

ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

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Lieutenants and Deputy Lieutenants, &c. under 42 Geo. 3. Cap. 90. and 91. ſhall put this Act in Execution.

ſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That His Majeſty's Lieutenants and Deputy Lieutenants, conſtituted and appointed by virtue or acting in the Execution of an Act, paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled, *An Act for amending the Laws relating to the Militia in* England, *and for augmenting the Militia*; and alſo of another Act, paſſed in the ſaid Forty-ſecond Year of His ſaid Majeſty's Reign, intituled, *An Act to raiſe and eſtabliſh a Militia Force in* Scotland, for the ſeveral Counties, Stewartries, Ridings, Diviſions, Cities, and Places, in the ſaid recited Acts mentioned; and all Juſtices of the Peace, and all Conſtables, Tythingmen, Headboroughs, Churchwardens, and Overſeers of the Poor, and Schoolmaſters, and other Officers in the ſaid recited Acts mentioned, reſpectively, ſhall have full Power and Authority, and are hereby authorized, empowered, and required, to do all Acts, Matters, and Things, neceſſary for carrying this Act into Execution, in like Manner, and as fully and effectually, as they are reſpectively authorized, empowered, or required to carry into Execution the ſaid recited Acts.

Proviſions relative to Counties to extend to Ridings, thoſe to Hundreds to other Diviſions, and thoſe to Pariſhes to Townſhips, &c.

II. And be it further enacted, That all Proviſions, Directions, Clauſes, Matters, and Things whatever, in this Act contained, relating to Counties, ſhall extend and be conſtrued to extend to all Stewartries, Ridings, Diviſions, Cities, and Places in *Great Britain*; and all Proviſions, Directions, Clauſes, Matters, and Things, in this Act contained, relating to Hundreds or Diſtricts, ſhall extend and be conſtrued to extend to all Rapes, Lathes, Wapentakes, and other Diviſions, in or of any ſuch County, Stewartry, Riding, Diviſion, City, or Place; and all Proviſions, Directions, Clauſes, Matters, and Things, in this Act contained, relating to Pariſhes, ſhall extend and be conſtrued to extend to all Townſhips, Tythings, and Places, and to all Extra-parochial Places united therewith, for the Purpoſes of this Act or of any Act relating to the Militia, as fully and amply as if they were ſeverally and reſpectively repeated in every ſuch Proviſion, Direction, and Clauſe, and with relation to every ſuch Matter or Thing.

General Meetings of Lieutenancy ſhall iſſue Orders for returning Liſts to the Deputy Lieutenants of Men between certain Ages, and appoint the firſt Subdiviſion Meeting, *etc.*

III. And be it further enacted, That a General Meeting of the Lieutenancy ſhall be held in each County within Ten Days after the paſſing of this Act, or as ſoon after as may be, and at ſuch General Meeting the Lieutenant and Deputy Lieutenants, or ſuch of them as ſhall be preſent at ſuch Meeting, ſhall iſſue out their Orders to the Chief Conſtables, and where there is no Chief Conſtable, to ſome other Officer of the ſeveral Hundreds and Diſtricts within their reſpective Counties, requiring every ſuch Chief Conſtable or other Officer as aforeſaid to iſſue an Order under his Hand to all Conſtables, Tythingmen, Headboroughs, or other Officers in *England*, or to the Schoolmaſters or other Officers in *Scotland*, in every Pariſh within their reſpective Hundreds and Diſtricts, to return to the Deputy Lieutenants within their reſpective Subdiviſions, at the Places and on the Days to be named and appointed in ſuch Order, fair and true Liſts in Writing, in the Manner by this Act directed, of the Names of all the Men uſually and at that Time dwelling within ſuch reſpective Pariſhes between the Ages of Seventeen and Fifty-five Years, and ſhall appoint the Firſt Subdiviſion Meeting to be held under this Act, for carrying the ſame into Execution, and likewiſe appoint the Day for their Second General Meeting if the ſame ſhall be neceſſary.

IV. And

IV. And be it further enacted, That it shall be lawful for the Lieutenant or Deputy Lieutenants of any County at any General Meeting, and also for the Deputy Lieutenants within their respective Subdivisions thereof, whenever they shall deem it expedient, to nominate and appoint, from amongst the Persons who would under the Provisions of this Act be comprized in the Fourth Class of Persons to be enrolled for Military Service in any Parish, such Number of Persons usually resident therein who may be willing to undertake and perform the Duty of Constables in the Execution of this Act, as such Lieutenant or Deputy Lieutenants shall think fit, to be Special Constables for all or any of the Purposes of this Act within such Parish; and the Deputy Lieutenants shall thereupon forthwith cause the Names of the Persons who shall be so appointed Special Constables to be transmitted to the Chief Constable or other proper Officer of the Hundred or District within which such Parish shall be situate; and all Persons so appointed Special Constables as aforesaid shall and may thereupon do and perform all such Acts, Matters, and Things, in the Execution of this Act, or of such and so many of the Purposes thereof for which they shall be so appointed as aforesaid within their respective Parishes, as any other Constables therein are by this Act empowered and required to do and perform in the Execution thereof; and no such Special Constable shall be liable to Military Service under this Act so long only as he shall continue to act as such.

General and Subdivision Meetings may appoint Special Constables from the Fourth Class of Persons enrolled for Military service.

V. And be it further enacted, That in the course of the Month of *October* in each and every Year after the passing of this Act, and oftener in each Year if Occasion shall require, a like General Meeting of Lieutenancy shall be held in every County for the Purposes of this Act, and for carrying into Execution from Time to Time the Provisions thereof.

General Meeting shall be held annually.

VI. And be it further enacted, That if through the Neglect or Mistake of any Lieutenant or Deputy Lieutenants, or any Chief Constables, Constables, or other Officers, or from any other Cause, any Act or Acts, Matters, or Things, hereby required to be done at any such Meeting as aforesaid, shall not be performed, it shall be lawful for the Persons respectively authorized and required to do any such Act, Matter, or Thing, to carry the same into Execution at any subsequent Meeting, and all such Acts, Matters, and Things, shall be as good, valid, and effectual, to all Intents and Purposes, as if the same had been done at the Meeting in this Act mentioned for such Purpose.

Acts omitted to be done at any Meeting may be done at a subsequent One.

VII. And be it further enacted, That the several Constables, Tythingmen, Headboroughs, Schoolmasters, and other Officers and Persons hereby required to return such Lists, shall, within such Time as shall be fixed by the Deputy Lieutenants, not exceeding Seven Days after any such Returns shall be required, give or leave Notice in Writing, in the Form in the Schedule to this Act annexed, marked (A.), to or for every Occupier of every Dwelling House where any Person shall reside, within the Limits of the Places for which they act as such Constables, Schoolmasters, or other Officers as aforesaid, in the Execution of this Act, or any of the Provisions thereof, at his or her Dwelling House, or where such Dwelling House shall be divided into different Stories or Apartments, and occupied distinctly by several Persons, then to or for the Occupier of each distinct Story or Apartment, to prepare and produce, within Two Days next ensuing the Day of giving such Notice, a List and Account

Constables, *etc.* to give Notice in the Form in Schedule (A.) to Housekeepers, *etc.* to produce Lists containing certain Particulars.

count in Writing to the beſt of his or her Belief, of the Chriſtian and Surname, and alſo of the Age of each and every Man reſident in ſuch Dwelling Houſe, or diſtinct Story or Apartment, between the Ages of Seventeen and Fifty-five Years, diſtinguiſhing in ſuch Liſt or Account whether every ſuch Man is married or unmarried, and whether he hath any Child or Children living under the Age of Ten Years, and whether he is willing to engage himſelf to ſerve as a Volunteer under this Act, and alſo diſtinguiſhing therein ſuch other Particulars as are required by this Act, according to the Form in the ſaid Schedule hereunto annexed; and every ſuch Notice ſhall mention the Day, Time, and Place, appointed for hearing Appeals within ſuch Subdiviſion, by Perſons claiming to be exempt from being enrolled as not being within the Ages ſpecified, or claiming to be enrolled by any other Deſcription, or in any other Claſs; and every ſuch Occupier ſhall, after every ſuch Notice ſo given or left, make out ſuch Liſt, and ſign the ſame with his or her own Name, and ſhall deliver the ſame, or cauſe the ſame to be delivered, to ſuch Conſtable, Schoolmaſter, or other Officer or Perſon as aforeſaid; and if any Occupier ſhall wilfully neglect to make out, ſign, and deliver ſuch Liſt as aforeſaid, within the Time before limited, every ſuch Occupier ſhall, for every ſuch Offence, forfeit and pay a Sum not exceeding the Sum of Ten Pounds; and if any ſuch Occupier ſhall refuſe to make out and return ſuch Liſt, or knowingly make any falſe Return of any Particular required therein, or ſhall knowingly and wilfully conceal the Name and Deſcription of any Perſon who ought to be enrolled under this Act, every ſuch Occupier ſhall, for every ſuch Offence, forfeit and pay a Sum not exceeding the Sum of Twenty Pounds.

