ANNO TRICESIMO OCTAVO

GEORGII III. REGIS.

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C A P. XVII.

An Act for allowing, during the Continuance of the present War, a certain Proportion of the Men, raised in pursuance of Two Acts of the last Session of Parliament for augmenting the Militia, to enlist into His Majesty's other Forces, and to serve until Six Months after the Conclusion of a general Peace. [12th *January* 1798.]

Preamble.

WHEREAS by Two several Acts, passed in the last Session of Parliament, for providing an Augmentation to the Militia, a certain Number of Men were directed to be raised in the several Counties, Ridings, and Places, in *England*, in the said Acts mentioned, to serve as a Supplementary Force of Militia: And whereas it is expedient, at the present Crisis, to permit a certain Proportion of Men, raised under the Authority of the said Acts, in each County, Riding, or Place, to enter voluntarily into His Majesty's other Forces, within the Time herein-after mentioned: 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 it shall be lawful for any Officer, Serjeant, or other Person, thereunto authorized by the Commander in Chief

Persons enrolled in the Supplementary Militia

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may be enlisted into such of His Majesty's other Forces as He shall appoint.

Chief of His Majesty's Land Forces, at any Time during the Continuance of the present War, until the Number of Men allowed by this Act to be enlisted out of the Men raised for each County, Riding, or Place, as aforesaid, shall be completed, to enlist any Person enrolled in the Supplementary Militia, raised by virtue of the said Acts, who is willing, and shall appear fit for Service, into any Regiment of His Majesty's other Forces, which His Majesty shall, by any Order under His Royal Sign Manual, appoint to be recruited in that Manner; and every such Officer, Serjeant, or other Person aforesaid, enlisting such Militia Man, and every such Militia Man entering to serve, or offering to serve in any such Regiment of His Majesty's said other Forces, shall be freed and discharged from all Pains, Penalties, and Forfeitures whatever, incurred by Reason of such enlisting, entering, or offering to serve as aforesaid; any Statute to the contrary notwithstanding.

On Production of Certificate of any such Militia Man having so enlisted, he shall be discharged from the Militia, and no Man shall be balloted for in his Room.

II. And be it further enacted, That upon the Production of any Certificate, under the Hand of any Justice of the Peace or Magistrate, of any such Militia Man having voluntarily entered himself as aforesaid, (which Certificate every such Justice or Magistrate is hereby directed to give *gratis*), to the Lieutenant of any County, Riding, or Place, where such Militia Man so enlisting was raised to serve, or to any Three Deputy Lieutenants of such County, Riding, or Place, by the Officer, Serjeant, or other Person recruiting as aforesaid, the said Lieutenant or Deputy Lieutenants respectively shall cause the Militia Man named in such Certificate to be discharged from such Supplementary Militia; and the Certificate of the Number of Men to be raised to the Supplementary Militia for any County, Riding, or Place, filed by the Clerk of the Peace of such County, Riding, or Place, shall be amended, by striking out such Number of Men as shall be enlisted in His Majesty's other Forces from the said Supplementary Militia, by virtue of this Act, and the County, Riding, or Place, for which any Militia Man so enlisted was raised, shall not be obliged to ballot for any other in the Room of the Militia Man so discharged, but shall in future be discharged from raising any Men in the Room of those who shall enter into His Majesty's other Forces, by virtue of this Act.

The Number of Men to be so enlisted.

III. Provided always, and be it further enacted, That the Number of Militia Men to be enlisted from any Supplementary Militia into any such Regiment of His Majesty's other Forces, by virtue of this Act, shall not exceed Ten thousand Men, nor in any Case be more than One Fifth Part of the Number of Men directed to be raised to the said Supplementary Militia, in any County, Riding, or Place.

Terms of Enlistment.

IV. Provided always, and be it further enacted, That every Person to be enlisted by virtue of this Act, shall be enlisted according to the Terms and Conditions to be particularly specified in the Recruiting Orders to be issued for that Purpose, and to serve during the Continuance of the present War, and Six Months after the Conclusion of a general Peace, and no longer, and shall not be liable to serve out of *Europe*.

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