes, Mares, or Geldings, and ſhall, by diſtinct Enumerations of the Horſes, Mares, or Geldings, for which each Perſon ſhall be ſo charged, as far as the ſame is practicable, each Enumeration to conſiſt of Ten Horſes, Mares, or Geldings, in purſuance of the Directions of this Act; appoint the Number of Men, and alſo the Number of Mares or Geldings, which each Perſon inſerted in ſuch Liſt ſhall provide, in reſpect of the Horſes, Mares, and Geldings, ſo enumerated; and if after ſuch Enumeration made, any Number of Horſes, Mares, or Geldings, leſs than Ten, ſhall remain, then the ſaid Deputy Lieutenants ſhall alſo inſert the ſame in ſuch Liſt; and the ſaid Deputy Lieutenants ſhall alſo cauſe to be prepared another Liſt, containing the Names and reſpective Places of Reſidence of the ſeveral Perſons herein-before deſcribed, who ſhall be reſpectively charged for any Number of Horſes, Mares, or Geldings, not amounting to the Number of Ten, and which are not enumerated in the Liſt before mentioned, together with the Number thereof; and alſo the Names and reſpective Places of Reſidence of all other Perſons within the Precinct of ſuch Sub-diviſion Meetings, who ſhall be charged as aforeſaid for One Horſe, Mare, or Gelding, or for any Number of Horſes, Mares, or Geldings, leſs than Ten in the Whole of ſuch Charge, together with the Number thereof; and the Names of all Perſons included in ſuch laſt-mentioned Liſt, ſhall be placed in diſtinct Claſſes, with Reference to the Number of Horſes, Mares, or Geldings by them reſpectively kept and charged as aforeſaid; ſo that Ten Horſes, Mares, or Geldings, and no more, ſhall be included in one Claſs; and ſo that the Name of any One Perſon included in ſuch laſt-mentioned Liſt, ſhall not be inſerted in Two or more diſtinct Claſſes; and ſo that every Perſon named in any ſuch Claſs, ſhall ſtand One Chance in the Ballot, herein-after mentioned, for every Horſe, Mare, or Gelding, contained in ſuch laſt-mentioned Liſt, for which he or ſhe is charged to the ſaid Duties: Provided always, if after claſſing the Horſes, Mares, and Geldings, charged as aforeſaid, within the Precinct of any Sub-diviſion Meeting, any Number of Horſes, Mares, or Geldings ſhall remain to be enumerated, an Account of the ſame ſhall be carried to ſome adjoining Sub-diviſion Meeting in the County, Riding, or Place, where the like Reſult has taken place, and ſo *toties quoties*, until the whole Number of Horſes, Mares, or Geldings, charged in ſuch County, Riding, or Place, ſhall have been enumerated, as nearly as may be, and the Number of Men enrolled in ſuch County, Riding, or Place, may as nearly as poſſible be in Proportion to the Number of Horſes, Mares, and Geldings, charged to the ſaid Duties, throughout the whole County, Riding, or Place.

If, after claſſing Horſes within any Subdiviſion, any ſhall remain to be enumerated, an Account of them ſhall be carried to ſome adjoining Subdiviſion.

XII. And be it further enacted, That the Deputy Lieutenants who ſhall have prepared ſuch Liſts and Claſſes, ſhall cauſe the ſame to be fairly written and depoſited in the Hands of the Clerks of their reſpective Sub-diviſion Meetings, for the Inſpection of the ſeveral Perſons charged to the ſaid Duties (who are hereby empowered to demand, at all ſeaſonable Hours, Inſpection of the ſame *gratis*), and ſhall appoint another Meeting to be holden within Fourteen Days then next enſuing, within and for the ſame Sub-diviſion, and ſhall iſſue out an Order to the chief Conſtables or other Officers of the reſpective Hundreds, Rapes, Laths, Wapentakes, or other Diviſions, requiring them to give Notice to the Conſtable, Tythingman, Headborough, or other Officer of every Pariſh or Place

Deputy Lieutenants to cauſe Liſts, &c. to be depoſited with the Clerks of the Subdiviſion Meetings, for Inſpection, and appoint another Meeting for ballotting for Perſons who are to provide Horſemen and Horſes out of Claſſes, &c.

Place within their reſpective Hundreds, Rapes, Laths, Wapentakes, or other Diviſions, of the Time and Place of the next Sub-diviſion Meeting, and of the Place where the Liſts and Claſſes before deſcribed are depoſited, and the Times of inſpecting the ſame; all which Particulars ſhall be expreſſed in the Order of the ſaid Deputy Lieutenants; and the ſaid Deputy Lieutenants, or any Two or more of them, aſſembled in purſuance of ſuch Appointment, ſhall cauſe the Name of One Perſon to be drawn, by Ballot, out of every Claſs; and every Perſon whoſe Name ſhall be ſo drawn, ſhall provide One Horſeman and One Mare or Gelding, as herein-after deſcribed, for each Claſs; and when the ſaid Drawing by Ballot ſhall be finiſhed, the ſaid Deputy Lieutenants ſhall cauſe to be prepared One other Liſt, in which ſhall be inſerted the Names of all the Perſons appointed as aforeſaid, and alſo of all the Perſons choſen by Ballot as aforeſaid, for the Purpoſes of this Act, diſtinguiſhing the Caſes in which any One Perſon has been appointed to provide Two or more Men, and in like Manner with reſpect to the Number of Mares or Geldings ſo to be provided; and ſhall appoint another Meeting to be holden within and for the ſame Sub-diviſion, and ſhall iſſue out an Order to the chief Conſtables or other Officers of the reſpective Hundreds, Rapes, Laths, Wapentakes, or other Diviſions, to direct the Conſtable, Tythingman, Headborough, or other Officer of every Pariſh or Place, to give Notice to every Perſon ſo appointed or choſen by Ballot for the Purpoſes of this Act, to appear at ſuch Meeting, which Notice ſhall be given or left at the Place of his Abode, at the Time when ſuch Aſſeſſment as aforeſaid was made, at leaſt Seven Days before ſuch Meeting; and ſuch Conſtable, Tythingman, Headborough, or other Officer, ſhall attend ſuch Meeting, and make a Return, upon Oath, of the Times when ſuch Notice was ſerved; and every Perſon ſo appointed or choſen by Ballot for the Purpoſe aforeſaid, ſhall, upon ſuch Notice, appear at ſuch Meeting, and in caſe he ſhall intend to ſerve perſonally, ſhall there take the following Oath; (*videlicet*),

Liſts of Perſons appointed or choſen by Ballot to be prepared, and Notice given them to attend a Meeting.

Perſons intending to ſerve perſonally to take the following

Oath,

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful and bear true Allegiance to His Majeſty King *George*; and I do ſwear that I am a Proteſtant; and that I will faithfully ſerve in the Corps in which I am enrolled within the Kingdom of *Great Britain*, for the Defence of the ſame, during the preſent War, and for the Space of One Calendar Month after the End thereof.'

and ſhall be enrolled.

Which Oath may be adminiſtered by any One Deputy Lieutenant or Juſtice of the Peace then preſent; and every ſuch Perſon ſhall be enrolled to ſerve in the Cavalry of ſuch County, Riding, or Place, as a private Soldier, for the Term of his Enrolment by virtue of this Act: Provided always, that if any Perſon ſo appointed or choſen by Ballot ſhall produce a Man, or Men, as the Caſe may require, of the ſame County in which the Perſon appointed or choſen by Ballot as aforeſaid, is charged to the ſaid Duties as aforeſaid, or of ſome next adjoining County, able or fit for Service in the Cavalry, and who ſhall be approved by the ſaid Deputy Lieutenants and Juſtices, or any Two or more of them, ſuch Men ſo produced and approved, ſhall and may be reſpectively enrolled as Subſtitutes to the Perſon ſo appointed or choſen by Ballot to ſerve in the Cavalry of ſuch County, Riding, or Place, as private Soldiers, for the Term of ſuch

Subſtitutes may be enrolled.

Enrolment by virtue of this Act; and every Man enrolled as a Subſtitute ſhall take the Oath herein-before preſcribed:

Perſons ceaſing to keep Horſes, to receive back a Proportion of Aſſeſſments.

