

ANNO TRICESIMO NONO

GEORGII III. REGIS.

***

22, as fixes the Number of Men to be raiſed, repealed.

the Thirty-ſeventh Year of the Reign of His preſent Majeſty, for providing an Augmentation to the Militia, as fixes the Number of Men to be raiſed in the ſeveral Counties, Ridings, and Places, therein mentioned, ſhall, from and after the paſſing of this Act, be, and the ſame is hereby repealed.

The Number of Men to be raiſed in the Places mentioned in recited Acts, with the Number required by 26 *Geo.* III, Cap. 107, and with Volunteers raiſed under 34 *Geo.* III, Cap. 16, to be as follows.

II. And be it further enacted, That, from and after the paſſing of this Act, the Number of Private Men to be raiſed, and who ſhall remain liable to ſerve in Manner herein-after mentioned as Militia for the ſaid ſeveral Counties, Ridings, and Places, in thoſe ſeveral Acts mentioned, ſhall, together with the Number of Men required by an Act paſſed in the Twenty-ſixth Year of the Reign of His preſent Majeſty, and with Volunteers raiſed by virtue of an Act paſſed in the Thirty-fourth Year of the Reign of His preſent Majeſty, intituled, *An Act for augmenting the Militia*, be as follows; that is to ſay,

For the County of *Bedford*, Five hundred and ninety-four:

For the County of *Berks*, One thouſand and fifty-one:

For the County of *Bucks*, One thouſand one hundred and twenty-two:

For the County of *Cambridge*, Nine hundred and one:

For the County of *Cheſter*, with the City and County of the City of *Cheſter*, One thouſand ſix hundred and fifty-eight:

For the County of *Cornwall*, One thouſand two hundred and eleven:

For the County of *Cumberland*, One thouſand one hundred and fifty-two:

For the County of *Derby*, One thouſand ſeven hundred and fifty-eight:

For the County of *Devon*, with the City and County of the City of *Exeter*, Two thouſand eight hundred and thirty-five:

For the County of *Dorſet*, with the Town and County of the Town of *Poole*, Seven hundred and ſeventy:

For the County of *Durham*, Nine hundred and twenty-one:

For the County of *Eſſex*, Two thouſand three hundred and thirty-one:

For the County of *Glouceſter*, with the City and County of the City of *Glouceſter*, and the City and County of the City of *Briſtol*, Two thouſand one hundred and ſeventy-eight:

For the County of *Hereford*, Nine hundred and ſeventy-five:

For the County of *Hertford*, Eight hundred and ninety-nine:

For the County of *Huntingdon*, Two hundred and ninety-ſix:

For the County of *Kent*, with the City and County of the City of *Canterbury*, Two thouſand four hundred and twenty-eight:

For the County of *Lancaſter*, Four thouſand five hundred and ſeventy-five:

For the County of *Leiceſter*, One thouſand two hundred and three:

For the County of *Lincoln*, with the City and County of the City of *Lincoln*, Two thouſand five hundred and ſixty-four:

For the County of *Middleſex*, excluſive of the Tower Diviſion, commonly called *The Tower Hamlets*, Five thouſand ſix hundred and ninety-ſix:

For the County of *Monmouth*, Five hundred and twenty-two:

For the County of *Norfolk*, with the City and County of the City of *Norwich*, Two thouſand two hundred and ſixty-ſix:

For

For the County of *Northampton*, One thouſand three hundred and fifty-ſeven:

For the County of *Northumberland*, with the Town and County of the Town of *Newcaſtle-upon-Tyne*, and the Town of *Berwick-upon-Tweed*, One thouſand two hundred and ſixteen:

For the County of *Nottingham*, with the Town and County of the Town of *Nottingham*, One thouſand and fifty-ſix:

For the County of *Oxford*, One thouſand one hundred and thirty:

For the County of *Rutland*, One hundred and fifty-four:

For the County of *Salop*, One thouſand eight hundred and fifty-ſix:

For the County of *Somerſet*, Two thouſand nine hundred and ſeventeen:

For the County of *Southampton*, with the Town and County of the Town of *Southampton*, One thouſand five hundred and ninety-four:

For the County of *Stafford*, with the City and County of the City of *Litchfield*, Two thouſand one hundred and twenty-four:

For the County of *Suffolk*, One thouſand nine hundred and fifty-five:

For the County of *Surrey*, Two thouſand five hundred and three:

For the County of *Suſſex*, One thouſand five hundred and four:

For the County of *Warwick*, with the City and County of the City of *Coventry*, One thouſand two hundred and eighty:

For the County of *Weſtmorland*, Four hundred and fifty-three:

For the County of *Worceſter*, with the City and County of the City of *Worceſter*, One thouſand one hundred and fifty-five:

For the County of *Wilts*, One thouſand ſeven hundred and twenty:

For the *Weſt Riding* of the County of *York*, with the City and County of the City of *York*, Four thouſand five hundred and fifty-five:

For the *North Riding* of the ſaid County, One thouſand ſeven hundred and ſeven:

For the *Eaſt Riding* of the ſaid County, with the Town and County of the Town of *Kingſton-upon-Hull*, One thouſand and fifty-ſix:

For the County of *Angleſea*, Three hundred and ſixty-eight:

For the County of *Brecon*, Three hundred and eighty-four:

For the County of *Cardigan*, Four hundred and fifty-ſix:

For the County of *Carmarthen*, with the County Borough of *Carmarthen*, Seven hundred and ſixty:

For the County of *Carnarvon*, Two hundred and thirty-nine:

For the County of *Denbigh*, Six hundred and forty-five:

For the County of *Flint*, Three hundred and ſeventy-ſeven:

For the County of *Glamorgan*, Seven hundred and fifty-four:

For the County of *Merioneth*, Two hundred and twenty-ſix:

For the County of *Montgomery*, Five hundred and twenty-one:

For the County of *Pembroke*, with the Town and County of the Town of *Haverfordweſt*, Three hundred and ſeventy-ſeven:

For the County of *Radnor*, Two hundred and ſixty-one:

And that the Number of Men ſo remaining, ſhall be liable to further Reduction, in the Proportions, and in the Manner, and at the Time hereinafter limited and appointed. The Number may be further reduced.

III. And be it further enacted, That every Commanding Officer of any Regiment, Battalion, and Company of Militia raiſed and ſerving for any County, Commanding Officers to cauſe Returns

of the Number of effective Men to be made to the General Meeting of Lieutenancy, that the Excefs may be reduced, or the Deficiency fupplied.

County, Riding, or Place, herein-before mentioned, fhall, within Twenty Days from the paffing of this Act, cauſe Returns of the reſpective Numbers of effective Private Militia Men actually ſerving in the Regiment, Battalion, or Companies of Militia, under the Command of ſuch Officer, to be made to the General Meeting of Lieutenancy of the County, Riding, or Place to which ſuch Militia ſhall belong, in order that a Reduction of the ſame may take place for every County, Riding, or Place, where the Numbers actually ſerving ſhall exceed the Proportion herein-before ſpecified; and that the Number hereby required may be ſpeedily and effectually ſupplied from and by ſuch Counties, Ridings, and Places, where the Number actually ſerving ſhall fall ſhort of the Proportion herein-before ſpecified.