Penalty for not making out Liſts, or for making falſe Returns, *etc.*

Perſons having more than One Reſidence may enrol in any One, *etc.*

VIII. Provided always, and be it further enacted, That it ſhall be lawful for any Perſon having more than One Place of Reſidence to enrol himſelf and return his Servants and Inmates for Enrolment in any One of the Pariſhes in which he may have a Reſidence, giving in every ſuch Caſe Notice in the other Pariſhes of the Pariſh in which he is or intends to be enrolled and to return his Servants and Inmates for Enrolment.

Occupiers, being Quakers, to produce Certificate of their being ſo, and the Conſtables, *etc.* ſhall make Returns of the Perſons in their Houſes, liable to ſerve.

IX. And be it further enacted, That in every Caſe where any Notice ſhall be ſerved upon any Occupier being One of the People called *Quakers*, ſuch Occupier ſhall, within Seven Days after the Service of ſuch Notice, produce to the Conſtable, Schoolmaſter, or other Officer, a Certificate under the Hands of Two or more reſpectable Houſekeepers, being of the People called *Quakers*, acknowledging ſuch Perſon to be One of their Perſuaſion; and that in all ſuch Caſes, ſuch Conſtables or other Officers are hereby required to make Returns of the Perſons liable to be enrolled under this Act, reſident in the Houſes, Stories, or Apartments of ſuch Occupiers ſo certified to be of the People called *Quakers*, in the ſame Manner as is directed by this Act in Caſes where Returns are not made to ſuch Notices as aforeſaid.

Conſtables, *etc.* to make out yearly Liſts in the Form in Schedule (B.) of Men between the Ages of 17 and 55 diſtinguiſhing

X. And be it further enacted, That in *England* the Conſtables, Tythingmen, Headboroughs, or other Officers, and in *Scotland* the Schoolmaſters or other Officers in every Pariſh, ſhall, within Ten Days after having delivered ſuch Notices as aforeſaid, make out in every Year a fair and true Liſt, in Writing, according to the Form in the Schedule to this Act annexed, marked (B.), of the Names of all the Men uſually or at that Time dwelling or being within the reſpective Pariſhes for which they ſhall reſpectively

fpectively act in the Execution of the Provifions of this Act, between the Ages of Seventeen and Fifty-five Years, as well of thofe who have not made any Return, or been returned in purfuance of fuch Notices as aforefaid, as of thofe who fhall have made fuch Returns, or been returned in purfuance thereof, diftinguifhing their refpective Ranks and Occupations, and thofe who have made Returns to fuch Notices, from thofe who have neglected to make fuch Returns, (and where the true Names of fuch Perfons cannot be procured, the common Appellation of fuch Perfon fhall be fufficient); and dividing the feveral Perfons fo returned according to their refpective Ages, Situations, and Defcriptions, into the feveral Claffes herein-after mentioned; (that is to fay), In the Firft Clafs, they fhall put all the Men of the Age of Seventeen and under the Age of Thirty Years, unmarried, and having no Child or Children living under the Age of Ten Years; and in the Second Clafs, all the Men of the Age of Thirty and under the Age of Fifty Years, unmarried, and having no Child or Children living under the Age of Ten Years; and in the Third Clafs, all the Men of the Age of Seventeen and under the Age of Thirty Years, who are or have been married, and who have not more than Two Children living under the Age of Ten Years; and in the Fourth Clafs, all the Men not included in any of the former Claffes; and alfo diftinguifhing in fuch Lifts, which of the Perfons fo returned labour under any Infirmity, likely to incapacitate them from Military Service, and which of them are willing to engage to ferve as Volunteers under this Act, and which of them are Clergymen, or licenfed Teachers of feparate Congregations in Holy Orders or pretended Holy Orders, as herein-after defcribed, Quakers, or Medical Practitioners, being Houfeholders, or Perfons ferving as Officers or otherwife in the Army, Navy, Marines, Militia, Sea Fencibles, or Volunteers; and which of them are Conftables or other Peace Officers, or Parifh Schoolmafters in *Scotland*, acting in the Execution of this Act; and fhall affix a true Copy of every fuch Lift on the Door of the Church or Chapel belonging to every fuch Parifh, or (if there fhall be no Church or Chapel belonging thereto) on the Door of the Church or Chapel of fome Parifh thereto adjoining, Three Days at the leaft before they fhall make the Return to the Deputy Lieutenants, as directed by this Act; and alfo Notice in Writing at the Bottom of the faid Copy of fuch Lift, of the Day and Hour, and Place of Meeting for hearing Appeals under this Act, which is hereby directed to be on the Day appointed for the Firft Subdivifion Meeting under this Act; and that all Perfons who fhall think themfelves aggrieved may then appeal, and that no Appeal will be afterwards received; and fhall afterwards make a Return of fuch Lift as aforefaid, or a true and exact Copy thereof, to the Deputy Lieutenants of the Subdivifion at their Firft Subdivifion Meeting.

their Rank, *etc.* and dividing them into 4 Claffes.

Copies of Lifts to be affixed on the Church Doors, with Notice of the Day for hearing Appeals, and a Return to be made to the Firft Subdivifion Meeting.

XI. Provided always, and be it further enacted, That no Perfons holding and executing for the Time being the feveral Offices herein-after mentioned; (that is to fay), In *England*, the Office of Lord High Chancellor of *Great Britain*, or the Office of Keeper of the Great Seal of *Great Britain*, the Office of Chief Juftice of the Court of King's Bench, the Office of Mafter of the Rolls, the Office of Chief Juftice of the Court of Common Pleas, the Office of Chief Baron of the Exchequer, the Office of a Puifne Judge of the Courts of King's Bench or Common Pleas, or of a Baron of the Coif in the Court of Exchequer; and in *Scotland*, the Office of Lord Prefident of the Court of Seffion, the Office

Certain Perfons exempted.

fice of Lord Juſtice Clerk, the Office of Lord Chief Baron of the Exchequer, the Office of a Lord of Seſſion, or Lord Commiſſioner of Juſticiary, or the Office of a Baron of the Exchequer, ſhall be liable to be enrolled for Military Service under this Act, ſo long only as ſuch Perſons reſpectively ſhall continue to hold and execute any ſuch Offices reſpectively.

Further Exemptions.

XII. Provided alſo, and be it further enacted, That no Perſon labouring under any Infirmity rendering him incapable of Military Service, nor any Clergyman, nor any licenſed Teacher of any ſeparate Congregation in Holy Orders or pretended Holy Orders, and not carrying on any other Trade, or exerciſing any other Occupation for his Livelihood except that of a Schoolmaſter, nor any Perſon being One of the People called *Quakers*, nor any Medical Man actually practiſing as ſuch and being a Houſekeeper, nor any Perſon actually ſerving as an Officer, Non-commiſſioned Officer, Drummer, or Private Soldier, in His Majeſty's Army, or in the Marines, or the Militia, or enrolled and ſerving as an effective Member in any Corps of Sea Fencibles or Volunteers, whoſe Services ſhall have been or ſhall be accepted by His Majeſty, nor any Perſon actually ſerving as an Officer or Seaman in His Majeſty's Navy, nor any Lieutenant or Deputy Lieutenant in any County, nor any Conſtable or other Peace Officer, or Pariſh Schoolmaſter in *Scotland* acting in the Execution of this Act, ſhall be liable to Military Service under this Act, ſo long only as they ſhall reſpectively continue within any of the Deſcriptions aforeſaid.

Miniſters, Churchwardens, *etc.* to aſſiſt in making out Liſts.

XIII. And be it further enacted, That the reſpective Miniſters, and alſo the Churchwardens, Elders, and other Parochial Officers in every Pariſh, ſhall and they are hereby required to aid and aſſiſt, by every lawful Means in their Power, the ſaid Conſtables, Tythingmen, Headboroughs, Schoolmaſters, and other Officers, in making out the Liſts ſo as aforeſaid required to be returned by them to the Deputy Lieutenants in their reſpective Subdiviſions, and in dividing and claſſing the Men therein returned, according to the Directions of this Act.

Perſons aggrieved may appeal to the Firſt Subdiviſion Meeting, whoſe Determination ſhall be final.

XIV. And be it further enacted, That if any Perſon whoſe Name ſhall be inſerted in any Liſt in purſuance of this Act, ſhall think himſelf aggrieved thereby, or ſhall claim to be enrolled in any other Claſs, or to be wholly exempted from Military Service under this Act, it ſhall be lawful for ſuch Perſon, and he is hereby required to appeal to ſuch Firſt Subdiviſion Meeting as aforeſaid appointed to be held for hearing ſuch Appeals, and any Two or more of the ſaid Deputy Lieutenants are hereby empowered and required to hear and determine all ſuch Appeals; and all ſuch Appeals ſhall be then heard and determined, and ſhall be final, in like Manner as in the ſaid recited Acts relating to the Militia is directed in Caſes of Appeals made in purſuance thereof.