XIII. Provided always, and be it further enacted, That if it ſhall be made to appear to the Satisfaction of the Deputy Lieutenants, at any Subdiviſion Meeting to be held as aforeſaid, at any Time during the Continuance of this Act, that any Perſon in any ſuch Claſs as aforeſaid, has at any Time, *bona fide*, ceaſed to keep any Horſe, Mare, or Gelding, or ſuch Number of Horſes, Mares, or Geldings for which he ſhall have been charged by ſuch Aſſeſſment as aforeſaid, and ſhall have remained during the whole Interval without any Horſe, Mare, or Gelding, liable to Duty in lieu of the former, then ſuch Perſon ſhall be allowed by Certificate from the ſaid Deputy Lieutenants, to receive back ſuch a Part of the whole Sum which ſhall have been paid by him or her towards the Aſſeſſments to be raiſed by virtue of this Act, as ſhall be proportioned to the Interval of Time during which he ſhall have been *bona fide* without any Horſe, Mare, or Gelding, or Number of Horſes, Mares, or Geldings, in reſpect of which he ſhall have been charged to ſuch Aſſeſſment, or any Mare or Gelding, or Mares or Geldings, in lieu thereof.

Certain Perſons exempted from Duty.

XIV. Provided alſo, and be it further enacted, That no Perſon who ſhall ſerve as a Commiſſioned Officer in any Regiment, Troop, or Company, in His Majeſty's other Forces, or in the Militia raiſed by virtue of any Act or Acts now in Force, or to be paſſed in this Seſſion of Parliament, or in any Volunteer Corps raiſed by virtue of any ſuch Act or Acts of Parliament, and who ſhall have been enrolled therein before the Twentieth Day of *October* One thouſand ſeven hundred and ninety-ſix, or ſhall have offered themſelves and been accepted before the ſaid Twentieth Day of *October* to ſerve upon Vacancies which ſhall have happened, or who ſhall, at his or her Expence, furniſh a Horſe for any Perſon ſerving in any ſuch Corps as aforeſaid; nor any Perſon who ſhall ſerve in any One of His Majeſty's Caſtles or Forts; nor any Non-commiſſioned Officer or Private Man ſerving in any of His Majeſty's other Forces, or in the Militia, by himſelf or Subſtitute, or in any ſuch Volunteer Corps as aforeſaid; nor any Perſon being a Reſident Member of either of the Univerſities; nor any Clergyman; nor any Teacher of any private Congregation; nor any Perſons acting in a medical Capacity, who, on Account of their Circumſtances, in the Opinion of Two Deputy Lieutenants, ſhall be eſteemed fit to be exempt from the Service required by this Act; nor any Conſtable or other Peace Officer ſerving for any Pariſh or Place; nor any Perſon having been, or being before or on the Twentieth Day of *October* One thouſand ſeven hundred and ninety-ſix, an Articled Clerk, or Apprentice; nor any Seaman, or Seafaring Man; nor any Perſon muſtered, trained, and doing Duty, or employed, in any of His Majeſty's Docks or Dock Yards for the Service thereof; or employed and muſtered in His Majeſty's Service in the Tower of *London*, *Woolwich Warren*, the ſeveral Gun Wharfs, or at the ſeveral Powder Mills, Powder Magazines, or other Storehouſes, belonging to His Majeſty, under the Direction of the Board of Ordnance; nor any Perſon being free of the Company of Watermen of the River *Thames*, and who reſpectively ſhall not be charged to the ſaid Duties for more than One Horſe, Mare, or Gelding, ſhall be liable to provide any Man or Men, or any Mare or Gelding, or Mares or Geldings, for His Majeſty's Service in purſuance of this Act.

Further Exemptions.

XV. Provided alſo, and be it further enacted, That no Officer of His Majeſty's Army, or of the Militia whilſt in actual Service, ſhall be liable to provide any Man or Men, or any Mare or Gelding, Mares or Geldings, in purſuance of this Act, in reſpect of any Horſe, Mare, or Gelding, or any Number of Horſes, Mares, or Geldings, kept by ſuch Officer within the Number allowed to receive Forage by His Majeſty's Regulations.

How Horſes are to be provided, if the Perſon on whom the Lot falls ſhall have no Horſe, or if his Horſe ſhall not be approved of.

XVI. Provided alſo, and be it further enacted, That if in any Claſs of Perſons to be made out as aforeſaid, the Perſon on whom the Lot ſhall fall ſhall not be actually poſſeſſed of any Mare or Gelding, or if the Mare or Gelding which he ſhall provide ſhall not be approved of at a Muſter to be taken in purſuance of this Act, then any other Perſon in the ſame Claſs ſhall be at Liberty to provide a Mare or Gelding to ſerve for ſuch Claſs, and to receive the Compenſation to be allowed for extra Expences for ſuch Mare or Gelding; and if no Perſon in the ſame Claſs ſhall provide a Mare or Gelding to ſerve for ſuch Claſs, which ſhall be approved as aforeſaid, then a Mare or Gelding ſhall be provided by the Perſon ſo ballotted, who ſhall be allowed in reſpect thereof ſuch Sum of Money as ſhall be ſettled by the Deputy Lieutenants, at a Sub-diviſion Meeting of Lieutenancy of the ſame County, Riding, or Place, to be a fair Compenſation to ſuch Perſon for the ſame, which Compenſation the Deputy Lieutenants acting in the Diviſion where ſuch Ballot ſhall have been made, ſhall demand from the Receiver General of the County, Riding, or Place, who is hereby required to pay the ſame out of the Monies in his Hands of the Sums raiſed by virtue of this Act; and if he ſhall not have ſufficient of the ſaid Money, then to pay the ſame out of the Duties before-mentioned, or any other Duties under the Management of the Commiſſioners for Affairs of Taxes, and the ſame ſhall be allowed to ſuch Receiver General in his Accounts; and ſuch Sum ſo received ſhall be paid by the ſaid Deputy Lieutenants to the Perſon entitled to receive ſuch Compenſation as aforeſaid; and the Sum ſo ſettled for ſuch Compenſation as aforeſaid, ſhall be added to the laſt Aſſeſſment of the ſeveral Perſons contained in the ſame Claſs to the Duties on Horſes, in Proportion to the Number belonging to them reſpectively, and levied and accounted for, together with the Duties therein contained.

Where any Allowance is made for providing a Horſe, it ſhall remain in the Care of the Perſon providing it, who ſhall deliver it up in a limited Time, or be liable to Penalty.

XVII. Provided alſo, and be it further enacted, That where any Allowance as aforeſaid ſhall have been made to any Perſon in any Claſs as aforeſaid on whom the Lot ſhall have fallen, in order to enable him to provide a Mare or Gelding for the Service required by this Act, ſuch Mare or Gelding ſhall remain in the Care of the Perſon providing the ſame, ſubject to the Regulations and Conditions of this Act; but ſuch Perſon ſhall be bound at any Time, within One Month after the Concluſion of the War, to deliver ſuch Mare or Gelding to any Perſon authorized by any Two or more Deputy Lieutenants of the Subdiviſion within which ſuch Perſon reſides, or ſhall on Default forfeit and loſe a Sum which ſhall at leaſt be equal to the Sum before received by ſuch Perſon, and ſo as not to exceed the Sum of Twenty-five Pounds to be added to the Aſſeſſment of ſuch Perſon for the ſaid Duties, and to be accounted for together with the Duties therein contained; and ſuch Deputy Lieutenants ſhall cauſe ſuch Mare or Gelding to be diſpoſed of to the beſt Advantage, and the Price received for the ſame to be paid over to the Receiver General of the County, to be applicable to the Purpoſes of this Act.

Such Horſes to be diſpoſed of, and the Price paid to the Receiver General of the County.

XVIII. Provided

Inferior Officers of Exciſe keeping a Horſe for the Performance of their Duty, exempted.

XVIII. Provided alſo, and be it further enacted, That no inferior Officer of Exciſe, who ſhall not be charged to the ſaid Duties for more than one Horſe, Mare, or Gelding, and who ſhall make it appear to the Satisfaction of the Deputy Lieutenants at any ſuch Subdiviſion Meeting as aforeſaid, or any Two or more of them, that he is obliged by the Regulations or Orders of his ſuperior Officers of Exciſe to keep ſuch Horſe, Mare, or Gelding for the neceſſary Performance of his Duty as ſuch Officer, ſhall be liable to provide any Man, or any Mare or Gelding, for His Majeſty's Service in purſuance of this Act.