The additional Men to complete the Quota, to be choſen by Ballot as directed by 26 *Geo.* III. Cap. 107,

IV. And be it further enacted, That in every Caſe where it ſhall be requiſite to ſupply by Ballot the Number of Men appointed to ſerve in the Militia of any County, Riding, or Place, under the Proviſions of this Act, the additional Man or Number of Men required to complete ſuch Quota or Number of Men, ſhall be raiſed, provided, and choſen by Ballot in the Manner directed by and under the Rules and Regulations preſcribed in the ſaid Act, paſſed in the Twenty-ſixth Year of the Reign of His preſent Majeſty.

and on Notice to appear, and take the following

V. And be it further enacted, That every Perſon who ſhall be choſen by Ballot and enrolled in the ſaid Militia, after the paſſing of this Act, ſhall, upon Notice in the Manner directed by the ſaid Act of the Twenty-ſixth Year aforeſaid, appear at ſuch Meeting as ſhall be appointed by any Three or more Deputy Lieutenants to be holden for that Purpoſe, and there take the following Oath; (that is to ſay),

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 will faithfully ſerve in the Militia, within the Kingdom of *Great Britain*, for the Defence of the ſame, during the Term of Five Years, for which I am enrolled, unleſs I ſhall be ſooner diſcharged.'

Subſtitutes to take the following

VI. And be it further enacted, That every Perſon who ſhall be enrolled as a Subſtitute or Volunteer to ſerve in the ſaid Militia, ſhall, at the Time of ſuch Inrolment as aforeſaid, take the following Oath; (that is to ſay),

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 will faithfully ſerve in the Kingdom of *Great Britain* for the Defence of the ſame, during the Term of Five Years, or for ſuch further Time as the Militia ſhall remain embodied, unleſs I ſhall be ſooner diſcharged.'

Directions for raiſing Men to ſupply Deficiencies.

VII. And be it further enacted, That the Lieutenant or Deputy Lieutenants, at any General Meeting of Lieutenancy, and the Deputy Lieutenants acting for ſuch County, Riding, or Place, in their reſpective Subdiviſions, ſhall, in raiſing ſuch Deficiency, take into Conſideration the Number of effective Privates actually ſerving for each Pariſh or Tything of ſuch County, Riding, or Place, in the ſaid Militia, and ſhall cauſe the Number

Number of Men who ſhall be at any Time hereafter required to ſupply ſuch Deficiency, to be raiſed and ballotted for out of thoſe Pariſhes, Townſhips, and Tythings, that ſhall not have raiſed their reſpective Proportions, according to the Number of Men then ſerving for the Whole of the Militia of ſuch County, Riding, or Place reſpectively; and ſhall in like Manner cauſe the Number of Men neceſſary for ſupplying ſuch future Vacancies as may ariſe in ſuch Militia, or any Part thereof, to be raiſed, choſen, and ballotted for out of ſuch laſt mentioned Pariſhes, Townſhips, and Tythings, until ſuch Time as each Pariſh, Townſhip, and Tything, ſhall have raiſed its due Proportion, according to the Directions of this Act, and ſhall raiſe the Men required to be raiſed by this Act, by ſuch Rules as are preſcribed for raiſing Men for ſuch reſpective Regiments, Battalions, and Companies of Militia in the ſaid Act, paſſed in the Twenty-ſixth Year of His Majeſty's Reign before mentioned, without Regard to the Circumſtance whether ſuch Vacancy aroſe from among the Militia eſtabliſhed by the ſaid Act of the Twenty-ſixth Year of His Majeſty's Reign, or the ſaid Supplementary Militia, or among any Volunteers raiſed under the ſaid Act of the Thirty-fourth Year of His Majeſty's Reign.

Vacancies ariſing after Places, whoſe Lifts have been added together, have raiſed their Quota, to be ſupplied out of ſuch Lifts as directed by 26 *Geo.* III, Cap. 107.

VIII. Provided always, That whenever the Liſts of Two or more Pariſhes, Townſhips, Tythings, or Places, ſhall have been added together for the Choice of any Militia Man or Men in purſuance of the ſaid ſeveral Acts before-mentioned, or any of them, and a Vacancy ſhall ariſe after the Time when the ſeveral Pariſhes, Townſhips, Tythings, and Places in the County, Riding, or Place, in which ſuch Militia Man or Men ſhall have been raiſed, ſhall have completed their juſt Proportions, according to this Act, then, and in every ſuch Caſe, a Militia Man ſhall be ballotted to ſupply ſuch Vacancy, and ſo from Time to Time whenever ſuch Vacancy ſhall ariſe, out of the Liſts returned for the ſame Pariſhes, Townſhips, Tythings, and Places ſo added together, in the ſame Manner as by the ſaid Act of the Twenty-ſixth Year of the Reign of His preſent Majeſty is directed to be done when the ſame Pariſhes, Townſhips, Tythings, and Places were added together, in order to raiſe the Militia Man who ſhall have occaſioned ſuch Vacancy.

Quota to be completed within Three Months after paſſing this Act; and certified to the Secretary at War, and Notice given to the Commanding Officer.

Quota not to be deemed complete till all the Men have joined.

IX. And be it further enacted, That the Quota or Number of Men required by this Act, where the ſame is now deficient, ſhall be completed within Three Calendar Months after the paſſing of this Act; and when and as ſoon as any ſuch Quota or Number of Men ſhall be completed, the Lieutenant, or, in the Abſence of the Lieutenant, any Three Deputy Lieutenants of ſuch County, Riding, or Place, authorized by His Majeſty to act as Lieutenant, ſhall, and he and they is and are hereby required forthwith to certify the ſame in Writing to the Secretary at War, and to give Notice to the Commanding Officer of the Militia of ſuch County, Riding, or Place, of ſuch Certificate having been ſent as aforeſaid: Provided always, That the Quota of any County, Riding, or Place, ſhall not be deemed to be complete until all the Men required by ſuch Quota ſhall have joined the Regiment, Battalion, or Company, or Regiments, Battalions, or Companies of Militia, of ſuch County, Riding, or Place.

Where the Quota ſhall not be completed within Three Months after paſſing this Act, 10*l.* to be paid annually for each Man deficient, to be aſſeſſed at the *Michaelmas* Seſſions, as likewiſe in future for every Man not provided within Three Months after Notice of any Deficiency.

X. And be it further enacted, That in every County, Riding, or Place, in which the full Number of Private Men required as the Quota of ſuch County, Riding, or Place, by this Act, ſhall not be raiſed and completed, within Three Calendar Months after the paſſing of this Act, then and in every ſuch Caſe the Sum of Ten Pounds ſhall be annually paid, for and in lieu of every Private Militia Man by this Act directed to be raiſed within the ſame County, Riding, or Place, who ſhall not have been raiſed within the Time limited by this Act; and the Juſtices of the Peace and Magiſtrates of every ſuch County, Riding, and Place, aſſembled at the General or Quarter Seſſions of the Peace, to be held next after the Feaſt of *Saint Michael*, in the Year One thouſand ſeven hundred and ninety-nine, ſhall, upon the Receipt of the Certificate of the Lieutenant, or Three Deputy Lieutenants, authorized as aforeſaid, which Certificate he and they is or are hereby required to tranſmit to the Clerk of the Peace for ſuch County, Riding, or Place, to be laid before the ſaid Juſtices and Magiſtrates reſpectively at ſuch Seſſions, rate and aſſeſs the ſaid Sum of Ten Pounds *per* Man as aforeſaid, upon every ſuch County, Riding, or Place; and in caſe at any future Time the Number of Men required to be provided for the Militia of any County, Riding, or Place, according to the ſeveral Proviſions of this Act, ſhall not be provided within Three Calendar Months after the Lieutenant, or any One of the Three Deputy Lieutenants authorized as aforeſaid, ſhall have had Notice from or by the Order of the Commanding Officer of any Regiment, Battalion, or Corps of ſuch Militia of any ſuch Deficiency, then and in every ſuch Caſe the Juſtices and Magiſtrates as aforeſaid, aſſembled at the next General or Quarter Seſſions of the Peace holden for the County, Riding, or Place, after ſuch Deficiency ſhall have been made known to them by the Lieutenant or Deputy Lieutenants as aforeſaid, ſhall rate and aſſeſs the like Sum of Ten Pounds for every Man ſo deficient as aforeſaid, upon every ſuch County, Riding, or Place.