Conſtables, *etc.* to attend and verify Liſts on Oath, and the Deputy Lieutenants to amend Liſts, and prepare Rolls, in the Form in Schedule (C.), and return certi-

XV. And be it enacted, That on the Days and at the Places ſo reſpectively appointed as aforeſaid for the Returns of the ſaid Liſts, the Conſtables, Tythingmen, Headboroughs, Schoolmaſters, or other Officers reſpectively, ſhall attend and verify the ſaid Returns on Oath, and the ſaid Deputy Lieutenants, or any Two or more of them, aſſembled at their reſpective Subdiviſions, ſhall, after hearing any Appeals or Claims of Exemption, direct ſuch Liſts to be amended as the Caſe ſhall require, and the Names of any Perſons that ſhall have been omitted to be inſerted therein; and after amending the ſaid Liſts according to this Act, ſhall

prepare

prepare a Roll of the Names and Deſcriptions of all the Men returned in the ſeveral Pariſhes within their reſpective Subdiviſions, in the Form in the Schedule to this Act annexed, marked (C.), and if neceſſary for the Purpoſes of this Act appoint the Times and Places of their Second Meetings within their reſpective Subdiviſions; and ſhall return to the Clerk of the General Meetings, for the Uſe of the General Meetings, certified Copies under their Hands of the ſaid Subdiviſion Rolls, and the ſame ſhall be filed and kept by the Clerk for the Uſe of the General Meetings; and the Deputy Lieutenants ſhall, in their reſpective Subdiviſions, cauſe the Rolls made under this Act to be carefully filed and preſerved in the Cuſtody of the Clerk of the Subdiviſion Meetings, who ſhall be and is hereby made reſponſible for the ſafe Cuſtody thereof.

fied Copies to the Clerk of the General Meetings, *etc.*

XVI. And be it further enacted, That any Perſon who ſhall by Gratuity, Gift, or Reward, or by Promiſe thereof, or by any Indemnification, or by Menaces or otherwiſe, endeavour to prevail on any Chief Conſtable, Conſtable, Tythingman, Headborough, Schoolmaſter, or other Officer, to make a falſe Return of any Liſt for any Pariſh, or to eraſe or leave out of any ſuch Liſt the Name of any Perſon who ought to be returned therein, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay the Sum of Fifty Pounds; and if any Perſon ſhall refuſe to tell his Chriſtian and Surname, or ſhall falſely tell a Chriſtian or Surname, pretending the ſame to be his true Chriſtian or Surname, or ſhall refuſe to tell the Chriſtian or Surname of any Man lodging or reſiding within his or her Houſe, or ſhall knowingly tell any falſe Name, pretending it to be the true Name of any ſuch Perſon, to any Conſtable, Tythingman, Schoolmaſter, or other Officer authorized by this Act to demand the ſame, every ſuch Perſon ſhall forfeit and pay the Sum of Ten Pounds.

Penalty for endeavouring to prevail on Conſtables, *etc.* to make falſe Returns, or for refuſing to tell Names, *etc.*

XVII. And be it further enacted, That it ſhall be lawful for the Deputy Lieutenants within any Subdiviſion, or any Two or more of them, from Time to Time to iſſue their Order or Warrant under their Hands and Seals, requiring the Attendance of the Conſtable, Tythingman, Headborough, Schoolmaſter, or other Officer in any Pariſh within ſuch Subdiviſion, at ſuch Time and Place as in ſuch Order or Warrant ſhall be expreſſed; and if ſuch Conſtable, Tythingman, Headborough, Schoolmaſter, or other Officer, ſhall refuſe or neglect to appear according to ſuch Order or Warrant, or if any Chief Conſtable, or any Officer of any Hundred, or any Conſtable, Tythingman, Headborough, Schoolmaſter, or other Officer of any Pariſh, ſhall refuſe or neglect to return any ſuch Liſt as before directed, or to comply with ſuch Orders and Directions as he ſhall from Time to Time receive from the ſaid Deputy Lieutenants, or any Two or more of them, in purſuance of this Act, or ſhall, in making ſuch Return be guilty of any Fraud or wilful Partiality, or groſs Neglect of Duty, the ſaid Deputy Lieutenants, or any Two or more of them, are hereby empowered and required to commit the Perſon ſo offending to the Common Gaol, there to be kept without Bail or Mainprize for the Space of One Month, or at their Diſcretion to fine ſuch Perſon in any Sum not exceeding Twenty Pounds nor leſs than Forty Shillings.

Deputy Lieutenants may require Attendance of Conſtables, *etc.* and if they neglect to appear, *etc.* may be committed to Gaol or may be fined.

XVIII. And be it further enacted, That it ſhall be lawful for the Lieutenant or the Deputy Lieutenants of any County acting in his Abſence at any General Meeting of Lieutenancy for ſuch County, whether the ſame ſhall be holden for the Purpoſes of any of the ſaid recited Acts, or of either of

General Meetings may order the Manner of delivering Warrants to Chief Conſtables, *etc.*

and the reasonable Expences incurred, shall be paid, on Certificate from Two Deputy Lieutenants.

of the said Acts of the present Session of Parliament, for enabling His Majesty more effectually to raise and assemble an additional Military Force, or for the Purposes of this Act, to order and direct in what Manner the Orders or Warrants which shall at any Time or Times be issued by such Lieutenant or any such Deputy Lieutenants at any General Meetings of Lieutenancy, or by any Deputy Lieutenants at any Subdivision Meetings for such County, to any Chief Constables, Constables, Tythingmen, Headboroughs, Schoolmasters, or other Officers in any Parish, by virtue or for any of the Purposes of the said Acts respectively, or of this Act, shall be delivered to such Chief Constables, Constables, Tythingmen, Headboroughs, Schoolmasters, or other Officers respectively, and all reasonable Expences which shall from Time to Time be incurred in the Delivery of such Orders or Warrants shall, under the Order of any Two or more Deputy Lieutenants of such County certifying the Amount of such Expences, be paid in *England* by the Treasurer for the County out of the County Rates, and such Treasurer shall be allowed the same in his Accounts, and in *Scotland* such Expences shall be included in the Accounts directed to be transmitted to the Barons of the Exchequer in *Scotland*, and shall be paid in the Manner directed by the said recited Act for establishing a Militia Force in *Scotland*.

Delivery of Warrant at the Place of Abode of any Chief Constable, *etc.* shall be deemed good Service.

XIX. And be it further enacted, That the Delivery of any such Order or Warrant so as aforesaid to be issued to any Chief Constable, Constable, Tythingman, Headborough, Schoolmaster, or other Officer in any Parish to any Servant or Member of his Family, or left at the usual Place of Abode of such Chief Constable, Constable, Tythingman, Headborough, Schoolmaster, or other Officer, shall be deemed as good and sufficient Service thereof as if he was personally served therewith.

Two Justices may appoint Deputies to Quakers, for carrying this Act into Execution, who shall be entitled to an Allowance for their Pains, which may be levied as under recited Acts on Quakers.

XX. Provided always, and be it further enacted, That if any Chief or other Constable, or Headborough, Tythingman, Schoolmaster, Overseer, or other Officer required to act in the Execution of this Act, shall be of the People called *Quakers*, (and certified to be so by Two Persons of the People called *Quakers*), and shall neglect or refuse to perform the Duties required by this Act, it shall be lawful for any Two Justices of the Peace acting within the Division within which such Quaker shall be such Officer as aforesaid, and they are hereby required in all Cases where the Circumstances of the Case shall in their Judgement render it expedient and necessary for the due Execution of the Provisions of this Act, by their Order under their Hands and Seals, to appoint a fit and proper Person to be Deputy to such Quaker, for the Purpose only of carrying this Act into Execution; and every Person so appointed Deputy shall (if he shall require the same) be entitled to have and receive from such Quaker such Sum of Money for his Care and Pains therein, not exceeding Ten Pounds, as to such Justices shall seem adequate, to be levied (in case such Quaker shall neglect to pay the same) in like Manner as any Money may be levied on Quakers under the said recited Acts, or any of them, or this Act; and such Deputy as aforesaid shall have and exercise all the Powers, Authorities, and Jurisdictions, given by this Act to such Officer for whom he shall so act, and shall do and perform all the like Duties and Offices, under the like Pains, Penalties, and Forfeitures, as are hereby imposed for Neglect of Duty upon any such Officer as aforesaid, in like Manner in every Respect as the Person for whom he shall so act; and where an Appointment of any Deputy shall be so made, the principal Chief or other

Constable

Conſtable, Headborough, Tythingman, Schoolmaſter, or Overſeer or other Officer as aforeſaid (being One of the People called *Quakers*) ſhall be and he is hereby diſcharged from any Duty required of him by this Act, and from all Penalties incurred for Neglect thereof at the Time of ſuch Appointment.