If in any Claſs there ſhall be no Perſon fit for Military Service, he on whom the Lot falls ſhall provide a Subſtitute, for which he ſhall be allowed a Compenſation.

XIX. And be it further enacted, That if in any Claſs of Perſons to be made out as aforeſaid, there ſhall be no Perſon, who in the Opinion of the Deputy Lieutenants at a Subdiviſion Meeting of Lieutenancy of the ſame County, Riding, or Place, ſhall be fit for Military Service, then the Perſon on whom the Lot ſhall firſt fall ſhall be bound to provide a Subſtitute, who ſhall be approved by ſuch Deputy Lieutenants, and ſuch Perſon ſhall be allowed in reſpect thereof ſuch Sum of Money as ſhall be ſettled by ſuch Deputy Lieutenants to be a fair Compenſation to ſuch Perſon for the ſame, which Compenſation the ſaid Deputy Lieutenants ſhall demand from the Receiver General of the County, Riding, or Place, who is hereby required to pay the ſame out of the Monies in his Hands of the Sums raiſed by virtue of this Act, and if he ſhall not have ſufficient of the ſaid Money, then to pay the ſame out of the Duties before mentioned, or any other Duties under the Management of the Commiſſioners for the Affairs of Taxes, and the ſame ſhall be allowed to ſuch Receiver General in his Accounts, and ſuch Sum ſo received ſhall be paid by the ſaid Deputy Lieutenants to the Perſon entitled to receive ſuch Compenſation as aforeſaid; and the Sum ſo ſettled for ſuch Compenſation as aforeſaid ſhall be added to the laſt Aſſeſſment of the ſeveral Perſons contained in the ſame Claſs to the Duties on Horſes, in Proportion to the Number belonging to them reſpectively, and levied and accounted for, together with the Duties therein contained.

Clerks of Subdiviſion Meetings to tranſmit an Account of the Men enrolled, and if the Complement be not enrolled, the Exemptions claimed, &c. to be tranſmitted to the Privy Council, &c.

XX. And be it further enacted, That the Clerks of the ſeveral Subdiviſion Meetings ſhall, and they are hereby reſpectively required to tranſmit to the Lieutenant, or to the General Meeting of the Lieutenancy, of the County, Riding, or Place, an Account, in Writing, of the Number of Men enrolled by virtue of this Act within their reſpective Subdiviſions, their reſpective Ages, Deſcriptions, and Places of Reſidence, and whether they act as Principals or Subſtitutes; and if the full Complement of Men who ought to be enrolled in any Subdiviſion ſhall not be enrolled, then the ſaid Clerks ſhall ſtate, in their Account, the Number of Exemptions claimed and allowed in ſuch Subdiviſion, and the Number and Amount of Fines impoſed on Perſons appointed or choſen by Ballot for not being enrolled, or for not finding Subſtitutes to be enrolled, and every other Cauſe or Occaſion of Default to the beſt of his Knowledge; which Accounts, or true Copies thereof, ſhall be, as ſoon as conveniently may be, tranſmitted to His Majeſty's Privy Council; and the Lord Lieutenant, or Deputy Lieutenants, at a General Meeting of Lieutenancy, may direct and order a new Appointment to be made, or a new Ballot to be taken, from and amongſt the Perſons making ſuch Default, as if no Appointment had been made or Ballot taken with reſpect to thoſe Perſons.

XXI. And

Perſons liable to Service in the Place where charged by the laſt Aſſeſſments after *April* 5, 1796; and if charged in more than one Place, liable to ſerve in that where charged for the greateſt Number, &c.

XXI. And be it further enacted, That every Perſon ſhall be liable to the Service required by this Act, in the Pariſh or Place where ſuch Perſon is charged to the ſaid Duties upon Horſes by the laſt Aſſeſſment made after the ſaid Fifth Day of *April* One thouſand ſeven hundred and ninety-ſix, and before the paſſing of this Act, although he or ſhe may have removed from the Place of Charge ſince the making of the ſaid Aſſeſſment; and if any Perſon ſhall be ſo charged to the ſaid Duties in Two or more Places, then he or ſhe ſhall be liable to the ſaid Service in the Place where he or ſhe ſhall be charged, for the greateſt Number of Horſes, Mares, or Geldings; and Certificates of ſuch Perſon being charged in ſuch other Place or Places, ſpecifying the Number of Horſes, Mares, or Geldings, for which he or ſhe is rated, ſhall be tranſmitted to the General Meeting of Lieutenancy of the County, Riding, or Place, wherein the ſaid Service is hereby required, by the Commiſſioners who ſhall have made ſuch Aſſeſſment, in order that the ſame may be added to the Aſſeſſment made in the Place where ſuch Service ſhall be required; and the Clerk of the Subdiviſion Meeting where ſuch Perſon ſhall be returned as being liable to the ſaid Service there, ſhall, if ſuch Perſon requires the ſame, grant a Certificate, *gratis*, under his Hand, that ſuch Return has been made.

Certificates of Places where liable to ſerve to be granted, *gratis*.

Perſons charged in more than one Place may elect in which they will ſerve, and give Notice accordingly.

XXII. Provided always, and be it further enacted, That if any Perſon liable to the Service required by this Act, ſhall be charged in Two or more Places for the ſaid Duties on Horſes, it ſhall be lawful for ſuch Perſon to elect in which Place he or ſhe ſhall be returned as liable to the Service required by this Act; and to give to the Commiſſioners of the Land Tax of the reſpective Diviſions, and alſo to the Deputy Lieutenants of the reſpective Subdiviſions of the County, Riding, or Place wherein he or ſhe is charged, Notice, in Writing, of the Place wherein he or ſhe intends to perform ſuch Service; and Certificates, in the Manner before directed, ſhall be tranſmitted to the General Meeting of Lieutenancy of the County, Riding, or Place, where ſuch Return ought to be made, by the Commiſſioners who ſhall have made any Aſſeſſment in ſuch other Place or Places reſpectively, in order that the ſame may be added to the Aſſeſſment made in the Place where ſuch Service ſhall be required, and of which Notice ſhall be ſo given as aforeſaid.

Men deemed unfit to ſerve, and certain other Perſons, not to be enrolled.

XXIII. And be it further enacted, That no Perſon ſhall be enrolled by virtue of this Act, who is not, in the Opinion of the major Part of the Deputy Lieutenants preſent at the Subdiviſion Meeting at the Time appointed for Enrolment, ſuch an able bodied Man as is fit to ſerve His Majeſty, and is free from Ruptures, and every other Diſtemper or Infirmity, which may render him unfit to perform his Duty; or who, in the Opinion of the major Part of ſuch Deputy Lieutenants, ſhall appear to be under the Age of Sixteen Years, or above the Age of Fifty Years; nor any articled Clerk or Apprentice as aforeſaid, (unleſs with the Conſent of the Maſter of ſuch Clerk or Apprentice); nor any Perſon inliſted in any of His Majeſty's Forces, or entered in His Majeſty's Navy, or in any Volunteer Corps raiſed by virtue of the ſaid Act, paſſed in the Thirty-fourth Year of the Reign of His preſent Majeſty, and who ſhall have been enrolled therein before the Twentieth Day of *October* One thouſand ſeven hundred and ninety-ſix.

XXIV. And

Men enrolled to appear dreſſed according to a Pattern appointed by His Majeſty, &c.

XXIV. And be it further enacted, That every Man who ſhall be enrolled by virtue of this Act, ſhall be furniſhed with, and ſhall appear, in every Day of Muſter, in a ſuitable Dreſs for a Private Soldier of Cavalry; which Dreſs ſhall be provided by himſelf, if he ſhall ſerve as a Principal, or if he ſhall ſerve as a Subſtitute, then by the Perſon for whom he ſhall ſo ſerve, according to the Pattern of Dreſs which ſhall be fixed and ſettled at a General Meeting of Lieutenancy for the County, Riding, or Place, where the Perſons ſhall reſpectively ſerve, and which ſhall have been approved of by His Majeſty; and the ſaid General Meetings of Lieutenancy ſhall and are hereby empowered, from Time to Time, to make neceſſary Regulations reſpecting the ſame, and for the Appearance of the Men on the Days of Muſter, according to the Orders eſtabliſhed by Law for the Militia Forces; which Regulations, being approved of by His Majeſty, ſhall be of the ſame Force, as if the Regulations had been ſet down and enacted in and by this Act.

