ANNO TRICESIMO NONO

GEORGII III. REGIS.

****

C A P. XXXV.

An Act for exempting, during the preſent War, Perſons ſerving in Volunteer Corps and Aſſociations, from being ballotted for the Militia, under certain Conditions. [10th *May* 1799.]

Preamble.

WHEREAS it will tend to the further Protection, and to the internal Security of this Kingdom, if every Perſon, ſerving in Volunteer Corps, or in Aſſociations for the Defence of particular Cities, Towns, or Places, and for maintaining publick Tranquillity and good Order, within the ſame, was to be exempted from ſerving perſonally, or providing a Subſtitute, in the Militia, to be raiſed by virtue of Two Acts, made in the Twenty-ſixth and Thirty-ſeventh Years of the Reign of His preſent Majeſty; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That every Perſon enrolled, or to be enrolled, and ſerving in any Volunteer Corps, or in any Corps or Body of Men aſſociated for the Defence of any City, Town, or Place, and for maintaining publick Tranquillity and good Order within the ſame, whether of Infantry or Cavalry, which now are or ſhall be raiſed in purſuance of any Act or Acts of Parliament, ſhall be exempt from being liable to ſerve perſonally, or to provide a Subſtitute, in the Militia, authorized to be raiſed by the ſaid Acts, or either of them.

Perſons enrolled in Volunteer Corps, or Aſſociations, not liable to ſerve or provide a Subſtitute in the Militia.

The Names of Volunteers now enrolled to be entered on a Muſter Roll, and tranſmitted to the County Lieutenant, by *May* 15, 1799; and Monthly Returns of Perſons enrolled after the paſſing of this Act, to be tranſmitted, in like Manner, and certified by the Lieutenant to the Clerk of the General Meeting, who ſhall ſend Copies to the Subdiviſion Meetings for hearing Appeals.

II. And be it further enacted, That the Names of all Perſons now enrolled and ſerving in any ſuch Corps or Aſſociation, ſhall be entered on a Muſter Roll, a Copy of which ſhall be tranſmitted to the Lieutenant of the County on or before the Fifteenth Day of *May* One thouſand ſeven hundred and ninety-nine, ſigned by the Commanding Officer of the Corps or Company to which ſuch Perſons ſhall belong; and that Monthly Returns, ſpecifying the Enrolment of all ſuch Perſons as may, after the paſſing of this Act, be enrolled in any ſuch Corps or Aſſociation, ſhall be, in like Manner, tranſmitted by the Commanding Officer thereof to ſuch Lieutenant, or to ſome Perſon appointed by him to receive the ſame; and that all ſuch Muſter Rolls and Returns ſhall be certified by ſuch Lieutenant, or other Perſon as aforeſaid, to the Clerk of the General Meetings of the Lieutenancy, within Ten Days after they ſhall have been ſo tranſmitted; and the ſaid Clerk of the General Meeting is hereby required forthwith to tranſmit Copies thereof to the ſeveral Subdiviſion Meetings holden for the Purpoſe of hearing Appeals againſt the Militia Liſt returned from each Pariſh.

Muſter Rolls to be tranſmitted yearly to the County Lieutenants, and certified by them to the Clerks of the General Meetings, and the Commanding Officer to annex a Certificate that the Perſons inſerted in the Roll have duly attended Exerciſe.

III. Provided always, and be it further enacted, That freſh Muſter Rolls ſhall, in the preſent and every future Year, be tranſmitted in the like Manner to the Lieutenant of the County, or other Perſon authorized as aforeſaid to receive the ſame, on or before the Twenty-fourth Day of *December*, and ſhall be certified by him to the Clerk of the General Meeting thereof by the Fifth Day of *January* following, in the Manner and for the Purpoſes herein-before mentioned; and that the Commanding Officer ſo tranſmitting the ſame, ſhall annex thereto a Certificate ſigned by himſelf, certifying that he has not, to the beſt of his Knowledge and Belief, inſerted in the ſaid Muſter Roll the Name of any Perſon who has not, ſince the Date of the paſſing of this Act, (or ſince the Date of his Enrolment, if the ſame ſhall have been poſterior to the paſſing of this Act), duly attended at the Exerciſe of the Corps or Aſſociation, unleſs prevented by Sickneſs, or by ſuch other ſufficient Reaſon as ſhall have been duly allowed by the Commanding Officer; and no Perſon ſhall at any Time be entitled to claim ſuch Exemption as aforeſaid, unleſs his Name ſhall be found either on the laſt Muſter Rolls which ſhall have been ſo tranſmitted and certified as aforeſaid, or on ſome Monthly Return which ſhall be poſterior thereto.

No Perſon to be entitled to Exemption, unleſs the Commanding Officer certify that the Corps has been inſpected within Three Months, by a General or Field Officer, or that it is ready to be inſpected.

Copies of Certificates to be certified to the Clerk of General Meetings.