Two or more Places and Liſts for them may be added together, and the Conſtables, *etc.* ſhall act together as if Officers of the ſame Pariſh, and ſhall meet in the Pariſh firſt named in the Order, and any Diſagreement between them ſhall be determined at the Subdiviſion Meeting.

XXI. And be it further enacted, That it ſhall be lawful for the Deputy Lieutenants, at their Subdiviſion Meetings, to add together, whenever they ſhall think it neceſſary, any Two or more Pariſhes, or to add any Extra-parochial Place or Places to any Pariſh or Pariſhes adjoining thereto, for the Purpoſes of this Act, and alſo to add together the Liſts of ſuch Pariſhes; and where any Pariſhes ſo added together ſhall lie in different Hundreds or Diſtricts within the ſame County, to direct in what Hundred or Diſtrict the ſame ſhall be conſidered for the Purpoſes of this Act; and the ſaid Deputy Lieutenants ſhall proceed upon the Liſts ſo added together, in like Manner as if they had been originally returned for One Pariſh, or for the Pariſh to which any Extra-parochial Place ſhall have been added as aforeſaid; and the Conſtables, Tythingmen, Headboroughs, Schoolmaſters, or other Officers in Pariſhes ſo added together, ſhall act together in the Execution of this Act as if they were reſpectively Officers in One and the ſame Pariſh; and all ſuch Conſtables, Tythingmen, Headboroughs, Schoolmaſters, and Officers ſo as aforeſaid acting together by virtue of this Act, ſhall hold their Meetings under this Act in the Pariſh which ſhall be named firſt in ſuch Order of Deputy Lieutenants; and if any Difference or Diſagreement ſhall ariſe between ſuch Officers in any Pariſh, or between ſuch Officers of different Pariſhes, touching the Execution of this Act, the Deputy Lieutenants acting in and for the Subdiviſion where ſuch Difference or Diſagreement ſhall happen, ſhall and they are hereby authorized, at any Subdiviſion Meeting, to hear and determine the ſame, and make ſuch Order therein for the better Execution of this Act as to them ſhall ſeem meet, and ſuch Orders ſhall be final and concluſive to all Intents and Purpoſes whatever, without being ſubject to Review, Queſtion, or Alteration of any Kind.

Penalty on Conſtables, *&c.* neglecting to perform Orders, or to appear when ſummoned, *etc.*

XXII. And be it further enacted, That in caſe any Conſtable, Headborough, Tythingman, or Schoolmaſter, or other inferior Officer, or any Churchwarden or other Perſon, ſhall diſobey or neglect to perform any Orders which ſhall be iſſued in purſuance of this Act, or ſhall obſtruct or hinder the Execution thereof, either in the making out or Formation of any Liſts hereby required to be made out, or ſhall refuſe or neglect to appear before any Deputy Lieutenant when ſummoned, every ſuch Perſon, upon Conviction of ſuch Offence before any Juſtice of the Peace of the County where the Offence ſhall be committed, ſhall forfeit and pay not leſs than Five Pounds and not exceeding One hundred Pounds, at the Diſcretion of ſuch Juſtice; and on Default of immediate Payment, ſuch Juſtice is hereby required to commit ſuch Offender to the Common Gaol of the County where the Offence ſhall be committed, for any Time not exceeding Three Months.

Clerks of Subdiviſion Meetings to tranſmit to the Clerk of the General Meetings, Copies of Rolls, on Pe-

XXIII. And be it further enacted, That the Clerks of all Subdiviſion Meetings ſhall, within Three Days after every Subdiviſion Meeting, tranſmit to the Clerk of the General Meetings for the County wherein ſuch Subdiviſion ſhall be ſituate, fair and true Copies of ſuch Rolls as ſhall be ſigned at ſuch Subdiviſion Meeting; and if any ſuch Clerk

Penalty for Neglect or for making false Returns.

shall omit or neglect to make such Return as aforesaid within such Period as aforesaid, or shall knowingly or wilfully make any false Return, such Clerk shall, for every such Offence, forfeit and pay the Sum of Twenty Pounds.

Clerks of the General Meetings to transmit to the Secretary of State, Abstracts of Returns in the Form in Schedule D. on Penalty for Neglect, or for making false Returns.

XXIV. And be it further enacted, That the Clerks to the General Meetings of Lieutenancy in the several Counties shall, and they are hereby required to transmit to One of His Majesty's Principal Secretaries of State, annually, as soon after the Return of the Subdivision Rolls under this Act shall have been made to the General Meetings as the same can be done, accurate Abstracts of such Return in the Form in the Schedule to this Act annexed, marked (D.), of the Number of Persons between the Ages of Seventeen and Fifty-five Years, distinguishing, according to the Classes herein-before directed, the Number of Men fit and liable to Military Service under this Act in the several Subdivisions to which they respectively belong, and also the Number of Men therein exempt from Military Service under any of the before mentioned Descriptions in this Act; and if any such Clerk shall omit or neglect to make such Return to His Majesty's Secretary of State within Seven Days after the General Meeting of Lieutenancy of the County to which he shall belong at which the Returns of Subdivision Rolls as aforesaid shall have been laid before such Meeting, or shall knowingly or wilfully make any false Return, such Clerk shall forfeit and pay, for every such Offence, the Sum of One hundred Pounds.

His Majesty may direct any Parishes to be provided with Arms and Accoutrements, which shall be kept as the Lieutenant or Deputy Lieutenants shall direct, under the Care of the Churchwardens, *etc.*

XXV. And be it further enacted, That it shall be lawful for His Majesty from Time to Time, to order and direct that any Parishes in *Great Britain* shall be provided and supplied with such necessary Arms and Accoutrements, in order to the Instruction of the Men enrolled for Military Service under this Act within the same, as to His Majesty shall seem expedient, and under such Rules, Regulations, and Restrictions, as His Majesty shall communicate through One of His Principal Secretaries of State to the Lieutenant or Deputy Lieutenants of any County; which Rules, Regulations, and Restrictions, such Lieutenant or Deputy Lieutenants respectively are hereby required to obey and carry into full Effect; and such Arms and Accoutrements shall be kept in the Church or Chancel in every such Parish, or in such other safe and convenient House or Place within the Parish as the Lieutenant or any Deputy Lieutenants of the Subdivision wherein such Parish shall be situated shall direct, under the Custody and Care of the Churchwardens, Elders, Constables, Schoolmasters, and other Parochial Officers thereof, who are hereby authorized and required to take the Care and Custody of the same; and such Churchwardens, Elders, Constables, Schoolmasters, or other Persons having the Care of such Arms and Accoutrements, are hereby required to observe and obey all such Orders and Directions as they may from Time to Time receive from such Lieutenant, or any Three or more of the Deputy Lieutenants of such County, respecting the Custody and Care thereof, or the Removal thereof to any other Place; and in case any such Churchwarden, Elder, Constable, Schoolmaster, or other such Person having the Custody or Care of such Arms and Accoutrements, shall refuse or neglect to obey such Orders and Directions respecting the same as aforesaid, every such Person so offending shall, for every such Offence, forfeit and pay a Sum not exceeding Fifty Pounds.

Penalty on such Churchwardens, *&c.* for not obeying Orders.

XXVI. And

XXVI. And be it further enacted, That the Expence which shall or may be incurred in placing and keeping such Arms and Accoutrements, and in maintaining them clean and in proper Order and Condition, shall be paid and borne by the Parish or united Parishes for which the same shall be so provided as aforesaid; and it shall be lawful for any Two or more Deputy Lieutenants of the Subdivision in which such Parish shall be situated, and they, or any of them, are hereby authorized and required, Once in every Year at the least, to view such Arms and Accoutrements, for the Purpose of ascertaining the State and Condition thereof; and it shall be lawful for any Two or more such Deputy Lieutenants, or for any such Deputy Lieutenant and One Justice of the Peace, to make such Order for the Payment of such Expences as they shall think fit, and if necessary to direct a Rate to be made in *England* upon such Parish for that Purpose, which shall be made, raised, and levied in like Manner as any Rate made for the Relief of the Poor; and in *Scotland* to direct an Assessment to be made upon such Parish for that Purpose, in like Manner as is directed by an Act, passed in the present Session of Parliament, intituled, *An Act for providing Relief for the Families of Militia Men in* Scotland, *when called out into actual Service.*

Expence of keeping Arms, *etc.* shall be paid by the Parish.

Deputy Lieutenants to view them, and make Orders for Payment of Expences.