The Magiſtrates to apportion ſuch Aſſeſſments upon a whole County in the ſame Proportions in which the Men are required to be raiſed by the Pariſhes;

XI. Provided always, and be it further enacted, That the Juſtices and Magiſtrates aforeſaid, in making any ſuch Rate and Aſſeſſment upon the Whole of any County, Riding, or Place, ſhall apportion the Sums ſo to be aſſeſſed as aforeſaid, and rate and aſſeſs the ſame upon the ſeveral Pariſhes and Tythings in ſuch County, Riding, or Place, in the ſame Proportions in which the Men for the Militia are required to be raiſed by ſuch Pariſhes and Tythings reſpectively, according to ſuch Apportionment as may have been made thereof in purſuance of this Act, or to the laſt Apportionment that ſhall have been made of Men to be raiſed by each Pariſh and Tything, by the laſt general Meeting of Lieutenancy held before the paſſing of this Act.

and when the Deficiency ſhall ariſe from the Default of any particular Pariſh or Pariſhes to aſſeſs them accordingly.

XII. Provided alſo, and be it further enacted, That when, in any County, Riding, or Place, ſuch Deficiency of Men ſhall ariſe from the Default of any particular Pariſh or Pariſhes, Tything or Tythings, in ſuch County, Riding, or Place, in not raiſing the Proportion or reſpective Proportions of Men required to be raiſed by any ſuch Pariſh or Tything, or Pariſhes or Tythings, that then and in any ſuch Caſes, the ſaid Juſtices and Magiſtrates, in making ſuch Rate and Aſſeſſment as aforeſaid, ſhall rate and aſſeſs all and every ſuch Sum and Sums of Money upon ſuch

Pariſh

Pariſh or Tything, or Pariſhes or Tythings that ſhall have ſo made Default as aforeſaid, in Proportion to the Number of Men by which each of ſuch Pariſhes or Tythings ſhall fall ſhort of the Number of Men required to be raiſed therein.

The Magiſtrates to tranſmit the Sums aſſeſſed to the Treaſurer of the Place, who ſhall give Notice thereof to the Overſeers, who ſhall pay the Money out of the Poor Rates.

XIII. And be it further enacted, That the Juſtices and Magiſtrates of the ſeveral Counties, Ridings, and Places, where any ſuch Rate and Aſſeſſment ſhall be made as aforeſaid, ſhall immediately after the making of any ſuch Rate and Aſſeſſment as aforeſaid, tranſmit, or cauſe to be tranſmitted, the ſeveral Amounts of the Sums ſo aſſeſſed upon the ſeveral Pariſhes and Tythings to the Treaſurer or Treaſurers of ſuch County, Riding, or Place; and ſuch Treaſurer or Treaſurers ſhall, as ſoon as conveniently may be, cauſe Notice thereof to be given to the reſpective Overſeers of the Poor of the ſeveral Pariſhes and Tythings upon which any ſuch Rate or Aſſeſſment ſhall have been made as aforeſaid; and ſuch Overſeers ſhall, within Fourteen Days after ſuch Notice as aforeſaid of ſuch Rate or Aſſeſſment, pay the Amount of the Rate or Aſſeſſment made upon their reſpective Pariſhes or Tythings out of any Money in their or any of their Hands of the Rates for the Relief of the Poor; and if they, or any of them, ſhall not have ſufficient of ſuch Money for that Purpoſe, then ſuch Overſeers ſhall and they are hereby required to make a Rate for the Relief of the Poor ſufficient to ſatisfy ſuch Rate and Aſſeſſment; and it ſhall be lawful for the ſaid Overſeers to levy and collect the ſame in ſuch Manner as Rates made for the Relief of the Poor, or any other Rates made for the Purpoſes of this Act, may be levied and collected.

Treaſurers to retain Money Three Months, during which Period Deputy Lieutenants may agree with Volunteers for a Bounty not exceeding 10*l.* and order Payment by the Treaſurer, who ſhall pay the ſame, and at the Expiration of Three Months ſhall pay the Balance to the Receiver General.

XIV. And be it further enacted, That the Treaſurer or Treaſurers, receiving any ſuch Sum or Sums of Money, ſhall retain ſuch Sum and Sums of Money in his Hands for Three Calendar Months after the Receipt thereof; and during the ſaid Period of Three Months it ſhall be lawful for any Deputy Lieutenant of the Subdiviſion of the ſaid County, Riding, or Place, within which ſuch Pariſh, Townſhip, or Place, ſhall be ſituate, to raiſe any Volunteer or Volunteers for ſuch Militia in lieu of ſuch Man or Men as ſhall be ſo deficient as aforeſaid, and to agree with any ſuch Volunteer for a Bounty not exceeding the Sum of Ten Pounds; and the Deputy Lieutenants, before whom ſuch Volunteer ſhall be ſworn and enrolled to ſerve in the Militia, ſhall make an Order upon ſuch Treaſurer or Treaſurers for the Payment of ſuch Bounty; and upon the Production to ſuch Treaſurer or Treaſurers of a Certificate, under the Hands of ſuch Deputy Lieutenants as aforeſaid, of any ſuch Volunteer having been ſworn and enrolled to ſerve in the Militia, and of ſuch Order for the Payment of ſuch Bounty as aforeſaid, and of a Certificate under the Hands of the Commanding Officer of any Regiment, Battalion, or Corps of Militia of ſuch County, Riding, or Place, of ſuch Man having joined his Regiment, Battalion, or Corps, ſuch Treaſurer or Treaſurers ſhall, and he and they is and are hereby reſpectively required to pay, out of ſuch Money in his Hands as aforeſaid, any Sum of Money not exceeding the ſaid Sum of Ten Pounds for each of ſuch Volunteers as aforeſaid; and ſuch Treaſurer or Treaſurers ſhall, at the Expiration of Three Months after the Receipt of ſuch Money as aforeſaid, pay all ſuch Sums of Money as may remain in his or their Hands, for and on Account

count of any ſuch Fines as aforeſaid, and that ſhall not have been paid for and on Account of any ſuch Volunteer as aforeſaid, in Manner herein directed, to the Receiver General of ſuch County, Riding, or Place, to be applied and diſpoſed of in like Manner as directed by the ſaid Act of the Twenty-ſixth Year of the Reign of His preſent Majeſty.

Allowances to the Families of Volunteers under 34 *Geo.* III, Cap. 16, to be made as to the Families of Privates.