IV. And be it further enacted, That no Perſon ſhall be entitled to claim ſuch Exemption as aforeſaid by reaſon of his Enrolment and Service in any Corps of Volunteers, or in any Aſſociation, unleſs the Commanding Officer thereof ſhall, at the Times of tranſmitting the Muſter Rolls of ſuch Corps or Aſſociation in Manner aforeſaid, certify at the Foot thereof that ſuch Corps or Aſſociation has been inſpected at leaſt Once in the Space of the Three Months immediately preceding the Date thereof, by ſome General or Field Officer of His Majeſty's Regular Forces, or, if ſuch Inſpection ſhall not have taken place, that ſuch Corps or Aſſociation is ready and willing to be ſo inſpected, at leaſt Twice in the Six Months immediately following, at its uſual Place or Places and Times of Meeting; Copies of which Certificates ſhall be certified by ſuch Lieutenant to the Clerk of the General Meeting, and by him to the Subdiviſion Meetings, together with the Muſter Rolls.

V. And be it further enacted, That in the ſaid Muſter Rolls and Monthly Returns, there ſhall be regularly inſerted the Names of every ſuch Perſon as, having been enrolled in any ſuch Volunteer Corps or Aſſociation as aforeſaid, ſhall, ſince the Date of the laſt Muſter Roll or Monthly Return, have notified to the Commanding Officer thereof his Intention of diſcontinuing his Service therein, or have been diſcharged from ſuch Corps or Aſſociation by the Commanding Officer thereof, on Account of Non-attendance or otherwiſe; and that if any ſuch Perſon, during the Period of his having been enrolled in ſuch Corps or Aſſociation, ſhall have been drawn for the Militia, and have been exempted from Service therein on Account of his Enrolment and Service in ſuch Volunteer Corps or Aſſociation, he ſhall, on ſuch Reſignation or Diſcharge as aforeſaid, be liable to ſerve for the Diſtrict in which he was drawn in the ſame Manner as if he had not been exempted; and if there ſhall be at that Time no Vacancy for the Diſtrict for which he was drawn, he or his Subſtitute ſhall be accounted as a Supernumerary for the ſame until a Vacancy ſhall ariſe.

Names of Perſons notifying Intention of diſcontinuing their Service, or having been diſcharged, to be inſerted in the Muſter Rolls and Monthly Returns, and if ſuch Perſons ſhall have been previouſly drawn for the Militia, and exempted, they ſhall, on ſuch Reſignation or Diſcharge, be liable to ſerve.

VI. And, with a View to the better Execution of this Act, be it further enacted, That His Majeſty's Lieutenants of the ſeveral Counties and Places in *Great Britain*, ſhall, Once in every Year, tranſmit to One of His Majeſty's Principal Secretaries of State, an Abſtract of the ſeveral Muſter Rolls ſo tranſmitted to them reſpectively within the Year; which Abſtract ſhall expreſs the Names of the ſeveral Corps or Aſſociations, the Number of Perſons enrolled and ſerving therein reſpectively, their Conditions of Service, and whether the ſame have been inſpected, or are willing to be inſpected, as aforeſaid.

County Lieutenants to tranſmit yearly to a Secretary of State, an Abſtract of the Muſter Rolls.

VII. And be it further enacted, That Muſter Rolls, Returns, and Certificates, reſpectively made up, returned, and certified, according to the ſeveral Forms thereof, A, B, C, and D, annexed to this Act, ſhall be deemed to be ſufficient and valid for the Purpoſes of the ſame; but that if, from any Variation of Circumſtances, or other Reaſon, theſe Forms ſhould not be ſtrictly adhered to, Inſtruments of a ſimilar Import may nevertheleſs be deemed ſufficient for the Purpoſes aforeſaid.

Muſter Rolls, &c. in the Forms annexed or Inſtruments of a ſimilar Import, to be deemed valid.

VIII. And be it enacted, That this Act ſhall have Continuance during the preſent War, and no longer.

Continuance of Act.

FORMS

FORMS referred to in the above ACT.

A.

FORM of Muſter Roll and Certificates, to be tranſmitted by the Commanding Officers of Volunteer Corps or Aſſociations to the Lieutenant of the County or Place, on or before the Fifteenth Day of *May* One thouſand ſeven hundred and ninety-nine, and on or before the Twenty-fourth Day of *December*, in that and every ſucceeding Year.

To *A. B.* His Majeſty's Lieutenant for the of

MUSTER ROLL of the Perſons enrolled and ſerving in the of Volunteers, or Aſſociation, commanded by

No	Name.	When enrolled	No	Name.	When enrolled	No	Name.	When enrolled	No	Name.	When enrolled	No	Name.	When enrolled	No	Name.	When enrolled
1	*C. D.*	1 *May* 1794.															
2	*E. F.*																
3	*G. H.*																
4																	
5																	
6																	
7																	
8																	
9																	
10																	
11																	
12																	
13																	
14																	
15																	

Signed,

December 24th, 17

K. L.

Commanding Officer.