No Horſe to be admitted at Muſter, unleſs of a certain Height, &c.

XXV. And be it further enacted, That no Mare or Gelding ſhall be admitted at any Muſter, unleſs the ſame ſhall be of the Height of Fourteen Hands and Two Inches, nor unleſs the ſame be, in the Opinion of the Officer of Muſter, fit for Military Duty, and provided with ſufficient Furniture, according to ſuch Regulations as ſhall have been eſtabliſhed at a General Meeting of Lieutenancy, with the Approbation of His Majeſty.

Penalty on Men enrolled for not appearing at every Muſter Day, &c.

XXVI. And be it further enacted, That if any Man enrolled by virtue of this Act, ſhall wilfully neglect to appear at every Day of Muſter appointed by virtue thereof, or ſhall not appear in the proper Dreſs provided for him as aforeſaid, or ſhall not, in the Opinion of the Perſons authorized to take the Muſter, have kept the ſame with due Care; and if no reaſonable Excuſe be given by ſuch Man for ſuch Neglect, every ſuch Man ſhall forfeit for every ſuch Offence the Sum of Five Shillings, which ſhall be deducted out of the Firſt Money which he ſhall be entitled to receive, whether as Allowance, Pay, or otherwiſe, by virtue of this Act.

Penalty on Men enrolled as Principals or Subſtitutes not appearing at the Place of Muſter before taken, or not appearing at the Time and Place for aſſembling when called out and embodied, which may be levied by Diſtreſs.

XXVII. And be it further enacted, That every Perſon who ſhall be enrolled to ſerve as a Principal in the ſaid Service, and every Subſtitute not having obtained his Diſcharge in Manner herein-before directed (and not labouring under any Infirmity incapacitating them reſpectively), who ſhall not appear at the Place appointed for Muſter according to the Directions of this Act, before ſuch Muſter ſhall be completely taken, and the Men diſmiſſed therefrom, or who ſhall not appear at the Time and Place appointed for aſſembling the Men of ſuch County, Riding, or Place, in purſuance of His Majeſty's Warrant, for calling out and embodying the ſame, Notices thereof reſpectively having been publiſhed as this Act requires, ſhall, if not taken, or not having ſurrendered within the Space of Twenty-four Hours after the Time appointed for ſuch their Appearances as aforeſaid, according to the Directions of this Act, forfeit and pay the Sum of Twenty Pounds, to be paid into the Hands of the Receiver General of the County, Riding, or Place, for which ſuch Perſons ſhall have been appointed to ſerve, and all ſuch Penalties before-mentioned ſhall be levied by Diſtreſs and Sale of the Goods and Chattels of the Perſon guilty of ſuch Offence, by Warrant of any One Juſtice of the Peace of

the County, Riding, or Place, where ſuch Offence ſhall be committed; and where ſufficient Goods and Chattels cannot be found to anſwer the ſaid Penalty, then to commit ſuch Offender to the common Gaol or Houſe of Correction, there to be kept to hard Labour for the Space of Twelve Calendar Months, unleſs ſuch Penalty ſhall be ſooner paid or ſatisfied.

Penalty on Perſons appointed to provide Men, who neglect to provide Cloathing and Horſe Furniture:

XXVIII. And be it further enacted, That if any Perſon appointed to provide any Man or Men for the ſaid Service, ſhall wilfully neglect to provide ſuitable Cloathing, according to the Directions of this Act, or to provide proper Furniture for each and every Mare or Gelding to be kept by him or her, for the Purpoſes of this Act, (before the Firſt Muſter of Men to be had in the Subdiviſion where he or ſhe is charged to the ſaid Duties), to be uſed at every ſucceſſive Muſter to be had under this Act, every ſuch Perſon ſhall, for every ſuch Neglect, forfeit and pay the Sum of Forty Shillings, to be added to the Aſſeſſment of ſuch Perſon, and to be levied and accounted for together with the Duties therein contained, in the Manner herein directed.

Penalty on any Perſon choſen by Ballot to provide a Man, for a like Default before the Firſt Muſter, and on the Claſs, for not providing them before the next Muſter.

XXIX. And be it further enacted, That if any Perſon choſen by Ballot to provide any Man for the ſaid Service, ſhall neglect to provide ſuitable Cloathing, according to the Directions of this Act, or to provide proper Furniture for the Mare or Gelding to be kept by him or her for the Purpoſes of this Act, before the Firſt Muſter of Men to be had in the Subdiviſion where he or ſhe is charged to the ſaid Duties, to be uſed at every ſucceſſive Muſter as aforeſaid, every ſuch Perſon ſhall forfeit and pay the Sum of Twenty Shillings, which Sum ſhall be added to the Aſſeſſment of ſuch Perſon, and levied and accounted for together with the Duties therein contained; and if after Default ſo made, the ſeveral Perſons compoſing the ſame Claſs, with the Perſon ſo making Default, ſhall not, before the next Muſter to be had after Notice in Writing given of ſuch Default, provide and produce proper Cloathing and Furniture to be uſed as aforeſaid, then the ſeveral Perſons compoſing that Claſs ſhall forfeit and pay the Sum of Thirty Shillings; which Sum ſhall be aſſeſſed upon them rateably in Proportion to the Number of Horſes, Mares, and Geldings, included in that Claſs for which each ſuch Perſon is charged to the ſaid Duties; and the ſaid ſeveral Proportions of ſuch Fine ſhall be added to their reſpective Aſſeſſments, and levied and accounted for together with the Duties therein reſpectively contained.

Penalty on Perſons appointed or choſen by Ballot to provide Men, who ſhall not appear to be enrolled, or provide Subſtitutes.

XXX. And be it further enacted, That if any Perſon appointed or choſen by Ballot, by virtue of this Act, to provide One Man for the ſaid Service, ſhall wilfully, and without any reaſonable Excuſe, to be allowed as aforeſaid, refuſe or neglect to appear and take the ſaid Oath, and be enrolled to ſerve in the Cavalry, according to the Directions of this Act, or to provide a Subſtitute who ſhall be approved of, and who ſhall take the ſaid Oath and be enrolled as a Subſtitute; or if any Perſon appointed by virtue of this Act to provide Two or more Men for the ſaid Service, ſhall refuſe or neglect to provide Men, either by perſonal Service for One of ſuch Men, or by a Subſtitute for each Man to be provided, who ſhall reſpectively be approved of, and take the ſaid Oath and be enrolled as aforeſaid; every Perſon ſo refuſing or neglecting ſhall forfeit and pay, for and in reſpect of each Man ſo to be provided, the Sum of Fifteen Pounds; which Fine and Penalty ſhall be added to the laſt Aſſeſſment of ſuch

ſuch Perſon, and ſhall be levied and accounted for together with the Duties contained therein.

XXXI. And be it further enacted, That if any Perſon appointed by virtue of this Act to provide any Mare or Gelding, or any Number of Mares or Geldings, for the ſaid Service, ſhall wilfully and without any reaſonable Excuſe, to be allowed as aforeſaid, refuſe or neglect to provide the full Complement of Mares or Geldings by him or her appointed to be provided, which ſhall reſpectively be approved at a Muſter to be taken in purſuance of this Act; or having provided ſuch Mare or Gelding, or ſuch Number of Mares or Geldings, ſhall neglect or refuſe to maintain and keep his or her full Complement of Mares or Geldings, ſo appointed to be provided, and to produce the ſame in a Condition fit for Military Duty, to be approved at every ſucceſſive Muſter to be taken in purſuance of this Act, before ſuch Time as the ſaid Forces ſhall be actually embodied, every ſuch Perſon ſhall, for every Mare or Gelding, of which Default ſhall be made as aforeſaid, forfeit and pay the Sum of Twenty Pounds, to be added to the laſt Aſſeſſment of ſuch Perſon, and levied and accounted for together with the Duties therein contained.