XV. And whereas Doubts have ariſen with reſpect to the Allowances to the Families of Perſons ſerving in the Militia as Volunteers under the ſaid Act of the Thirty-fourth Year of the Reign of His preſent Majeſty, be it therefore enacted, That the like Allowances ſhall be made to the Families of Perſons ſerving in the Militia as Volunteers as aforeſaid, as by ſeveral Acts paſſed in the Reign of His preſent Majeſty are directed to be made to the Families of Perſons ſerving as Privates in the Militia; ſuch Allowances to be ordered, paid, and reimburſed by ſuch Perſons, and in ſuch Manner, and to be divided, apportioned, and borne in ſuch and the like Manner, in every Reſpect, as is directed by Two ſeveral Acts paſſed in the Thirty-third and Thirty-fifth Years of the Reign of His preſent Majeſty, with reſpect to the Allowances made to the Families of Serjeants, Corporals, Drummers, and Fifers.

Pay of Men to commence on their joining.

Perſons prevented from joining may, on Certificate, have an Allowance of Pay; and others on joining, an Allowance for Marching.

XVI. And be it further enacted, That the Pay of every Perſon enrolled to ſerve in the Militia of any County, Riding, or Place, after the paſſing of this Act, ſhall commence upon the Day on which ſuch Perſon ſhall join the Regiment, Battalion, or Company, to which he ſhall belong, and not before: Provided always, That if ſuch Perſon ſhall have been prevented joining ſuch Regiment, Battalion, or Company, by Sickneſs, or ſuch other ſufficient Cauſe, and ſhall produce to the Commanding Officer of ſuch Militia a ſatisfactory Certificate of ſuch Sickneſs, or other ſufficient Cauſe, it ſhall be lawful for the Commanding Officer of ſuch Militia, and he is hereby required to direct an Allowance of Pay to be made to the Perſon ſo prevented, according to the Time mentioned in ſuch Certificate as aforeſaid; and ſuch Commanding Officer may and is hereby required to direct an Allowance to be made to every other Perſon who ſhall join his Regiment, Battalion, or Company aforeſaid, ſo that ſuch Allowance ſhall in no Caſe exceed the Pay of ſo many Days as would enable ſuch Perſon to march from the Place where he was enrolled, to the Regiment, Battalion, or Company, to which he ſhall belong, to be calculated at the Rate of not leſs than Ten Miles in each Day, with the uſual Number of halting Days.

Subſtitutes or Volunteers not joining, or who deſert, may be puniſhed as Deſerters, and adjudged to further Service in the Militia or the Regular Forces.

XVII. And be it further enacted, That if any Perſon ſworn and enrolled in the ſaid Militia, either as a Subſtitute or Volunteer, (not labouring under any Infirmity incapacitating him to ſerve as a Militia Man), ſhall not with due Diligence join the Regiment, Battalion, or Company of Militia of the County, Riding, or Place, for which he ſhall be ſo ſworn and enrolled (in caſe ſuch Regiment, Battalion, or Company ſhall then be embodied) according to ſuch Order as ſhall be given him in that Reſpect, by the Lieutenant or Deputy Lieutenants, or any of them, or by any Officer or Non-commiſſioned Officer of the ſaid Regiment, Battalion, or Company, or by any other Perſon authorized to give him ſuch Order, in purſuance of any Law now in Force reſpecting the

Militia; or if any Perſon ſerving in any Militia as a Subſtitute or Volunteer ſhall deſert or abſent himſelf from his Duty, every ſuch Militia Man ſhall be liable to be apprehended and puniſhed as a Deſerter, according to the Proviſions of any Act which ſhall be then in Force for the puniſhing Mutiny and Deſertion, and for the better Payment of the Army and their Quarters; and ſhall alſo be liable to be adjudged to further Service in the ſaid Militia, or to Service in His Majeſty's Regular Forces, as the Court before whom he ſhall be tried ſhall think fit to direct; and in caſe the ſaid Court ſhall adjudge ſuch Militia Man to Service in His Majeſty's Regular Forces, it ſhall be lawful, by Order under the Hand of the Secretary at War, or his Deputy, to cauſe ſuch Man, with the Conſent of the Colonel or Commanding Officer of the Militia to which ſuch Subſtitute or Volunteer ſhall belong, to be entered as a Private Soldier to ſerve in ſuch Regiment or Corps of His Majeſty's other Forces as ſhall be directed in ſuch Order, and to be forthwith conveyed either to the Head Quarters of the Regiment or Corps in which he ſhall be ſo entered, or to *Chatham* Barracks, as the Caſe may require; and ſuch Subſtitute or Volunteer ſhall, from the Time of his being delivered over to be ſo conveyed as aforeſaid, be ſubject and liable to all the Penalties and Puniſhments contained in any Act then in Force for puniſhing Mutiny and Deſertion, as if he had been enliſted in the Regiment or Corps in which he ſhall be ſo ordered to be entered as aforeſaid.

Men adjudged to ſerve in the Regular Forces, may, by Order of the Secretary at War, and with Conſent of the Colonel of Militia, be entered ſo to ſerve.

XVIII. And be it further enacted, That it ſhall and may be lawful for His Majeſty, by His Royal Proclamation, pardoning, if He ſhall think fit, all or any ſuch Militia Men as ſhall have enliſted into any of the Regular Forces before the paſſing of this Act, to direct that ſuch Men ſo pardoned ſhall not be liable to be claimed by or returned to ſerve in the Regiment, Battalion, or Company of Militia from which they ſhall have deſerted; and further, to pardon every ſuch Militia Man as ſhall, before the paſſing of this Act, have deſerted from any Regiment, Battalion, or Company of Militia, on Condition that ſuch Militia Man ſhall voluntarily ſurrender himſelf as a Deſerter on or before the Firſt Day of *Auguſt* One thouſand ſeven hundred and ninety-nine; or ſhall, on or before the ſaid Firſt Day of *Auguſt*, voluntarily enliſt into ſome One of His Majeſty's Regular Regiments, and to direct that ſuch Militia Man ſo pardoned and enliſting ſhall not be liable to be claimed by or returned to ſerve in the Regiment, Battalion, or Company aforeſaid; and all Militia Men who ſhall have deſerted at any Time before the paſſing this Act, and who ſhall not have ſurrendered themſelves, or enliſted as aforeſaid, in conſequence of ſuch Proclamation, on or before the Firſt Day of *Auguſt* One thouſand ſeven hundred and ninety-nine, ſhall be liable to be tried in the ſame Manner, for Deſertion or Abſence from their Duty, and to be puniſhed and adjudged to Service in His Majeſty's Regular Forces, in the ſame Manner as is herein before directed, with reſpect to Militia Men deſerting or abſenting themſelves from their Duty, from and after the paſſing of this Act.

His Majeſty, by Proclamation, may pardon Militia Men who have enliſted into the Regular Forces before paſſing this Act; and Deſerters from the Militia who ſhall ſurrender, or enliſt into the Regular Forces, by *Aug.* 1, 1799, and ſuch as do not ſurrender or enliſt, ſhall be liable to be tried as Deſerters after paſſing this Act.