XXVII. And be it further enacted, That it shall be lawful for His Majesty, by any Order communicated by One of His Majesty's Principal Secretaries of State, to order and direct the Lieutenant or Deputy Lieutenants of any County to cause the Persons comprized in the First, Second, and Third Classes of Persons enrolled for Military Service under this Act, or any or either of them, in the respective Parishes of such County, or any of them, to be trained and exercised in the Use of Arms, as to His Majesty shall seem expedient; and the Lieutenant or Deputy Lieutenants to whom any such Order shall be directed, shall thereupon forthwith order and direct the Deputy Lieutenants of the respective Subdivisions of such County in which any such Parishes shall be situate, to regulate the Times and Places of Exercise for such Parishes respectively; and such Deputy Lieutenants shall cause such Men to be trained and exercised Two Hours at the least on each and every *Sunday*, either before or after Divine Service, or on some other convenient Day in the Week, in *England*, or on any convenient Day in the Week to be appointed in *Scotland*, between the Twenty-fifth Day of *March* and the Twenty-fifth Day of *December* in every Year, and cause publick Notice of such Times and Places of Exercise and Training, to be given in the Churches or Chapels of the respective Parishes during Divine Service, and to be affixed on the Doors of such Churches or Chapels, and in the Market Places (if any), or if there shall be no Church, Chapel, or Market Place, then on some other convenient and conspicuous Place; and it shall also be lawful for the Deputy Lieutenants in their respective Subdivisions, in any Cases in which they may deem it expedient for the more speedily and effectually carrying into Execution the Provisions of this Act, to order and direct that such Men shall be exercised on any other additional Day or Days in the Week, having due Regard, in the Regulation of the Times and Places appointed for Exercise and Training on such other Day or Days, to the general Occupations of the Persons to be exercised and trained, so as to interfere as little as may be with such Occupations.

His Majesty may order the First, Second, and Third Classes to be trained, and the Deputy Lieutenants shall regulate the Time and Place of Exercise, and cause Notice to be given in the Church, during Divine Service, and affixed on the Doors, &c.

XXVIII. And

His Majeſty may order the ſaid Claſſes to be trained for ſuch Number of Days in Succeſſion, as the Lieutenant or Deputy Lieutenants ſhall deem moſt expedient.

XXVIII. And whereas it may be expedient during the preſent Emergency, that the Men liable to be trained and exerciſed under this Act, ſhould be ſo trained and exerciſed as ſpeedily as poſſible: be it therefore enacted, That it ſhall be lawful for His Majeſty, by any ſuch Order to be communicated as aforeſaid, to order and direct, that ſuch Lieutenant or Deputy Lieutenants in any County as aforeſaid ſhall, at ſuch Time or Times, after the paſſing of this Act and until the Twenty-fifth Day of *December* next as he or they ſhall think fit, cauſe the Perſons comprized in ſuch First, Second, and Third Claſſes of Perſons enrolled for Military Service under this Act, or any Proportion of the ſame, to be trained and exerciſed in the Manner thereby directed, for ſuch Number of Days in Succeſſion, or for any Three or more ſucceſſive Days in the Courſe of different Weeks (not being in the Whole leſs than Fourteen or more than Twenty Days), as ſuch Lieutenant or Deputy Lieutenants ſhall deem moſt expedient for ſpeedily and effectually carrying into Execution the Proviſions of this Act, having Regard, as far as is conſiſtent with that Object, to the local Circumſtances of ſuch County, or of any Subdiviſion or Diſtrict therein, and to the Seaſons moſt important to the Courſe of Induſtry and Cultivation within the ſame, any Thing in this Act contained to the contrary notwithſtanding.

His Majeſty may, before the Subdiviſion Rolls are returned, ſignify to the Lieutenant what Number of Perſons comprized in the ſaid Claſſes ſhall be trained, and if found to amount to or exceed the Number upon the Rolls, the Whole ſhall be ſo trained, and if leſs, the Number to be trained ſhall be choſen by Ballot.

XXIX. And be it further enacted, That it ſhall be lawful for His Majeſty, at any Time after the paſſing of this Act and before the Subdiviſion Rolls ſhall be returned in purſuance thereof as aforeſaid, to ſignify to the Lieutenant or Deputy Lieutenants acting in his Abſence for any County, what Number of Perſons to be comprized in the Three First Claſſes of Perſons to be enrolled for Military Service under this Act His Majeſty may deem it expedient to cauſe to be trained and exerciſed within ſuch County or within any Subdiviſions thereof; and if the Number ſo ſignified ſhall afterwards, upon the Return of the reſpective Subdiviſion Rolls, be found to amount unto or to exceed the whole Number of Men which ſhall appear by ſuch Subdiviſion Rolls to be actually comprized within the ſaid Claſſes reſpectively in ſuch County or any ſuch Subdiviſions thereof, then and in ſuch Caſe the Lieutenant or Deputy Lieutenants acting in his Abſence for ſuch County ſhall thereupon forthwith order and direct the whole Number of Men comprized in ſuch Claſſes reſpectively to be trained and exerciſed in the Manner directed by this Act; and if the Number of Men ſo ſignified ſhall, upon the Return of ſuch Subdiviſion Rolls, be found to be leſs than the Number which ſhall appear by ſuch Rolls to be actually comprized within ſuch Claſſes reſpectively in ſuch County or any ſuch Subdiviſions thereof, then and in ſuch Caſe ſuch Lieutenant or Deputy Lieutenants ſhall thereupon forthwith order and direct ſuch Proportion only of the Number of Men comprized in ſuch Claſſes reſpectively to be trained and exerciſed as aforeſaid as ſhall in the Whole amount (as nearly as may be) to the Number ſo ſignified by His Majeſty; and the reſpective Deputy Lieutenants within their reſpective Subdiviſions ſhall, within Seven Days after ſuch Proportions of Men to be trained and exerciſed in ſuch Subdiviſions reſpectively ſhall be aſcertained, fix in like Manner the Number of Men to be trained and exerciſed within each Pariſh thereof conformably and as near as may be to the ſaid Proportion; and in every ſuch Caſe, the Men to be trained and exerciſed in each Pariſh ſhall be choſen out of the whole Number of Men in ſuch Pariſh by Ballot, in the Manner directed by this Act.

XXX. And be it further enacted, That it shall be lawful for the Lieutenant of any County, or Three or more Deputy Lieutenants acting in his Absence, to appoint fit and proper Persons to be Officers, for the Purpose of training and disciplining such of the Persons returned and enrolled for Military Service under this Act as shall be comprized in the Class or Classes of Persons so returned, and ordered to be trained and exercised as aforesaid, not exceeding the Proportion of One Captain, Two Lieutenants, and One Ensign, for every One hundred and twenty Men; and it shall be lawful for the Captain of each Company to appoint fit and proper Persons to be Non-commissioned Officers, not exceeding the Proportion of Three Serjeants, Three Corporals, and One Drummer, for every One hundred and twenty Men; and such Officers so appointed shall rank with Officers of Militia of the youngest of their Rank: Provided always, that no Officer of any higher or other Rank than such as is herein-before enumerated shall be appointed for the Purpose aforesaid: Provided also, that it shall be lawful for His Majesty, whenever He shall think fit, to direct that any Officer or Officers appointed for such Purposes as aforesaid shall be removed or displaced, and that such Lieutenant or Deputy Lieutenants shall appoint any other fit and proper Person or Persons resident in such Parish in his or their room.

Lieutenant may appoint Officers, and the Captain may appoint the Non-commissioned Officers and Drummers of his Company.

Rank of Officers.

His Majesty may order Officers to be displaced.

XXXI. And be it further enacted, That it shall be lawful for the Deputy Lieutenants acting in and for any Subdivision to unite any neighbouring Parishes, in any Case in which it may appear to them necessary and expedient for the Purpose of forming the Men enrolled for Military Service therein respectively into such Companies as aforesaid; and in every such Case it shall be lawful for the Lieutenant, or any Three or more Deputy Lieutenants acting in his Absence, for the County wherein such Parishes respectively shall be situate, to appoint such Number of Officers as aforementioned to such Companies respectively, in such Manner as may appear most expedient and proper, according to the respective Numbers of Men enrolled for Military Service in such Parishes respectively.

Deputy Lieutenants may unite Parishes for forming Companies.

XXXII. And be it further enacted, That it shall be lawful for the Deputy Lieutenants of any Subdivisions, or for the Captains or other Commanding Officers of any such Companies of Men in any Parish or Parishes, to agree with and employ any Serjeant or other Person, being an Out-Pensioner on the Establishment of *Chelsea* or *Kilmainham* Hospitals, or any other fit Person having served in any of His Majesty's Forces, whether in Regulars, Marines, Militia, or Fencibles, or in any Volunteer Corps, for the Purpose of instructing the Persons in such Parish or Parishes liable to be trained and exercised under the Directions of this Act in the Use of Arms, and to allow to such Person any Sum not exceeding Two Shillings and Sixpence *per* Day for every Day of his Attendance at such Exercise and Training, to be paid in *England* by the Overseer or Overseers of the Poor out of the Poors Rate of such Parish or Parishes, upon any Order signed by any Deputy Lieutenant or by One Justice of the Peace; and every Overseer refusing or neglecting on Demand to pay any such Allowance shall forfeit Double the Amount of the Sum specified in such Order; and to be paid in *Scotland* by the Collector of the Cess in each County or Stewartry respectively, upon such Order, and all such Sums so to be paid by any Collector in *Scotland* shall be

Deputy Lieutenants or Captains may employ Out-Pensioners, *etc.* to train the Men, at an Allowance of not more than 2*s.* 6*d.* *per* Day.