Penalty on Perſons, appointed to provide Horſes, neglecting to provide, or maintain and produce them fit for Military Duty.

XXXII. And be it further enacted, That if any Perſon choſen by Ballot to provide any Mare or Gelding for the ſaid Service, ſhall refuſe or neglect to provide a Mare or Gelding which ſhall be approved of at a Muſter to be taken in purſuance of this Act, or having provided ſuch Mare or Gelding ſhall neglect or refuſe to maintain and keep a Mare or Gelding, and to produce the ſame in a Condition fit for Military Duty, to be approved at every ſucceſſive Muſter to be taken in purſuance of this Act, before ſuch Time as the ſaid Forces ſhall be actually embodied, every ſuch Perſon ſhall forfeit and pay the Sum of Ten Pounds, which Sum ſhall be added to the laſt Aſſeſſment of ſuch Perſon, and levied and accounted for together with the Duties therein contained; and if after Default ſo made, the ſeveral Perſons compoſing the ſame Claſs with the Perſon ſo making Default, ſhall not, within the Space of Fourteen Days after Notice in Writing given of ſuch Default, provide and produce a Mare or Gelding at every ſucceſſive Muſter to be taken in purſuance of this Act, in a Condition fit for Military Duty, to be approved as aforeſaid, and maintain and keep the ſame according to the Directions of this Act, then the ſeveral Perſons compoſing that Claſs ſhall forfeit and pay the Sum of Fifteen Pounds, which Sum ſhall be aſſeſſed upon them rateably in Proportion to the Number of Mares or Geldings included in that Claſs for which each ſuch Perſon is charged to the ſaid Duties, and the ſaid ſeveral Proportions of ſuch Fine ſhall be added to their laſt reſpective Aſſeſſments, and levied and accounted for together with the Duties therein reſpectively contained.

Penalty on Perſons choſen by Ballot to provide a Horſe, for a like Default before embodying the Forces, and on the Claſs, if not provided within 14 Days after Notice of ſuch Default, &c.

XXXIII. Provided alſo, and be it further enacted, That if any Perſon, providing any Mare or Gelding at any Muſter which ſhall not be approved by the Deputy Lieutenants as aforeſaid, ſhall have been poſſeſſed at the Time of any other Mare or Gelding, Mares or Geldings, fit for Service, and ſhall not, within Fourteen Days from the Time of the Mare or Gelding provided by him or her being rejected, have provided another Mare or Gelding which ſhall be approved, ſuch Perſon, on Proof that he or ſhe had in his or her Poſſeſſion, a Mare or Gelding, Mares or Geldings, which

Penalty on Perſons providing a Horſe not approved, and poſſeſſed of One fit for Service, and who ſhall not provide a fit One in a limited Time.

which ſhall appear to the Satisfaction of Two or more Deputy Lieutenants to have been at the Time actually fit for Service, ſhall forfeit and loſe ſuch Sum of Money as ſhall be fixed by any Two or more Deputy Lieutenants as aforeſaid, not exceeding the Sum of Twenty-five Pounds for each Mare or Gelding of which Default ſhall be made, to be added to the Aſſeſſment of ſuch Perſon, and accounted for together with the Duties therein contained.

Subſtitutes, before ordered to be drawn out, may give Notice of Intention to reſign, and ſhall be diſcharged, on the Principal producing another Subſtitute, &c.

XXXIV. Provided always, and be it further enacted, That it ſhall and may be lawful for any Perſon enrolled to ſerve by virtue of this Act as a Subſtitute, at any Time before he ſhall be ordered to be drawn out or embodied, to give Notice in Writing of his Intention to reſign to any One or more of the Deputy Lieutenants or Juſtices of the Peace of the County, Riding, or Place, acting for the Subdiviſion for which he ſhall ſerve; and ſuch Deputy Lieutenant or Juſtice of the Peace, ſhall iſſue a Summons to the Perſon or Perſons for whom ſuch Subſtitute ſhall have ſerved, to appear at the next Meeting to be holden for ſuch Subdiviſion, and to produce another Subſtitute, who ſhall be approved, and ſhall be enrolled and ſworn as aforeſaid, and thereupon the Perſon ſo reſigning ſhall be entitled to his Diſcharge, and which ſhall be made out in Writing under the Hands of any Two or more Deputy Lieutenants or Juſtices of the Peace, provided that no Perſon who ſhall upon his Enrolment have received any Money or other Conſideration for his Service from the Perſon or Perſons for whom he ſhall ſerve, ſhall be entitled to his Diſcharge until the full Sum or Value ſo received ſhall be repaid and ſatisfied: Provided alſo, that all Arms, Accoutrements, Cloathing, or Materials whatever, ſhall be delivered up in good Condition before ſuch Diſcharge ſhall be granted.

When Muſters ſhall be had.

XXXV. And be it further enacted, That Muſters of the Men enrolled by virtue of this Act, ſhall be had from Time to Time within each Subdiviſion of every County or Riding, at ſuch Times, and at ſuch Places, as ſhall be fixed at any General Meeting of Lieutenancy, with the Approbation of His Majeſty; of which Times and Places Notice ſhall be given, by publick Advertiſement, in ſome Newſpaper uſually circulated in the ſame County or Riding, Fourteen Days before the Time of ſuch Muſter; and if any Perſon enrolled by virtue of this Act ſhall wilfully abſent himſelf from ſuch Muſter by the Space of One Hour after the Time appointed for taking the ſame, every ſuch Perſon ſhall forfeit and pay any Sum not exceeding Ten Shillings, to be deducted out of the Firſt Money which ſuch Perſon ſhall be entitled to receive, whether as Allowance, Pay, or otherwiſe, by virtue of this Act; and the Lieutenant of the County, Riding, or Place, with the Conſent of the Deputy Lieutenants of the Subdiviſion where ſuch Perſon ſhall have been enrolled, may diſcharge ſuch Perſon, and direct another Perſon to be choſen in his Place.

Penalty for abſenting from Muſter.

Perſons ſo abſenting may be diſcharged, and others choſen.

Who ſhall muſter the Men enrolled, and fine them for Neglect.

XXXVI. And be it further enacted, That the Deputy Lieutenants of every Subdiviſion of any County or Riding, and the Commanding Officer of the Regiment, Battalion, or Independant Company, or ſuch Officer or Officers as His Majeſty ſhall have appointed for that Purpoſe, or any Two or more of them, ſhall muſter the Men enrolled by virtue of this Act, within their reſpective Subdiviſions, in ſuch Manner as may by

Law

Law be uſed in muſtering the Militia Forces; and all Fines impoſed on any Perſon enrolled for any Neglect of Duty in any Matter relating to ſuch Muſter, ſhall be ordered, adjudged, and impoſed by the ſaid Deputy Lieutenants, Commanding Officer, or other Officer or Officers aforeſaid, or any Two of them, who are hereby empowered finally to determine the ſame.

The Penalties for falſe Muſters in the Army to extend to this Act.

XXXVII. And be it further enacted, That the like Penalties and Forfeitures as are directed to be inflicted againſt Perſons belonging to His Majeſty's Army, for cauſing themſelves to be falſely muſtered, or againſt Perſons for procuring the ſame to be done, or for aiding or aſſiſting them therein, by any Law now in Force, or hereafter to be paſſed for puniſhing Mutiny and Deſertion in reſpect of His Majeſty's Army, ſhall extend to every Perſon enrolled by virtue of this Act, who ſhall be guilty of the like Offence or Offences, their Procurers, Aiders, and Abettors, reſpectively.

Meetings of Lieutenancy to prepare certain Eſtimates.