XIX. And be it further enacted, That where in any Regiment, Battalion, or Company of Militia, in which any Private Man ſhall be promoted to the

Where any Place ſhall provide a Man to fill a Va-

cancy occaſioned by Promotion, or Death, or Diſcharge, Two Deputy Lieutenants may certify the ſame to the Seſſions, who ſhall order a Sum out of the County Rates to the Overſeers for providing another Man.

the Rank of Serjeant, Corporal, or Drummer, in conſequence of any Vacancy occaſioned by the Death or Diſcharge of any Non-commiſſioned Officer or Drummer, the Pariſh or Place for which ſuch Private Militia Man was ballotted ſhall find and provide another Man inſtead, it ſhall be lawful to and for any Two Deputy Lieutenants acting for the Subdiviſion wherein ſuch Pariſh or Place ſhall be ſituate, to certify the ſame to the Juſtices of the Peace aſſembled at the next General or Quarter Seſſions of the Peace, held for the ſame County, Riding, or Place; and the ſaid Juſtices ſhall at ſuch Seſſions order a Sum of Money, not exceeding the Average Price paid for a Subſtitute in ſuch Pariſh or Place, or any adjoining Pariſh or Place, to be paid out of the County Rates, to the Churchwardens and Overſeers of the Poor of the Pariſh or Place which ſhall find and provide another Man as aforeſaid, whether ſuch Man ſhall ſerve perſonally or by Subſtitute, and to be applied in Aid of the Poor Rates in ſuch Pariſh or Place.

No Ballot to take place where a Private has been promoted in the room of a Non-commiſſioned Officer or Drummer reduced, till the Reduced be diſcharged.

XX. And be it further enacted, That whenever any Private Militia Man ſhall be promoted to the Rank of a Non-commiſſioned Officer or Drummer in any Regiment, Battalion, or Independent Company of Militia, in the Room of any ſuch Officer or Drummer reduced to the Ranks, no Ballot ſhall take place in the Pariſh or Place for which ſuch Private Man ſo promoted was then ſerving, in conſequence of any Vacancy occaſioned by ſuch Promotion, until the Non-commiſſioned Officer or Drummer ſo reduced ſhall have obtained his Diſcharge.

His Majeſty may appoint Regiments of the Regular Forces (who ſhall not ſerve out of *Europe* for a limited Time) to receive Volunteers from the Militia, who ſhall be enliſted on that Condition.

XXI. And, in order that at the Time of the Reduction of the ſaid Militia Forces, a proportional Augmentation may be made to His Majeſty's Regular Forces, for the vigorous Proſecution of the War: Be it further enacted, That it ſhall be lawful for His Majeſty, by any Order under His Royal Sign Manual, to name and appoint ſuch and ſo many Regiments of His Majeſty's Regular Forces, as His Majeſty ſhall think fit, to receive Volunteers under the Proviſions of this Act from the Militia, in Manner herein-after directed; and no Regiment which ſhall receive any ſuch Volunteers as aforeſaid ſhall, during the Term of Five Years next enſuing, or during the Continuance of the War, and for Six Months after the Expiration thereof, be liable to ſerve out of *Europe*, or to be ſent thereout under any Pretence whatever; and it ſhall be lawful for any Private Militia Man to enliſt into His Majeſty's Regular Forces under this Act, in the Manner, and ſubject to the Regulations herein-after mentioned; and every Perſon who ſhall be enliſted in His Majeſty's Regular Forces under this Act, ſhall be enliſted to ſerve for Five Years, or during the Continuance of the preſent War, and for Six Months after the Expiration thereof, and no longer, and ſhall not be liable to be ſent, or to ſerve out of *Europe*; and every ſuch Perſon ſhall, in Addition to the uſual and accuſtomed Oaths to be taken by every Perſon enliſting as a Soldier in His Majeſty's Forces, take the following Oath; (that is to ſay),

Men ſo enliſting 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 will faithfully ſerve in the Regiment of His Majeſty's Regular

'Regular Forces within any Part of *Europe*, during the Term of Five 'Years, or for the Continuance of the War, and for Six Months after 'the Expiration thereof, unleſs I ſhall be ſooner diſcharged.'

No Perſon ſo enliſting ſh ll be drafted into any other Corps, unleſs firſt diſcha ged, and thereafter voluntarily entering.

XXII. And be it further enacted, That every Perſon who ſhall be enliſted to ſerve in any Regiment, Battalion, or Corps of His Majeſty's Regular Forces appointed to be recruited under this Act, ſhall ſerve in the Regiment, Battalion, or Corps, in which he ſhall have originally enliſted to ſerve, and in no other Regiment, Battalion, or Corps whatever; and no Perſon enliſting into any ſuch Regiment, Battalion, or Corps, ſhall on any Account or Pretence whatſoever be drafted into or ſerve in any other Regiment, Battalion, or Corps, whether ſuch Perſon ſhall conſent to his being ſo drafted or not, unleſs in every ſuch Caſe the Perſon ſo drafted to ſerve in any other Regiment, Battalion, or Corps, other than the one for which he ſhall have ſo enliſted as aforeſaid, ſhall have been firſt wholly and abſolutely diſcharged from all Service whatever in His Majeſty's Forces, and ſhall thereafter have voluntarily entered in ſuch other Regiment, Battalion, or Corps.

Every Militia Man enliſted in the Regular Forces, to be entitled to 10 Guineas Bounty, which may be diſpoſed of as herein ſpecified.

XXIII. And be it further enacted, That every Perſon enliſted to ſerve in His Majeſty's Regular Forces under this Act ſhall be entitled to the Sum of Ten Guineas as a Bounty, to be paid in Manner herein-after directed; and it ſhall be lawful for the Juſtice of the Peace or Magiſtrate before whom any ſuch Perſon ſo enliſted as aforeſaid ſhall be atteſted, to direct any Sum, not exceeding One Third Part of the ſaid Bounty of Ten Guineas, to be paid to him forthwith, or to be advanced to ſuch Perſon, or to ſuch of his Family, and in ſuch Proportions, as he ſhall requeſt at the Time of his being ſo atteſted, and alſo to direct any further Sum, not exceeding the Sum of One Guinea, to be paid thereout to the Officer producing ſuch Perſon to be atteſted, to be laid out in providing immediate Neceſſaries for ſuch Perſon ſo atteſted; and the Juſtice of the Peace or Magiſtrate directing the Payment of any ſuch Money, ſhall grant a Certificate thereof to the Officer producing ſuch Perſon to be atteſted as aforeſaid, and the Remainder of ſuch Bounty Money ſhall be paid to ſuch Perſon as ſoon as he ſhall arrive at the Head Quarters of the Regiment, Battalion, or Corps, into which he ſhall have enliſted as aforeſaid, or at *Chatham* Barracks, as the Caſe may be.

Commanding Officers of Militia to explain to the Men the Terms upon which they may enliſt into the regular Forces, and if any declare ſuch an Intention, they may be diſcharged, and atteſted for the Regiments in which they intend to enliſt, &c.