Penalty on Overseers for not paying such Allowances.

be made good and replaced by an Aſſeſſment upon each Pariſh, to be made, raiſed, and levied, in the Manner directed by the ſaid recited Act for providing Relief for the Families of Militia Men in *Scotland*.

One Conſtable, *etc.* in every Pariſh to attend at the Exerciſe, for which he ſhall have an Allowance.

XXXIII. And be it further enacted, That One of the Conſtables, Tythingmen, Headboroughs, or other Officers, as the Caſe may be, ſhall, in every Pariſh, duly attend at the Times and Places appointed for ſuch Training and Exerciſe as aforeſaid, unleſs prevented by Sickneſs or other unavoidable Accident, to be proved to the Satisfaction of any Two of the Deputy Lieutenants of the Subdiviſion wherein ſuch Pariſh or Pariſhes ſhall be ſituate; and every ſuch Conſtable, Tythingman, Headborough, or other Officer, who ſhall conduct himſelf in the Diſcharge of his ſaid Duty to the Satisfaction of the Deputy Lieutenants of ſuch Subdiviſion ſhall be entitled at the End of each Year, or on his going out of Office, to ſuch reaſonable Reward, not exceeding the Sum of Five Pounds, for his Pains and Trouble therein, as the Deputy Lieutenants of ſuch Subdiviſion aſſembled at any Meeting ſhall deem adequate thereto, and ſhall certify under their Hands, the ſame to be paid in *England* out of the Rates made for the Relief of the Poor of ſuch Pariſh or Pariſhes; and in *Scotland* in the Manner in which Schoolmaſters are directed to be paid by the ſaid recited Act for raiſing and eſtabliſhing a Militia Force in *Scotland*; and if any ſuch Conſtable, Tythingman, Headborough, or other Officer, ſhall neglect or refuſe, in his Turn or Succeſſion of Duty, to attend at ſuch Times and Places of Training and Exerciſe as aforeſaid, unleſs prevented by Illneſs or other unavoidable Accident, to be proved as aforeſaid, he ſhall forfeit and pay the Sum of Ten Shillings for every Day on which he ſhall ſo refuſe or neglect to attend.

Penalty for Neglect.

On the Days of Exerciſe, the Muſter Rolls ſhall be called, and the Names of the Perſons attending, and the Defaulters marked, *etc.*

XXXIV. And be it further enacted, That on the Days appointed for Training and Exerciſe under this Act, the Commanding Officer of the Men in any Pariſh or United Pariſhes if preſent, or in his Abſence the Conſtable, Tythingman, Headborough, or other Officer preſent at ſuch Meeting, ſhall call the Muſter Roll of the Men enrolled in ſuch Pariſh or United Pariſhes, and mark the Perſons preſent at ſuch Training and Exerciſe, and alſo the Names of all Abſentees and Defaulters; and the Perſon calling ſuch Muſter Roll ſhall thereupon ſign the ſame ſo marked, and certify the ſame to be a true and correct Account of the Perſons preſent at ſuch Training and Exerciſe, and alſo of the Abſentees.

Perſons not reſiding more than 4 Miles from the Place of Exerciſe, who ſhall not attend ſhall forfeit 5 *s.* but thoſe excuſed from the Poor Rates, *etc.* only 1 *s.* and if they neglect for 3 ſucceſſive Days a larger Penalty.

XXXV. And be it further enacted, That in caſe any Perſon comprized in ſuch Claſs or Claſſes of Perſons ſo ordered to be trained and exerciſed as aforeſaid, whoſe Dwelling or Place of Reſidence ſhall not be more than Four Miles from the Place of Training and Exerciſe, ſhall refuſe or neglect to attend at the Time and Place ſo appointed for the Purpoſe of being trained and exerciſed as aforeſaid, unleſs prevented by Illneſs or other unavoidable Accident, to be proved to the Satisfaction of any Deputy Lieutenant or of the Commanding Officer, every ſuch Perſon ſhall forfeit and pay the Sum of Five Shillings for every ſuch Day on which he ſhall ſo neglect or refuſe to attend as aforeſaid: Provided always, that in *England* all Perſons being excuſed from the Payment of the Poors Rates, by reaſon of Poverty, or belonging to any Family excuſed from the

Payment

Payment of Poors Rates by reaſon of Poverty, and in *Scotland* all Perſons exempted from the Houſe and Window Duty, ſhall forfeit and pay the Sum of One Shilling only for every ſuch Non attendance at ſuch Training and Exerciſe as aforeſaid, in lieu of the Sum of Five Shillings as aforeſaid: Provided alſo, that if any Perſon, not being prevented by Sickneſs or other unavoidable Accident (to be proved as aforeſaid) ſhall refuſe or neglect to attend at ſuch Times and Places of Training and Exerciſe as aforeſaid, for any Three ſucceſſive Days appointed for that Purpoſe, every ſuch Perſon ſhall forfeit and pay the Sum of Forty Shillings in lieu of ſuch Five Shillings, and of Five Shillings in lieu of ſuch One Shilling as aforeſaid, for every ſubſequent Non-attendance, until he ſhall again attend.

Any Perſon abſent from the Pariſh in which enrolled who ſhall produce a Certificate of his having attended the Exerciſe in any other Pariſh, ſhall not be liable to Fine.

XXXVI. Provided always, and be it further enacted, That where any Perſon who ſhall have been abſent at any Time or Times from the Pariſh for which he ſhall be enrolled, and in which he ſhall be liable to be trained and exerciſed as aforeſaid, ſhall, upon his Return to ſuch Pariſh, produce to the Commanding Officer, or the Conſtable, Schoolmaſter, or other proper Officer thereof, a Certificate from the Commanding Officer, or Conſtable, or Schoolmaſter, or other proper Officer of any other Pariſh or Pariſhes wherein he may during ſuch Abſence have been reſident, that he hath to the Satisfaction of ſuch Commanding Officer, Conſtable, Schoolmaſter, or other proper Officer, attended in ſuch other Pariſh or Pariſhes at the Times and Places appointed for training and exerciſing therein, every ſuch Perſon obtaining and producing ſuch Certificate as aforeſaid, upon his Return to the Pariſh for which he ſhall be ſo enrolled, to the Commanding Officer, Conſtable, Schoolmaſter, or other proper Officer thereof, ſhall be diſcharged from all Fines, to which he would during ſuch Abſence have been liable under this Act, for Non-attendance at the Times and Places of Training and Exerciſe in ſuch Pariſh for which he ſhall be ſo enrolled as aforeſaid.

When His Majeſty ſhall order extraordinary training, if within the Hours of Labour, Perſons earning their Livelihood by Daily Labour ſhall be entitled to 1*s.* for each Attendance, *&c.*

XXXVII. And be it further enacted, That in caſe His Majeſty ſhall think fit to order any ſuch extraordinary Training and Exerciſe within any County or Pariſh as aforeſaid, every Perſon attending and preſent upon that Occaſion, provided ſuch Training and Exerciſe, or the aſſembling for the Purpoſes of the ſame, ſhall be within the uſual Hours of Labour, and marked as ſo preſent and attending in ſuch Muſter Roll as aforeſaid, who ſhall earn his Livelihood by daily Labour only, ſhall in *England* be entitled to and receive (if he ſhall require the ſame) from the Overſeer of the Poor of the Pariſh, and in *Scotland* from the Treaſurer of the Kirk Seſſion of ſuch Pariſh, on Sight and Examination of the Muſter Roll ſo ſigned and certified as aforeſaid, and aſcertaining thereby the Attendance of the Perſon intitled to ſuch Pay, the Sum of One Shilling for each Attendance and Exerciſe as aforeſaid, ſuch Money to be paid in *England* by ſuch Overſeer out of any Rate made in ſuch Pariſh for the Relief of the Poor, or out of a Rate made for the Purpoſe, if he ſhall have no Money in his Hands of ſuch Rates; and in *Scotland* the Collector of the Geſs of each County ſhall impreſs Money into the Hands of the ſaid Kirk Treaſurers reſpectively who ſhall account for the ſame by producing to ſuch Collector the ſaid Muſter Roll ſo ſigned and certified as aforeſaid, and paying any Balance which may remain in their Hands of any ſuch Monies ſo impreſſed as aforeſaid; and all ſuch Sums ſo paid ſhall be allowed in the Account of ſuch Collector, on Production of ſuch Muſter

ter Roll ſo ſigned and certified as aforeſaid; and all ſuch Sums ſo paid by any Overſeer in *England* ſhall be reimburſed by the Receiver General of the County at the End of every Month, upon an Account ſtated, examined, and allowed, on Inſpection of the Muſter Rolls ſo ſigned as aforeſaid, and certified under the Hands of any Two Deputy Lieutenants, or One Deputy Lieutenant and One Juſtice of the Peace, acting in the Diviſion of ſuch County, to have been ſo ſtated, examined, and allowed as aforeſaid.