XXXVIII. And be it further enacted, That the General Meetings of Lieutenancy in the ſeveral Counties, Ridings, and Places in that Part of *Great Britain* aforeſaid, ſhall cauſe to be prepared an Eſtimate of the Allowance to be made for providing a Man to attend the General Muſters, and of Cloathing ſuch Man according to the Directions of this Act, and what ought reaſonably to be allowed to the Perſons providing ſuch Mares or Geldings for the ſaid Service, for any extra Expences to be incurred in providing Furniture, maintaining and keeping ſuch Mares or Geldings, for the Space of One Year, which ſuch Perſons would not be ſubject to if ſuch Mares or Geldings were not provided for ſuch Service, and ſhall ſettle and determine at what Times ſuch Allowances ſhall be made; and every Perſon who ſhall be appointed or choſen by Ballot to provide any Man, or any Mares or Geldings, for the Purpoſe aforeſaid, and who ſhall duly conform to the Regulations of this Act, ſhall be entitled to receive the full Allowance ſo ſettled; and the Deputy Lieutenants within their reſpective Diviſions ſhall demand from the Receiver General of the County, Riding, or Place, all ſuch Sums of Money as ſhall become due in reſpect of the Men, and alſo the Mares and Geldings, provided within ſuch Diviſion, for the Uſe of the Perſons providing the ſame reſpectively, to be paid to them at ſuch Times as ſhall be fixed and ſettled by the ſaid General Meetings of Lieutenancy; which Sums ſuch Receivers General are hereby required, from Time to Time, during the Continuance of this Act, until the Men enrolled by virtue of this Act ſhall be called out and embodied by virtue of the Powers hereby given to His Majeſty, on Demand, to pay, on the Production of the Certificate of the Conformity to the Regulations of this Act, ſigned by the Officer or Officers of Muſter appointed by virtue of this Act, taking a proper Receipt or Receipts for the ſame, out of the Monies in his Hands of the Sums raiſed by virtue of this Act; and if he ſhall not have ſufficient of the ſaid Money, then to pay the ſame out of the Duties before-mentioned, or any other Duties under the Management of the Commiſſioners for the Affairs of Taxes; and all ſuch Payments ſhall be allowed to ſuch Receivers General in their Accounts.

Perſons providing Men or Horſes to be entitled to a ſettled Allowance.

Deputy Lieutenants to receive the Money due for Allowances from the Receiver General, &c.

Clerk of General Meetings to tranſmit an Ac-

XXXIX. And be it further enacted, That the Clerk of the General Meetings of Lieutenancy in any County, Riding, or Place, ſhall, and he is hereby required to tranſmit a true Account of the Allowances to be made to the ſeveral

count of Allowances, &c. and Fines, to the Commissioners of the Land Tax for the County, who shall insert the Fines in the Assessments, and charge the Persons liable to provide Men and Horses, in Proportion to the Number of Horses kept, &c.

several Persons before-mentioned, on account of their providing any Man or Men, or any Mare or Gelding, or any Mares or Geldings, for the said Service, to the Commissioners of the Land Tax for the same County, Riding, or Place, within their respective Divisions; which Accounts shall contain the Names and Places of Residence of all such Persons who are charged to the said Duties in respect of any Horses, Mares, or Geldings, together with the Number thereof kept by them respectively within those Divisions, and also the Names and Places of Residence of Persons exempted from the Provisions of this Act; and shall also, from Time to Time, transmit an Account of all Fines imposed on any Person or Persons by virtue of this Act; and the said Commissioners shall cause the said Fines to be inserted in the Assessments for the then Current Year, and the Persons so fined to be respectively charged therewith; and shall also cause all the Persons, within their Divisions liable to provide Men, and Mares or Geldings, as aforesaid, for the said Service, to be assessed in Proportion to the Number of Horses, Mares, and Geldings by them respectively kept, and charged to the said Duties, towards Payment of the Allowances to be made to the several Persons before-mentioned, for providing such Men and Horses for such Service, which Assessments shall be added to the Assessments of the said Duties upon Horses, and shall include all Allowances to be made from the passing of this Act until and upon the Fifth Day of *April* One thousand seven hundred and ninety-seven, and afterwards for One whole Year from the Fifth Day of *April* yearly during the Continuance of this Act, until the Men enrolled by virtue of this Act shall be drawn out and embodied; and the same shall be paid on the usual Quarterly Days of Payment during such Time as the Men enrolled by virtue of this Act shall continue to be mustered in pursuance of this Act, or until they shall be drawn out and embodied; and if any Sum inserted in such Assessment shall not have become payable at the Expiration of this Act, or when the Men enrolled by virtue of this Act shall be drawn out and embodied, such Sum shall be struck out of such Assessment by the said respective Commissioners.

Application of Assessments paid to the Receiver General.

XL. And be it further enacted, That all Monies raised by Assessment by virtue of this Act, and paid into the Hands of the Receiver General of the County, Riding, or Place, shall be applied, in the First Place, to reimburse such Receiver General the Monies paid by him out of the Produce of the said Duties upon Horses, or any other Duties herein mentioned, and in the next Place towards paying the Allowances directed to be made to Persons providing the Military Force to be raised by virtue of this Act in the Manner herein directed, and afterwards towards reimbursing the Monies directed to be advanced by the Commissioners of the Treasury towards the Expences of executing this Act; and if any Monies shall remain, the same shall be applied towards providing Men, and Mares or Geldings, for the Service required by this Act, in any Case where Default shall be made in providing the same according to the Directions herein-before contained; and any Surplus remaining when the Men shall be drawn out and embodied, and not wanted for any of the Purposes aforesaid, shall be paid to the Colonels or Commanding Officers of the respective Regiments or Troops, and be applied as Part of the Regimental Stock.

XLI. And

If before the Men be called out and embodied it ſhall appear that any are unfit for Service, the Sub-diviſion Meeting may refuſe to enrol them; and the Muſtering Officer may diſcharge them, and another Appointment or Ballot made.

XLI. And be it further enacted, That if at any Time before the Men ſhall be called out and embodied, according to the Directions of this Act, it ſhall appear, to any Two or more Deputy Lieutenants or Juſtices aſſembled at any Sub-diviſion Meeting, that any Perſon appointed or choſen by Ballot to provide for the ſaid Military Service, and tendering himſelf to ſerve, or any Perſon tendered as a Subſtitute for the ſaid Service, or if it ſhall appear to the Officer or Officers appointed to muſter the Men to be raiſed by virtue of this Act, that any Perſon, although ſworn and enrolled, is unfit for Military Service, or that after Enrolment ſuch Perſon is become unfit for Military Service, it ſhall be lawful for the ſaid Deputy Lieutenants, and Juſtices, or any Two of them, aſſembled at ſuch Sub-diviſion Meeting, to refuſe ſuch Man to be enrolled, and for the Officer or Officers appointed to muſter the ſaid Men, at ſuch Muſter to diſcharge ſuch Man from Service; and the Deputy Lieutenants and Juſtices aſſembled at any Meeting within the ſame Sub-diviſion ſhall and they are hereby required to amend the Liſt and Enrolment, as the Caſe may require, and to cauſe another Appointment to be made upon the Perſon before appointed to the ſame Service, or another Ballot to be taken from the ſame Claſs, according to the Circumſtances of the Caſe, and as if no former Appointment had been made or Ballot been had.

Fines (except ſuch as are impoſed at a Muſter) ſhall be adjudged at Sub-diviſion Meetings; and ſuch as are to be added to Aſſeſſments of the Duties on Horſes to be certified to the Commiſſioners of the Land Tax.

XLII. And be it further enacted, That all Fines, Penalties, and Forfeitures, to be impoſed by virtue of this Act, for any Breach of the Regulations thereof, which are hereby directed to be added to the reſpective Aſſeſſments of the ſaid Duties on Horſes, (except ſuch Fines as ſhall be impoſed at a Muſter had under this Act in Manner before directed), ſhall be ordered, adjudged, and impoſed, at the reſpective Sub-diviſion Meetings of the County, Riding, or Place, where ſuch Offences ſhall be committed, by the Deputy Lieutenants and Juſtices there attending, or any Two or more of them, who are hereby empowered finally to determine the ſame; and all ſuch Fines, Penalties, and Forfeitures, which are hereby directed to be added to the reſpective Aſſeſſments of the ſaid Duties on Horſes, ſhall, as ſoon after Adjudication thereof as may be convenient, be certified by the Deputy Lieutenants and others hereby empowered to adjudge the ſame, under the Hands and Seals of any Two or more of them reſpectively, to the Commiſſioners of the Land Tax of the Diviſion where the Perſon againſt whom the ſame is directed to be levied is charged to the ſaid Duties on Horſes; and ſuch Commiſſioners ſhall, on Receipt of any ſuch Certificate, cauſe the Fine or Fines contained therein, to be added to the then laſt Aſſeſſment of ſuch Perſon for the ſaid Duties on Horſes, and to be levied in the Manner, and under the like Powers, as the Duties on Horſes may be levied by any Law now in Force.