XXIV. And be it further enacted, That every Commanding Officer of any Regiment, Battalion, or Corps of Militia of any County, Riding, or Place, herein-before mentioned, ſhall, upon receiving Directions from His Majeſty for that Purpoſe, explain to the Private Men of the Regiment, Battalion, or Corps of Militia of which he ſhall for the Time being have the Command, in ſuch Manner and at all ſuch Times, within Two Months from the paſſing of this Act, as His Majeſty ſhall direct, the Terms upon which any Private Man ſerving in the Militia may enliſt into the Regular Forces under this Act, and if upon the Terms of ſuch enliſting being explained or made known to them as aforeſaid, any ſuch Private Militia Man ſhall voluntarily declare an Intention to be enliſted into His Majeſty's Regular Forces, it ſhall be lawful for ſuch Colonel or Commanding Officer of Militia as aforeſaid to diſcharge ſuch Perſon from the Militia; and every ſuch Private Militia Man, ſo diſcharged as aforeſaid,

ſaid, ſhall immediately thereupon belong, as a Private Man, to the Regiment, Battalion, or Corps, into which he ſhall declare his Intention to enliſt, and ſhall be immediately enliſted and atteſted for ſuch Regiment, Battalion, or Corps, in due Courſe of Law, and ſhall (as ſoon as conveniently may be) be transferred to ſome Officer of ſuch Regiment, Battalion, or Corps, or ſuch Officer as His Majeſty may have appointed to receive Men enliſted under this Act, and ſhall have and be entitled to the Allowance of the Bounty of Ten Guineas in the Manner herein mentioned, together with Subſiſtence, Pay, and Cloathing, to be paid and furniſhed in like Manner in every Reſpect, and ſubject to and under the like Laws, Rules, and Regulations, as are provided and uſed for the Reſt of His Majeſty's Regular Forces, except as ſuch Laws, Rules, and Regulations, are with reſpect to ſuch Men altered by this Act; any Law or Statute to the contrary thereof notwithſtanding.

Perſons diſcharged for the Purpoſe of being ſo enlifted, and refuſing ſo to do, to belong to the Regiment from which diſcharged.

XXV. Provided always, and be it further enacted, That if any Perſon ſo diſcharged for the Purpoſe of being enliſted as aforeſaid, ſhall notwithſtanding refuſe to enliſt purſuant to ſuch Declaration ſo made by him as aforeſaid, that then and in every ſuch Caſe ſuch Perſon ſhall continue to belong to the Regiment, Battalion, or Company of Militia from which he ſhall have been ſo diſcharged for the Purpoſe of enliſting as aforeſaid, notwithſtanding any ſuch Diſcharge.

Where the Militia is complete, as required by this Act, no more than a Fourth of the Quota ſhall be diſcharged;

XXVI. Provided always, and be it further enacted, That where the Militia of any County, Riding, or Place, ſhall be complete, according to the Number of Privates in actual Service, as required by this Act, the Colonel or Commanding Officer as aforeſaid ſhall not be at Liberty to diſcharge, or cauſe to be diſcharged, in purſuance of this Act, more in Number of ſuch Private Militia Men than One Fourth of ſuch Quota.

and where not complete, a Fourth of the Number actually ſerving, until the Fourth of the Quota ſhall have enliſted into the regular Forces.

XXVII. Provided alſo, and be it further enacted, That where the Militia of any County, Riding, or Place, ſhall not be complete as aforeſaid, the Colonel or Commanding Officer as aforeſaid ſhall not be at Liberty to diſcharge more than One Fourth Part of the Number of Men actually ſerving for ſuch County, Riding, or Place, at the Time of paſſing this Act, until other Men, according to the Directions of this Act, ſhall be raiſed and enrolled to ſerve for ſuch County, Riding, or Place: Provided always, That every ſuch Colonel or Commanding Officer may, from Time to Time, as often as ſuch other Men ſhall be raiſed and enrolled in the Militia of ſuch County, Riding, or Place, towards completing the Quota required by this Act, diſcharge, in Manner and according to the Directions herein-before given, ſuch further Number of Private Men who ſhall have been actually ſerving in ſuch Militia at the Time of paſſing this Act, as ſhall have deſired, or ſhall from Time to Time deſire, to enliſt as aforeſaid, ſo as not to exceed the Proportion of One Fourth of the Men then actually ſerving in ſuch Militia; and every ſuch Colonel or Commanding Officer may continue from Time to Time to diſcharge all ſuch Men as aforeſaid, until the Proportion of One Fourth of the Number of Men required as the Quota of Militia of ſuch County, Riding, or Place, ſhall have enliſted into His Majeſty's Regular Forces under this Act: Provided always, That if the Number of Men required to be enliſted as aforeſaid cannot be obtained from ſuch of the Militia as ſhall have

If the requiſite Number of Men can-

have been actually ſerving therein at the Time of paſſing of this Act, it ſhall be lawful for ſuch Colonel or Commanding Officer, from Time to Time, to diſcharge in like Manner, out of the Men that ſhall have been enrolled therein, after the paſſing of this Act, ſo many as ſhall be neceſſary to complete the Proportion before mentioned.

not be obtained from thoſe ſerving at paſſing this Act, ſo many as may be neceſſary to complete the Proportion may be diſcharged out of thoſe enrolled thereafter.

XXVIII. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend to allow of any Militia Man or Men enliſting or being enliſted under this Act, who ſhall be under the Height of Five Feet Four Inches, or to allow any Militia Man or Men enliſting or being enliſted under this Act, into any Regiment, Corps, or Troop of Cavalry of His Majeſty's Forces, or into His Majeſty's Marine Forces.

No Man under a certain Height to be enliſted, nor any into the Cavalry or Marines.

XXIX. And be it further enacted, That the Lieutenant, or Three Deputy Lieutenants as aforeſaid, of every County, Riding, and Place aforeſaid, ſhall, at the Expiration of Two Calendar Months after the paſſing of this Act, tranſmit to His Majeſty's Privy Council an accurate Account in Writing, of the Number of Perſons that ſhall have been diſcharged from the Militia of their reſpective Counties, Ridings, and Places, and enliſted in the Regular Forces under this Act; which Accounts ſhall, in all Caſes where the ſame may be neceſſary, be tranſmitted by the Commanding Officers of ſuch Militia to ſuch Lieutenants or Deputy Lieutenants as aforeſaid, for that Purpoſe.

County Lieutenants to tranſmit to the Privy Council an Account of the Number diſcharged, and enliſted in the Regular Forces; which Accounts, where neceſſary, ſhall be tranſmitted to them by the Commanding Officers of the Militia.

XXX. And be it further enacted, That after the paſſing of this Act, it ſhall be lawful for His Majeſty, by any Warrant under His Sign Manual, directed to the Lieutenant or Deputy Lieutenants as aforeſaid, from Time to Time, when and as often as he ſhall think fit, to diſembody any Number of Militia Men raiſed under the ſaid Acts of the Thirty-ſeventh Year of the Reign of His preſent Majeſty, or raiſed after the paſſing of this Act; and for that Purpoſe to authorize and direct any Colonel or Commanding Officer of any Militia to diſembody and diſmiſs to their reſpective Places of Abode, any ſuch Number of ſuch Supplementary or other Militia Men aforeſaid as His Majeſty ſhall think fit; and every ſuch Colonel or Commanding Officer ſhall, within Fourteen Days after the iſſuing of any Warrant as aforeſaid, proceed, according to the Directions of ſuch Warrant, to diſembody and diſmiſs ſuch Supplementary or other Militia Men aforeſaid to their reſpective Places of Abode, in Manner and at the Times in ſuch Warrant mentioned.

His Majeſty may direct any Number of Men raiſed under 37 *Geo.* III. Cap. 3 & 22, or this Act, to be diſmiſſed to their reſpective Abodes.