Perſons, during Exerciſe, not conducting themſelves decently, or not obeying the Commands of their Officers, liable to Penalty.

XXXVIII. And be it further enacted, That every Perſon who ſhall not, during the Times of Training and Exerciſe, conduct himſelf in a decent and orderly Manner, or ſhall not obey the lawful Commands of the Officer or Officers commanding at ſuch Training and Exerciſe, ſhall, at the Diſcretion of any Deputy Lieutenant or Juſtice of the Peace before whom ſuch Miſconduct ſhall be proved by the Officer ſo commanding, or any other Officer, Conſtable, or Schoolmaſter, authorized by him to make ſuch Complaint, forfeit for every ſuch Offence any Sum not exceeding Five Shillings, or on Non-payment thereof, be impriſoned at the Diſcretion of ſuch Deputy Lieutenant or Juſtice of the Peace for any Time not exceeding One Week.

Perſons who have religious Scruples, ſhall be excuſed from Attendance on *Sundays*, if they attend on any other Day appointed in lieu thereof, *etc.*

XXXIX. Provided always, and be it further enacted, That where in *England* any Perſon or Perſons in any Pariſh ſhall have religious Scruples in regard to being trained and exerciſed on *Sundays*, and ſhall make Oath thereof before any Deputy Lieutenant or Juſtice of the Peace (which Oath ſuch Deputy Lieutenant and Juſtice of the Peace reſpectively are hereby empowered to adminiſter), all and every ſuch Perſons and Perſon ſhall be excuſed from being trained and exerciſed on *Sundays*, and from all Fines by this Act impoſed for Non-attendance at ſuch Training and Exerciſe; provided ſuch Perſons ſhall duly attend to be trained and exerciſed on ſuch other Day in the Week as ſhall be appointed by the Deputy Lieutenants of the Subdiviſion wherein ſuch Pariſh ſhall be ſituate, in lieu of *Sunday* for that Purpoſe, under and ſubject to all ſuch Fines and Penalties for Non-attendance and Miſbehaviour at ſuch Training and Exerciſe, as are by this Act impoſed in like Caſes on any other Days of Training and Exerciſe: Provided alſo, that no ſuch Perſons being ſo trained and exerciſed on any other Day in the Week in lieu of *Sunday*, on Account of ſuch religious Scruples as aforeſaid, ſhall be excuſed from being trained and exerciſed on ſuch and ſo many other Days in the Week, not being any of them a *Sunday*, as may be appointed for training and exerciſing in ſuch Pariſh: Provided alſo, that no ſuch Perſon or Perſons who ſhall be ſo excuſed from being trained and exerciſed on *Sunday* as aforeſaid, ſhall be entitled to receive any Sum of Money under this Act for being trained and exerciſed on ſuch other Day in the Week as ſhall be appointed in lieu thereof.

Fines ſhall be levied by Warrant of any Juſtice of the Peace.

XL. And be it further enacted, That all ſuch Fines and Forfeitures for any ſuch Non-attendance or Miſconduct as aforeſaid, either by any Conſtable or other Perſon or Perſons, ſhall be raiſed and levied by Warrant of any One Juſtice of the Peace, by Diſtreſs and Sale of the Goods and Chattels of the Perſons incurring the ſame, rendering the Overplus to the Owner or Owners, after Payment of the Charges of ſuch Diſtreſs and Sale.

XLI. Provided

XLI. Provided always, and be it further enacted, That it shall be lawful for the Captain or other Officer commanding any Company of Men enrolled for Military Service under this Act, to grant a Certificate to any Person serving in his Company, who, by diligent and regular Attendance at the appointed Times and Places of Training and Exercise during the Space of Twelve Calendar Months at the least, shall have entitled himself thereto, that he hath attained a due Degree of Skill and Proficiency in the Use of Arms; and upon such Certificate being allowed and approved by any Deputy Lieutenant of the Subdivision, the Person receiving such Certificate, so allowed and approved as aforesaid shall from thenceforth be wholly excused from all further Attendance at such Time and Place of Training and Exercise as aforesaid, and be discharged from all Fines hereby imposed for Non-attendance at the same. Persons obtaining a Certificate from the Captain of their Proficiency, being allowed by Deputy Lieutenants, shall be excused from further Attendance.

XLII. And be it further enacted, That all Muskets delivered for the Purpose of training and exercising the Men enrolled for Military Service under this Act, shall be marked distinctly in some visible Place with the Letters (G. R.); and in case any Man shall not re-deliver to the Person having the Custody of such Arms, or duly replace the same in the Place assigned for the keeping thereof after Exercise, or shall sell, pawn, or lose any Arms or Accoutrements delivered to him, or shall wilfully damage any such Arms, every such Man shall, for every such Offence, forfeit and pay a Sum not exceeding Forty Shillings; and if such Man shall not immediately pay such Penalty, the Justice of the Peace before whom he shall be convicted shall commit him to any Gaol or the House of Correction, to be kept to hard Labour for any Time not exceeding One Month, or until he shall have paid the said Penalty. Muskets to be marked, and if any Person shall not re-deliver them, or sell, pawn, or lose any Arms or Accoutrements, or shall damage any Arms, he shall forfeit not more than 40 *s.* or shall be committed not exceeding a Month.

XLIII. And be it further enacted, That if any Person shall knowingly and wilfully buy, take in Exchange, or conceal, any Arms or Accoutrements so delivered for the training and exercising of Persons enrolled for Military Service under this Act, the Person so offending shall forfeit and pay, for every such Offence, the Sum of Ten Pounds; and if such Offender shall not immediately pay such Penalty, and shall not have sufficient Goods and Chattels whereon to levy such Penalty, the Justice before whom he or she shall be convicted shall commit him or her to the Common Gaol, there to remain without Bail or Mainprize for the Space of Three Months, or until he or she shall have paid the said Fine. Penalty for buying, *etc.* such Arms or Accoutrements.

XLIV. And be it further enacted, That in all Cases of actual Invasion, or on the Appearance of the Enemy in force upon the Coast, His Majesty shall order and direct the Lieutenants of Counties, or on the Death or Removal, or in the Absence from their respective Counties of any of them, then any Three or more Deputy Lieutenants, to draw out, assemble, and embody, all the Men enrolled for Military Service under this Act, within their respective Counties, whether they shall belong to the First or any other Class (other than and except such as are herein before exempted from Military Service under this Act, for such Time as they shall continue so exempt), or so many of them, or such Part or Proportion of them, or any of them, as His Majesty shall in His Wisdom judge necessary, and in such Manner as shall be best adapted to the Circumstances of the Danger; and to cause such Men, or any of them, to be placed in such of the existing Regiments, Battalions, or Corps, whether of In case of Invasion, or Appearance of the Enemy upon the Coast, His Majesty shall order all Persons enrolled under this Act to be embodied, and placed in existing Regiments, or formed into new Corps, and to be led into any Part of *Great Britain*, and

while embodied they shall be subject to the Mutiny Laws.

of Regulars, Militia, or Fencibles, as may from Time to Time be appointed to serve in *Great Britain*, or formed into such new Regiments, Battalions, or Corps, as His Majesty shall judge necessary, and to put the said Forces under the Command of such General or other Officers as His Majesty shall be pleased to appoint, and to direct all or any of the said Men so drawn out, assembled, or embodied as aforesaid, to be led into any Part of *Great Britain*, for the repelling and Prevention of any such Invasion, or for the Suppression of any Rebellion or Insurrection within *Great Britain* arising or existing at the Time of any such Invasion; and from the Time of any Men being so drawn out, assembled, and embodied as aforesaid, until they shall be returned again to their own Counties, and disembodied by His Majesty's Order, the Officers, Non-commissioned Officers, Drummers, and Private Men, so drawn out, assembled, and embodied, shall be subject to all the Provisions contained in any Act of Parliament which shall be then in force for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, and the Articles of War made in pursuance thereof; and all the Provisions contained in every such Act and Articles of War shall be in force with respect to them, and shall extend to all the Officers, Non-commissioned Officers, Drummers, and Private Men, so drawn out and assembled, while embodied as aforesaid, in all Cases whatsoever.

When His Majesty shall order the Men enrolled to be embodied, the Occasion shall be communicated to Parliament, *etc.*

XLV. Provided always, and be it further enacted, That whenever His Majesty shall deem it expedient to order and direct, that the Men enrolled for Military Service under this Act, or any Part, Proportion, or Description of such Men, shall be drawn out, assembled, and embodied under the Provisions of this Act, the Occasion of such Order shall be communicated to Parliament, if Parliament shall be then sitting, as early as the same can be done after the issuing of such Order; and if no Parliament shall be then sitting or in being, then the Occasion of such Order shall be declared in Council, and notified by Proclamation.