Liſts of Perſons to provide Men, and of Claſſes, to be tranſcribed into a Book, and kept by the Clerks of Sub-diviſion Meetings; as alſo all their Proceedings, and of the General

XLIII. And be it further enacted, That all Liſts of Perſons appointed or choſen by Ballot to provide Men for the ſaid Service, and of the Claſſes compoſing the ſame, ſhall be carefully tranſcribed into a Book to be prepared by Order of every Sub-diviſion Meeting of Lieutenancy, and kept by the Clerk of ſuch Meetings; and that all Orders, Regulations, and Proceedings of ſuch Meetings, and alſo of the General Meetings of Lieutenancy, made in purſuance of this Act, ſhall alſo be carefully tranſcribed into a Book or Books to be prepared by Order of ſuch Meetings reſpectively, and kept by the reſpective Clerks thereof; which Books ſhall

Meetings of Lieutenancy, which ſhall not be ſubject to Appeal.

ſhall be open to the Inſpection of any Perſon aſſeſſed to the ſaid Duties on Horſes, within the ſame County, Riding, or Shire, at all ſeaſonable Times, paying Sixpence, and no more, for each Inſpection; and that no Order, Adjudication, or Proceeding whatever, of any General Meeting, or Sub-diviſion Meeting of Lieutenancy, holden in purſuance of this Act, ſhall be ſubject to Appeal, nor to be removed by *Certiorari*, or other Writ or Proceſs, into any Court whatſoever.

His Majeſty may cauſe the Men enrolled to be drawn out and embodied, as the Augmentation to the Militia Forces.

Lieutenants, &c. with His Majeſty's Approbation, may appoint Officers and Non-commiſſioned Officers, the former being qualified as in the Militia; or Officers in the Army, or ſuch as have retired from it, or the Militia.

XLIV. And be it further enacted, That it ſhall be lawful for His Majeſty to cauſe the Men enrolled by virtue of this Act, to be drawn out and embodied at ſuch Times, and in ſuch Manner, and under the like Regulations and Reſtrictions, as the Augmentation to the Militia Forces to be raiſed by virtue of any Act to be paſſed in this Seſſion of Parliament, may be drawn out and embodied; and it ſhall be lawful for His Majeſty to form the Men enrolled for any County, Riding, or Place, when ſo drawn out and embodied, into a Regiment, or into Battalions or Troops, as ſhall ſeem moſt expedient; and for the Lieutenant, or General Meeting of Lieutenancy, in ſuch County, Riding, or Place, to be holden as herein is directed, with the Approbation of His Majeſty, at any Time after the paſſing of this Act, to appoint Officers and Non-commiſſioned Officers to the Command of ſuch Regiment, Battalions, or Troops, under the like Rules and Regulations as are eſtabliſhed with reſpect to the Cavalry of His Majeſty's Forces, ſuch Officers being reſpectively qualified in the Manner required by the Laws relating to the Militia; and in caſe when the Men ſo enrolled ſhall be embodied, a ſufficient Number of Officers ſo qualified ſhall not have been appointed, or cannot be found to accept Commiſſions in ſuch Regiments, Battalions, or Troops, it ſhall be lawful for the Lieutenant, or General Meeting of Lieutenancy aforeſaid, with the Approbation of His Majeſty, to appoint for that Service ſuch a Number of the Officers in the Army, whether on Full or on Half Pay, or of Perſons who have had Commiſſions in any of His Majeſty's Forces, or in the Militia, and have retired therefrom, although not duly qualified as aforeſaid.

The Men enrolled not to be ordered out of *Great Britain*.

XLV. Provided always, and be it further enacted, That neither the Whole or any Part of the Men enrolled by virtue of this Act, ſhall on any Account be carried or ordered to go out of *Great Britain*.

When drawn out and embodied, the Officers and Men to receive the ſame Pay as in other Regiments of Cavalry; and the Non-commiſſioned Officers and Privates entitled to *Chelſea* Hoſpital.

Allowance to be made for Horſes dying, &c. in actual Service.

XLVI. And be it further enacted, That from the Date of His Majeſty's Warrant for drawing out and embodying the Forces to be raiſed by virtue of this Act, the Officers and Private Men ſhall be entitled to the ſame Pay as the Officers and Private Men of His Majeſty's other Regiments of Cavalry receive, and no other; and if any Non-commiſſioned Officer or Private Man of any ſuch Regiment, Battalion, or Troop, ſhall be maimed or wounded in actual Service, he ſhall be equally entitled to the Benefit of *Chelſea* Hoſpital with any Non-commiſſioned Officer or Private Man belonging to any of His Majeſty's other Forces; and if any Mare or Gelding ſhall die or be maimed or wounded in actual Service, the Proprietor thereof ſhall have a reaſonable Allowance for the ſame, by the Certificate of the Commanding Officer of the Regiment, Battalion, or Company, where ſuch Mare or Gelding had or then ſerved, to be directed to the Deputy Lieutenants of the Sub-diviſion where ſuch Mare or Gelding was provided, which the ſaid Commanding Officer is hereby empowered and required to grant, and which Allowance ſhall not in any Caſe exceed

the Sum of Twenty-five Pounds, and which ſhall be paid by the Receiver General of the County, Riding, or Place, out of any Monies in his Hands ariſing by virtue of this Act, or of the ſaid Duties on Horſes, or of any other Duties under the Management of the ſaid Commiſſioners of Taxes, in the Manner herein directed in reſpect to other Payments to be made by ſuch Receivers General.

When the Men are drawn out into actual Service, the Mutiny Act ſhall extend to them.

XLVII. And be it further enacted, That from the Day appointed by His Majeſty's Warrant for drawing out the Men, enrolled by virtue of this Act, into actual Service, all the Rules, Regulations, Pains, Penalties, and Forfeitures, eſtabliſhed by an Act of the laſt Seſſion of Parliament, for puniſhing Mutiny and Deſertion, and for the better Payment of the Army and its Quarters, or which ſhall be eſtabliſhed by any Act to be paſſed in this or any future Seſſion of Parliament for the like Purpoſe, during the Continuance of this Act, ſhall extend and be applied, and be conſtrued to extend and be applied, to the Men enrolled by virtue of this Act, as fully and amply as to any other of His Majeſty's Forces.

Perſons enrolled before drawn out may enliſt in the regular Forces, with the Conſent of Two Deputy Lieutenants, and others to be provided.

XLVIII. Provided always, and be it further enacted, That any Perſon enrolled by virtue of this Act may, at any Time before he ſhall be ordered to be drawn out and embodied, enliſt himſelf in any Regiment of His Majeſty's Regular Forces; but that no ſuch Enliſtment ſhall be valid without the Conſent of the Deputy Lieutenants of the Sub-diviſion where ſuch Perſon ſhall be enrolled, or any Two of them, in Writing under their Hands and Seals; in which Caſe another Perſon ſhall be provided in the Room of the Perſon ſo enliſted, according to the Directions of this Act.

Clerks of the General Meetings, &c. to be rewarded, as the Deputy Lieutenants ſhall think proper, by the Receiver General.

XLIX. And be it further enacted, That the reſpective Clerks of the General Meetings of Lieutenancy, the Clerks of the reſpective Sub-diviſions of Lieutenancy, of the Commiſſioners of the Land Tax, Conſtables, and other Officers who are hereby reſpectively required to execute this Act, in any of the Particulars herein mentioned, and who ſhall reſpectively execute the ſame to the Satisfaction of the Deputy Lieutenants aſſembled at their reſpective Sub-diviſion Meetings, ſhall have and receive ſuch Rewards, and no other, for their Care and Trouble in and about the executing of this Act, and for their reſpective Expences and Charges in the ſame, as the ſaid Deputy Lieutenants ſhall judge the ſaid Clerks, Officers, and other Perſons, to have deſerved; and the ſaid Deputy Lieutenants ſhall, after Allowance thereof, direct the ſame to be paid by the Receiver General of the County, Riding, or Place, out of any Money in his Hands of the Aſſeſſments levied by virtue of this Act, whether the ſame ſhall have been levied as Fines, or for the Expences in providing a Military Force; and if ſuch Receiver General ſhall not have ſufficient Money in his Hands of the ſaid Aſſeſſments to pay the ſame, then ſuch Receiver General may pay the ſame out of any Monies in his Hands of the ſaid Duties on Horſes, or any other Duties under the Management of the Commiſſioners for the Affairs of Taxes: Provided always, that all Monies of the ſaid Duties under the Management of the ſaid Commiſſioners, which any Receiver General ſhall pay in purſuance of this Act, ſhall be reimburſed to him by and out of the Firſt Monies that ſhall come to his Hands of the Aſſeſſments levied by virtue of this Act.