XXXI. Provided always, and be it further enacted, That all Perſons ſo diſembodied and diſmiſſed as aforeſaid, or ſelected, taken, or drafted for the Purpoſe of being ſo diſembodied or diſmiſſed as aforeſaid, from any Regiment, Battalion, or Corps of Militia, in whatſoever the ſame may be done, may, during the Time of their remaining ſo diſembodied as aforeſaid, or at any Time after they ſhall have left any Regiment, Battalion, or Corps of Militia, under any Order of the Colonel or Commanding Officer thereof, for the Purpoſe of being ſo diſembodied or diſmiſſed as aforeſaid, enliſt in His Majeſty's Regular Forces under this Act; and that all Perſons ſo diſembodied and diſmiſſed as aforeſaid, who ſhall not, during ſuch Time as aforeſaid, enliſt in any of His Majeſty's Regular

Perſons ſo diſmiſſed, or ſelected ſo to be, may enliſt in the Regular Forces, and ſuch as do not, ſhall remain liable to ſerve in the Militia, and ſhall join when required.

Forces, ſhall remain liable to ſerve in the ſame Militia, and ſhall, and they are hereby required to join any Regiment, Battalion, and Corps of Militia, ſerving for the County, Riding, or Place, from the Militia of which they ſhall have been reſpectively diſmiſſed, whenever called upon ſo to do, either for the Purpoſe of ſupplying the Vacancies which may ariſe in the ſaid Militia, or whenever they ſhall be again embodied under any Warrant under His Majeſty's Sign Manual, which Warrant as aforeſaid His Majeſty is hereby empowered to iſſue whenever He ſhall think fit, and ſhall be and remain ſubject to all ſuch and the like Rules and Orders, and to all and the like Pains and Penalties as any other Perſons enrolled to ſerve in the Militia are ſubject and liable to by any Act or Acts now in Force, at ſuch Times as the ſaid Militia ſhall not be embodied under the ſaid Acts, or as ſuch Perſons are ſubject and liable to at the Time of the embodying of any Militia.

Colonels of Militia to tranſmit to the Clerk of the General Meeting, within a certain Period, a Liſt of Men diſembodied.

XXXII. And be it further enacted, That every Colonel or Commanding Officer of any Regiment, Battalion, or Company of Militia ſhall, within Twenty Days, or as ſoon as conveniently may be after the iſſuing of any Warrant under this Act for the diſembodying and diſmiſſing any Militia Men belonging to ſuch Regiment, Battalion, or Company, tranſmit, or cauſe to be tranſmitted, to the Clerk of the General Meeting of Lieutenancy of the County, Riding, or Place to which ſuch Militia ſhall belong, a Liſt of all ſuch Militia Men as ſhall have been diſembodied and diſmiſſed in purſuance of any ſuch Warrant as aforeſaid; and every ſuch Liſt ſhall be made in the following Form:

Form of Liſt.

Dated the Day of

Name of the County, &c.	Names of the Men diſembodied and diſmiſſed.	If Subſtitutes, for whom they ſerve.	Of the Pariſh of	In the Hundred of
	A. B.	— —	*P.*	*H.*
	E. F.	*C. D.*	*M.*	*N.*

Lieutenant to ſupply Vacancies out of ſuch Liſt, and the Perſons ballotted to ſerve the Remainder of the Time for which engaged before Diſmiſſion.

And the Lieutenant or Deputy Lieutenants acting for ſuch County, Riding, or Place, ſhall cauſe the Men neceſſary for ſupplying any Vacancies that may hereafter ariſe in the Militia of ſuch County, Riding, or Place, to be ballotted for out of the Perſons returned in any ſuch Liſt as aforeſaid; and ſo from Time to Time as Occaſion ſhall require, ſo long as any of the Perſons returned in any ſuch Liſt can be found to ſupply ſuch Vacancies as aforeſaid; and every Perſon ſo ballotted to ſupply any ſuch Vacancy, ſhall ſerve in the Militia of ſuch County, Riding, or Place, upon the Conditions and for the Remainder of the Time for which ſuch Perſon ſhall have been engaged to ſerve in ſuch Militia before he was diſembodied and diſmiſſed as aforeſaid; and whenever and as ſoon as all the Perſons returned in any ſuch Liſt or Liſts that can be found

found to ſupply ſuch Vacancies as aforeſaid, ſhall have been ballotted for out of ſuch Liſt or Liſts as aforeſaid, then and in every ſuch Caſe the Men neceſſary for ſupplying ſuch future Vacancies as may ariſe in ſuch Militia ſhall be raiſed, choſen, and ballotted for, in Manner by this Act directed.

Any Officer appointed by His Majeſty, or any Perſon authorized by the Commander in Chief, may enliſt Militia Men diſembodied, and willing to ſerve in the Regular Forces.

XXXIII. And be it further enacted, That it ſhall be lawful for any Officer appointed by His Majeſty under this Act, or any Serjeant or other Perſon duly authorized by the Commander in Chief of His Majeſty's Forces for that Purpoſe, to enliſt into any Regiment, Battalion, or Corps of His Majeſty's Regular Forces, any Militia Man ſo diſembodied under and by virtue of this Act, and who is willing to be ſo enliſted, and ſhall appear fit for Service; and every ſuch Officer, Serjeant, or other Perſon as aforeſaid, enliſting ſuch Perſon as aforeſaid, and every ſuch Perſon ſo enliſting to ſerve in His Majeſty's Regular Forces under this Act, ſhall be freed and diſcharged from all Pains, Penalties, or Forfeitures whatſoever incurred by reaſon of ſuch enliſting, entering, or offering to ſerve as aforeſaid; any Statute to the contrary notwithſtanding.

Act not to authorize enliſting any Militia Men, unleſs diſcharged or to be diſembodied as before mentioned.

XXXIV. Provided always, and be it further enacted, That nothing in this Act contained ſhall authorize any Officers appointed by His Majeſty to enliſt and receive Militia Men under this Act, or any Commanding Officer, or other Officer, or Non-commiſſioned Officer, of any Regiment, Battalion, or Corps, in His Majeſty's Regular Forces, or other Perſon, to enliſt, or perſuade to enliſt, or receive any Militia Man, other than ſuch as ſhall have been duly diſcharged by the Colonel or Commanding Officer of the Militia to which the Perſon deſirous of enliſting ſhall belong, in caſe ſuch Man ſhall be actually ſerving in the Militia, or other than ſuch as ſhall have left any Regiment, Battalion, or Corps of Militia for the Purpoſe of being diſembodied in Manner herein-before mentioned.

On Production of Certificate to the County Lieutenant, of any Militia Man's having voluntarily enliſted into the Regular Forces, he ſhall cauſe his Name to be diſcharged from the Liſt of Men ſerving for the County, which ſhall not be obliged to ballot for another Man.

XXXV. And be it further enacted, That upon the Production to the Lieutenant or Three Deputy Lieutenants of the County, Riding, or Place, from the Militia of which any Perſon or Perſons diſcharged or diſembodied under this Act was or were enliſted, of a Certificate or Certificates, under the Hand of any Juſtice or Juſtices of the Peace of any County, Riding, or Place in *Great Britain*, or of any Magiſtrate of any Borough, Town, or Place therein, of any ſuch Private Man belonging to the Militia having voluntarily enliſted and entered himſelf as aforeſaid, and of a like Certificate or Certificates, under the Hands of any Officer or Officers appointed by His Majeſty to receive ſuch Men, or duly authorized to enliſt any Man or Men into His Majeſty's Regular Forces, of ſuch Man or Men having entered into His Majeſty's Regular Forces, (which Certificates every ſuch Juſtice or Magiſtrate and Officer reſpectively is hereby required to give *gratis*), every ſuch Lieutenant or Deputy Lieutenants is and are hereby required to cauſe the Perſon named in ſuch Certificate to be diſcharged from the Liſt of Militia Men ſerving for ſuch County, Riding, or Place, and the Certificate of the Number of Men to be raiſed for the Militia of ſuch County, Riding, or Place, according to the Quota required by this Act to be amended, by ſtriking out

ſuch

ſuch Number of Men as ſhall be enliſted in His Majeſty's Regular Forces, from the Militia of ſuch County, Riding, or Place, by virtue of this Act; and the County, Riding, or Place, for which any Private Militia Man ſo enliſted was raiſed, ſhall not be obliged to ballot for any other in the Room of the Militia Man ſo enliſted, but ſhall be diſcharged from raiſing any Men to ſupply any Vacancy occaſioned by any enliſting under or in purſuance of this Act.