N. B. Diſcharged or quitted ſince the Date of the laſt Muſter-roll.

A. B.

C. D. &c.

CERTIFICATE.

I, *K. L.* Commanding Officer of the
do hereby certify, in purſuance of an Act of Parliament, paſſed in the Thirty-ninth Year of the Reign of His preſent Majeſty, intituled, *An Act*, [*Here inſert the Title of the Act*], that the Conditions of Service agreed to by the ſaid Corps of or Aſſociation, are as follows; *videlicet*, That the ſaid Corps or Aſſociation has conſented, (*here ſpecify the Conditions of Service*); and that all and every the Perſons named in the above Muſter Roll have duly ſignified to me, (*or other Commanding Officer of the Corps or Aſſociation*), their Conſent thereto.

[*N. B. The following Paragraph is to be omitted in the Muſter Roll to be ſent on or before the Fifteenth of* May *One thouſand ſeven hundred and ninety-nine; but is to be inſerted in all thoſe to be tranſmitted on or before the Twenty-fourth of* December *in each Year.*]

(And I do further certify, That I have not, to the beſt of my Knowledge and Belief, inſerted, or cauſed to be inſerted, in the above Muſter Roll, containing (*ſpecify the Number*) Names, the Name of any Perſon who has not, ſince the Date of the paſſing the ſaid Act of the Thirty-ninth Year of the Reign of His preſent Majeſty, [or ſince the Date of his Enrolment, if the ſame has been poſterior to the paſſing the ſaid Act,] duly attended at the Exerciſe of the Corps or Aſſociation, unleſs prevented by Sickneſs, or by ſuch other ſufficient Reaſon as hath been duly allowed by me, or by the Commanding Officer of the Corps or Aſſociation for the Time being.)

And I do further certify, That the ſaid Corps or Aſſociation (hath, in the Courſe of the Three Months immediately preceding the Date hereof, been inſpected by *A. B.* General (*or* Field) Officer in His Majeſty's Service), *or*, (hath not within the laſt Three Months been inſpected in the Manner required by the ſaid Act, but is ready and willing to be ſo inſpected, as in the ſaid Act is provided.)

Signed,

K. L.
Commanding Officer.

Dated the

B.

FORM of Conſent of each Perſon hereafter to be enrolled in any Corps of Volunteers or Aſſociation, to the Conditions of Service thereof.

To *K. L.* Commanding Officer of the of Volunteers or Aſſociation.

I, *C. D.* having enrolled myſelf in the ſaid Corps or Aſſociation, do hereby conſent and engage myſelf to the Conditions of Service thereof, *videlicet*, [*here ſpecify the Conditions of Service, as the Caſe may be.*]

Signed *C. D.*

Dated the

C.

FORM of Monthly Return and Certificate of Volunteer Corps or Aſſociation, to be tranſmitted by the Commanding Officer thereof to the Lieutenant of the County or Place.

To *A. B.* His Majeſty's Lieutenant for the of

MONTHLY RETURN of the of commanded by

Colonel.	Lieut. Colonel.	Major.	Captains.	Captain Lieut.	Lieutenants.	Cornets.	Enſigns.	Quarter Maſters.	Serjeants.	Corporals.	Trumpeters.	Drummers.	Fifers.	Privates.	Enrolled ſince laſt Return.		Diſcharged, or quitted, or dead, ſince laſt Return.	
															No.	Names.	No.	Names.

Signed, *K. L.* Commanding Officer.

I, *K. L.* Commanding Officer of the do hereby certify, That the ſeveral Perſons whoſe Names are herein contained, as enrolled in the ſaid Corps or Aſſociation ſince the laſt Return thereof, have duly ſignified to me (*or other Commanding Officer of the Corps or Aſſociation*), under their Hands, their Conſent to the Conditions of Service thereof.

D.

ABSTRACT of Muſter Rolls to be Yearly tranſmitted by the Lieutenants of Counties, &c. to one of His Majeſty's Principal Secretaries of State.

To *M. N.* one of His Majeſty's Principal Secretaries of State.

ABSTRACT of Muſter Rolls of Volunteer Corps and Aſſociations within the of received by me *O. P.* His Majeſty's Lieutenant for the ſame, ſince the Day of in the Year

No.	Names and Deſcription of Corps and Aſſociations.	Number of Perſons enrolled, and ſerving therein.	Condition of Service.	When inſpected, or if willing to be ſo, as required by the Act 39 Geo. III.
1	Gentlemen and Yeomanry.	60	As required in the Act 39 *Geo.* III.	Inſpected 25 *Oct.* 1799.
2	Infantry.	100	Within the ſaid Town only.	Not inſpected, but willing to be ſo.
3	Ditto.	70	In any Part of *Great Britain.*	Ditto.
&c.	&c.	&c.	&c.	&c.

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