Receiver General to be re-imburſed out of the Firſt Aſſeſſment.

General or Subdiviſion Meetings may require the Attendance of Peace Officers:

L. And be it further enacted, That it ſhall be lawful for the Lieutenant and Deputy Lieutenants, at any General or Sub-diviſion Meeting of Lieutenancy, or any Two or more of them reſpectively preſent at ſuch Meetings, from Time to Time, to iſſue their Order or Warrant, under their Hands and Seals, requiring the Attendance of the High Conſtable, Tythingman, Headborough, or other Officer of the Peace, at ſuch Time and Place as in ſuch Order or Warrant ſhall be expreſſed; and if any ſuch Officer ſhall refuſe or neglect to appear according to ſuch Warrant, or ſhall refuſe or neglect to comply with ſuch Orders and Directions as he or they reſpectively ſhall, from Time to Time, receive from the ſaid Lieutenant and Deputy Lieutenants reſpectively, they, or any Two or more of them, are hereby empowered and required, at their Diſcretion, to fine ſuch Perſon or Perſons in any Sum, not exceeding Twenty Pounds nor leſs than Forty Shillings, to be applied towards defraying any Expences incurred in the Execution of this Act; and in caſe of Nonpayment within Thirteen Days, to commit the Perſon ſo offending to the Common Gaol, there to be kept for the Space of One Month without Bail or Mainprize.

Penalty on ſuch Officers for neglect of Duty.

24 *Geo.* II, Cap. 44, to extend to Lieutenants and Deputy Lieutenants.

LI. And be it further enacted, That the Proviſions of an Act, paſſed in the Twenty-fourth Year of the Reign of His late Majeſty King *George* the Second, intituled, *An Act for the rendering Juſtices of the Peace more ſafe in the Execution of their Office, and for indemnifying Conſtables and others acting in Obedience to their Warrants*, ſhall extend to all His Majeſty's Lieutenants, and to all Deputy Lieutenants acting in the Execution of this Act, in like Manner, and as fully and effectually, as the ſame extend to Juſtices of the Peace acting in the Execution of their Office.

Acceptance of Commiſſions not to vacate Seats in Parliament. No Officer compellable to ſerve as Sheriff.

LII. And be it further enacted, That the Acceptance of a Commiſſion in any Regiment, Battalion, or Troop, raiſed by virtue of this Act, ſhall not vacate the Seat of any Member returned to ſerve in Parliament; and that no Perſon being an Officer of any ſuch Regiment, Battalion, or Troop, ſhall be compelled to ſerve the Office of Sheriff.

No Perſon liable to Penalty for Abſence, going to or returning from Election of Members of Parliament.

LIII. Provided always, and be it enacted, That no Officer of any ſuch Regiment, Battalion, or Troop, or Private therein, ſhall be liable to any Penalty or Puniſhment for or on Account of his Abſence during the Time he ſhall be going to vote at any Election of a Member to ſerve in Parliament, or during the Time he ſhall be returning from ſuch Election.

No private Man compellable to ſerve as a Peace or Pariſh Officer, or in the Navy.

LIV. And be it further enacted, That no private Man in any ſuch Regiment, Battalion, or Troop, from the Time of his Enrolment until he ſhall be regularly diſcharged, ſhall be compelled to ſerve as a Peace Officer or Pariſh Officer, or to ſerve in any of His Majeſty's Sea Forces.

Married Men, having been drawn out into actual Service, may ſet up Trade in any Place in *Great Britain*, as Mariners or Soldiers may, &c.

LV. And be it further enacted, That every Perſon having ſerved in any ſuch Regiment, Battalion, or Troop, when drawn out into actual Service, being a married Man, may ſet up, and exerciſe any Trade in any Town or Place within *Great Britain*, without any Let, Suit, or Moleſtation, of or from any Perſon or Perſons whomſoever, for or by reaſon of uſing or exerciſing ſuch Trade, as freely, and with the ſame Proviſions, and under the ſame Regulaions, and with the like Exception in reſpect to the Two Univerſities, as any Mariner or Soldier can or may do by virtue of an Act,

Act, paſſed in the Twenty-ſecond Year of His late Majeſty's Reign, intituled, *An Act to enable ſuch Officers, Mariners, and Soldiers, as have been in His Majeſty's Service ſince his Acceſſion to the Throne, to exerciſe Trades*; and no ſuch Perſon ſhall be liable to be removed out of any ſuch Town or Place, until he is become chargeable to the Pariſh.

Such Places as by 26 *Geo.* III, Cap. 107, are deemed to be ſituate within any Part of Counties for the Purpoſes of that Act, ſhall be ſo deemed for the Purpoſes of this Act.

LVI. Provided always, and be it further enacted, That all ſuch Towns and Places as by an Act paſſed 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, are directed to be deemed to be ſituate within and Part of any Counties, Ridings, or Places, for the Purpoſes of the ſaid Act, ſhall alſo be deemed to be ſituate within and Part of the ſame Counties, Ridings, and Places reſpectively, for the Purpoſes of this Act, and ſhall be ſubject to the Juriſdiction and Authority of the Lieutenants, Deputy Lieutenants, Juſtices of the Peace, and other Officers of the reſpective Counties, Ridings, and Places, within which ſuch Towns and Places are hereby and by the ſaid Act deemed to be ſituate in ſuch and the ſame Manner as is provided by the ſaid Act.

This Act not to prejudice the Rights of the City of *London*.

LVII. Provided alſo, and be it further enacted, That this Act, or any Thing herein contained, ſhall not be deemed or conſtrued to be a Precedent, on any future Occaſion, to diminiſh or be prejudicial to the Rights, Liberties, Cuſtoms, Privileges, Immunities, and Exemptions, to which the Mayor and Commonalty and Citizens of the City of *London*, or the Freemen, Citizens, or Inhabitants of the ſaid City are entitled to enjoy by Preſcription, Act of Parliament, Charter, Uſage, or otherwiſe howſoever.

Limitation of Actions.

LVIII. And be it further enacted, That if any Action or Suit ſhall be brought againſt any Perſon or Perſons, for any Thing done in purſuance of this Act, ſuch Action or Suit ſhall be commenced within Six Months next after the Fact committed, and not afterwards, and ſhall be laid in the County or Place where the Cauſe of Complaint did ariſe, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit may plead the General Iſſue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon; and if the Jury ſhall find for the Defendant or Defendants in any ſuch Action or Suit, or if the Plaintiff or Plaintiffs ſhall be nonſuited, or diſcontinue his or their Action or Suit after the Defendant or Defendants ſhall have appeared, or if upon Demurrer Judgement ſhall be given againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall have Treble Coſts, and have the like Remedy for the ſame, as any Defendant hath in any other Caſes to recover Coſts by Law.

General Iſſue.

Treble Coſts.

Act may be altered or repealed this Seſſion.

LIX. Provided always, and be it further enacted, That this Act, may be altered, varied, or repealed, by any Act or Acts to be made in this preſent Seſſion of Parliament.

Continuance of Act.

LX. And be it further enacted, That this Act, with reſpect to the Direction of the Service of the Men enrolled by virtue thereof, ſhall continue and be in Force during the preſent War, and for the Space of One Calendar Month after the Determination thereof: Provided al-

ways, that all the Powers and Regulations of this Act, which ſhall be neceſſary for enforcing the due Collection of the Monies required for the Pay, Cloathing, and Maintenance of the Forces raiſed by virtue thereof, until the Time of their actual Diſcharge, ſhall continue and be in Force for Six Calendar Months after the End of the preſent War, and from thence to the End of the then next Seſſion of Parliament.

FINIS