Order of the Treaſury for paying an additional Allowance to the Wives and Families of Militia of *Great Britain* on Service in *Ireland*, recited, and all Perſons acting under it indemnified.

XXXVI. And whereas it has been thought expedient that an additional Allowance ſhould be made to the Wives and Families of Serjeants, Corporals, and Private Men in the Militia of *Great Britain*, during the Time they ſhould remain in actual Service in *Ireland*, over and above ſuch Allowances as were payable and paid to ſuch Wives and Families, by any Act or Acts now in Force: And whereas in purſuance of an Order of the Lords Commiſſioners of His Majeſty's Treaſury, the Receivers General of the Land and Aſſeſſed Taxes were directed, within their reſpective Receiverſhips, to reimburſe to the Overſeers of the Poor of every Pariſh or Place where the Wives and Families of any Militia Serjeant, Corporal, or Private reſpectively entitled to any ſuch additional Allowance ſhould reſide, all ſuch Sums of Money as ſuch Overſeers of the Poor ſhould from Time to Time advance and pay to ſuch Wives and Children of Militia Men, at the Rate of Eightpence per Week for each Perſon entitled thereto, upon ſuch Overſeers producing and delivering to the Collectors of the Land Tax or Aſſeſſed Taxes within ſuch Pariſh or Place, an Account in Writing of all ſuch Sums of Money ſo advanced and paid by ſuch Overſeers, for and in reſpect of any ſuch additional extra Allowances; and alſo a true Copy of the Order or Orders which ſuch Wives or Families might have obtained from any Magiſtrate, in purſuance of any Act or Acts of Parliament for providing for the Families of Militia Men, ſuch Account having been firſt verified upon the Oaths of ſuch Overſeers before a Juſtice of the Peace of ſuch County, and ſuch Overſeers giving at the ſame Time a Receipt for the Money mentioned in ſuch Accounts reſpectively: And whereas Doubts have been entertained reſpecting the Validity of the ſaid Orders, and it is expedient that ſuch Doubts ſhould be removed; be it therefore declared and enacted, That all Juſtices of the Peace, and all Overſeers, Officers, and other Perſons, who ſhall have made any ſuch Order, or ſhall have paid any Sum or Sums of Money, or done any Act, Matter, or Thing, for or in reſpect of any ſuch extra Allowance, ſhall, from and after the paſſing of this Act, be, and are hereby reſpectively indemnified for and on account of every ſuch Payment, and for or on account of any ſuch Act, Matter, or Thing, done in purſuance of and in conformity with ſuch Order as aforeſaid, as fully and effectually, to all Intents and Purpoſes whatever, as if ſuch Payments had been made, and Acts, Matters, and Things done, in purſuance of any Act of Parliament.

While Militia of *England* ſhall be ſerving in *Ireland*, their Wives and Families to be entitled

XXXVII. And be it further enacted, That the Wife or Family of any Serjeant, Corporal, or Private Man, belonging to the Militia of *England*, who ſhall be actually ſerving in *Ireland*, and whoſe Wife or Family ſhall be entitled under any Order of a Juſtice of the Peace to any Allowance under any Act or Acts of Parliament now in force, ſhall, during all the

Time that such Militia Serjeant, Corporal, or Private Man, shall continue in actual Service in the said Militia in *Ireland*, over and above the Weekly Allowance that shall be payable to such Wife or Family, by virtue of such Order as aforesaid, under such Act or Acts of Parliament as aforesaid, by the like Order of some such Justice of the Peace as aforesaid, out of the Rates made for the Relief of the Poor, to be entitled unto, and the Overseer or Overseers of the Parish or Place where such Wife or Family shall dwell shall pay to such Wife or Family the following additional Allowance; that is to say, the Sum of Eight-pence for each and every Child born in Wedlock, and under the Age of Ten Years; and the Sum of Eight-pence for the Wife of any such Militia Serjeant, Corporal, or Private Man as aforesaid, whether he shall or shall not have any Child or Children; and such additional Allowance shall be payable and paid out of the Rates for the Relief of the Poor of such Parish, Tything, or Place, and shall be reimbursed to such Overseer or Overseers in Manner herein-after mentioned.

to an additional Allowance out of the Poor Rates.

XXXVIII. And be it further enacted, That when any Overseer or Overseers of the Poor of any Parish, Tything, or Place, shall, before the passing of this Act, have advanced any Sum or Sums of Money under such Order of the Lords Commissioners of His Majesty's Treasury as aforesaid, and such Sum or Sums of Money shall not have been reimbursed to such Overseer or Overseers in Manner in the said Order directed; or when any Overseer or Overseers of the Poor of any Parish, Tything, or Place shall, after the passing of this Act, pay any Sum or Sums of Money under and by virtue of this Act, for or towards any such additional Allowance as aforesaid, that then and in all such Cases it shall be lawful for any Two Justices of the Peace of the County, Riding, or Place, where such Payment shall have been made, and they are hereby required, within Fourteen Days after the passing of this Act, as to all such Payments as shall have been made before the passing thereof, and Once in every Quarter of a Year, as to all such Payments as shall be made after the passing of this Act, to enquire into and examine the Account of Monies so paid as aforesaid, at the Request and on the Oath or solemn Affirmation of such Overseer or Overseers, and thereupon shall allow all such Payments as shall appear to such Justice to have actually been made for and on Account of such additional extra Allowances, and shall thereupon forthwith make an Order for the Receiver General of the County, Riding, or Place, in which the Family, to which such additional Allowance shall have been paid, shall reside, to pay the Sum allowed by them in such Account out of any Monies in the Hands of such Receiver General arising from any Duties receivable by him as such Receiver General; and such Receiver General, or his Deputy, shall, and they are hereby respectively required to pay the Sum so allowed in such Account as aforesaid, or to remit the same within Fourteen Days after the Receipt of such Order to the Overseers of the Poor of the Parish, Tything, or Place, from which such Order shall have been transmitted to him; and such Order, certifying the Amount allowed in such Account, shall be a sufficient Discharge to such Receiver General for Payment of such Sum of Money; and all such Sums of Money so paid by such Receiver General as aforesaid shall be reimbursed

Justices to examine the Accounts of Money paid by Overseers for such additional Allowances, and make Order for Receiver General to repay it.

to such Receiver General out of the Sums voted for the Extraordinaries of the Army.

Continuance of Act.

XXXIX. And be it further enacted, That so much of this Act as relates to the Number of Men to serve in the Militia for that Part of *Great Britain* called *England*, shall remain and be in Force during the Continuance of the War, and for Six Months after the Conclusion of a General Peace, and no longer.

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