No Person so embodied shall be compellable to serve out of *Great Britain*.

XLVI. Provided also, and be it further enacted, That none of the Persons who shall be so drawn out or embodied by virtue of this Act shall be compellable or compelled, on any Pretence whatsoever, to serve out of *Great Britain*.

The Lieutenant when His Majesty shall order the Men to be embodied shall issue Orders to the Chief Constables, *etc.* specifying the Time and Place of assembling, *etc.* to be forwarded to the Constables, *etc.* who shall cause Proclamation to be made, and Notices to be affixed on the Church Doors, *etc.*

XLVII. And be it further enacted, That the Lieutenant of every County, or on the Death or Removal of any such Lieutenant, or in his Absence from his County, Three or more Deputy Lieutenants, to whom any Directions from His Majesty for drawing out, assembling, and embodying any Persons enrolled for Military Service under this Act shall be directed, shall forthwith issue his or their Order, according to the Tenor of His Majesty's Directions in that Behalf, to the Chief Constables or other Officers in *England* of the several Hundreds within their respective Counties, specifying the Time and Place of assembling, and the Descriptions of Persons to be drawn out and assembled, with Directions to forward the same immediately to the Constables, Tythingmen, Headboroughs, or other Officers of the several Parishes within their respective Hundreds; and in *Scotland*, such Order shall be directed to the Schoolmasters or other Officers mentioned in the said recited Act to raise and establish a Militia Force in *Scotland*; and such Constables, Tythingmen, Headboroughs, or other Officers, are hereby required, upon Receipt thereof, forthwith

forthwith to cauſe, within their reſpective Pariſhes, Proclamations to be made in the moſt publick Manner of all ſuch Particulars as aforeſaid, and alſo to affix Notices thereof on the Doors of the Churches, Chapels, and on the Market Places and other publick Buildings, and other conſpicuous Places.

His Majeſty may give proviſional Orders for embodying the Men enrolled, in the Event of Invaſion, or Appearance of the Enemy upon the Coaſt.

XLVIII. And be it further enacted, That it ſhall be lawful for His Majeſty, although no Invaſion ſhall have taken place, and before any Enemy ſhall appear in force upon the Coaſt, to give proviſional Orders, from Time to Time, to the Lieutenants or Deputy Lieutenants of any of the Counties of *Great Britain*, in relation to the drawing out, aſſembling, and embodying the Men enrolled under this Act in ſuch Counties, or any Part, Proportion, or Deſcription of the ſaid ſeveral Claſſes of the Men ſo enrolled, in the Event of any ſuch Invaſion or Appearance of the Enemy in force upon the Coaſt; and all ſuch proviſional Orders of His Majeſty ſhall be as valid and effectual, and ſhall be obeyed, obſerved, and performed in the ſame Manner in all Reſpects, until any further or other Orders ſhall be given by His Majeſty in that Behalf, as if the ſame had been iſſued and given at the Time of any ſuch Invaſion or Appearance of the Enemy upon the Coaſt.

The Lieutenants, with the Approbation of His Majeſty, ſhall fix and give Notice of Places of Aſſembly, and of Signals for drawing out the Men, in caſe of Invaſion, *etc.*

XLIX. And be it further enacted, That the Lieutenant, or Deputy Lieutenants acting in his Abſence, in every County, may and ſhall, as ſoon as may be after the paſſing of this Act, with the Approbation of His Majeſty, aſcertain and fix upon, and give publick Notice of proper Places of Aſſembly within their reſpective Counties, and alſo of proper general Signals for drawing out and aſſembling the Men enrolled for Military Service under this Act, in caſe of Invaſion or the Appearance of any Enemy in force upon the Coaſt, either by firing of Guns, or by Flags, Beacons, Rockets, or otherwiſe, as ſhall appear moſt expedient and beſt adapted to the Nature of the Country, and moſt effectual for the giving immediate Notice therein of any ſuch Invaſion or Appearance of an Enemy upon the Coaſt as aforeſaid.

If Perſons enrolled ſhall not appear purſuant to Order or Signal, they ſhall be deemed Deſerters, and Perſons harbouring them ſhall forfeit 100 *l.*

L. And be it further enacted, That if any Perſon ſo ordered to be drawn out, aſſembled, and embodied as aforeſaid, not labouring under any Infirmity incapacitating him from Military Service, and not prevented by any inevitable Accident or Neceſſity, ſhall not appear and march in purſuance of ſuch Order, or upon the making of any ſuch general Signals of Alarm as aforeſaid, every ſuch 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 puniſhing Mutiny and Deſertion, and for the better Payment of the Army and their Quarters, and of the Articles of War made in purſuance of the ſame; and if any Perſon ſhall harbour and conceal any ſuch Man, when ordered to be embodied as aforeſaid, knowing him to be enrolled under this Act, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay the Sum of One hundred Pounds.

Perſons repairing on Horſeback, armed and accoutred at their own Expence, ſhall be

LI. Provided always, and be it further enacted, That in caſe any Perſon who ſhall be enrolled for Military Service under this Act ſhall, at the Time of the drawing out, aſſembling, and embodying of the Perſons liable to ſerve under this Act, in purſuance of any Order of His Majeſty

appointed to some Corps of Cavalry.

jesty as aforesaid, repair on Horseback to the Place of such Meeting, properly mounted, armed, and accoutred, at his own Expence, in order to serve in any Corps of Cavalry as a Dragoon, every such Person shall be entitled and appointed to serve in some Regiment or Corps of Cavalry, to be formed of Persons of a similar Description, and shall not be compelled to serve in any Regiment or Corps of Infantry.

If His Majesty shall think fit to embody a Part of any of the Classes, the Deputy Lieutenants shall cause the Number to be chosen by Ballot (except where the Volunteers shall be sufficient), and shall previously examine the Classes, and proceed to choose the Men as herein directed.

LII. And be it further enacted, That whenever His Majesty shall think fit to draw out, assemble, and embody a Part or Proportion only of any One or more of the said Classes of Men enrolled for Military Service in any County, the Deputy Lieutenants, in their respective Subdivisions within such County, shall, immediately upon the Communication of His Majesty's Order in that Behalf, cause the Part or Proportion of Men so ordered to be drawn out, assembled, and embodied as aforesaid, to be chosen by Ballot, in case the same shall be necessary, out of the respective Classes returned for every Parish within their several Subdivisions, unless in Cases where the Number of Volunteers for Service under this Act shall be sufficient for the Purpose; and such Deputy Lieutenants shall, before they shall proceed to choose or ballot for the Men who are to form such Part or Proportion, examine the several Classes of Men enrolled for Military Service under this Act within their several Parishes, and in every Case in which the Part or Proportion of the Men ordered to be drawn out, assembled, and embodied in such Subdivisions shall equal the Number of Men contained in such First, or First and Second, or other succeeding Classes in their Order, then and in such Case the Men comprized in such Class or Classes, as the Case may be, shall be forthwith drawn out, assembled, and embodied, without any Ballot; and when the Proportion of Men so required as aforesaid shall be less than the Number of Men contained in such First Class, then such Proportion shall be ballotted for out of such Class only, and no other; and when the Proportion so required as aforesaid shall exceed the Number of Men contained in the First, or First and any succeeding Class or Classes in the Order in which they shall so stand as aforesaid, the Deputy Lieutenants shall first choose all the Men in such First Class, or First and next succeeding Class or Classes, until such Proportion shall be as near as may be completed, and shall then proceed to ballot in Manner directed by this Act for the Remainder of the Proportion so required as aforesaid out of the Class immediately following the last Class that shall have been wholly taken towards making up such Proportion as aforesaid; and the Deputy Lieutenants shall proceed in like Manner for the drawing out, assembling, and embodying of any further Part or Proportion of the said Men in case any further Part should be afterwards ordered by His Majesty to be drawn out, assembled, and embodied.

Where Volunteer Corps are formed, or where a sufficient Number of Persons between the Age of 17 and 55, engage to serve as Volunteers upon certain Conditions, His

LIII. And be it further enacted, That in all Cases in which any Volunteer Corps shall have been or shall be formed, with the Approbation of His Majesty, in any County or Parish, or in which any Persons between the Ages of Seventeen and Fifty-five Years shall engage themselves to serve as Volunteers, whose effective Numbers respectively shall amount to such Proportion of the Number of Men enrolled for Military Service in such County or Parish under this Act as shall appear satisfactory to His Majesty, not being less than Three-Fourths of the whole Number of Men enrolled for Ser-

vice

vice in the First Class of such County or Parish respectively, and such Volunteer Corps, or Volunteers aforesaid respectively, shall have agreed or shall agree to be trained and exercised, and to march to any Part of *Great Britain*, for the Defence thereof, in case of actual Invasion or the Appearance of an Enemy in force upon the Coast, and for the Suppression of any Rebellion or Insurrection as aforesaid, it shall be lawful for His Majesty, by any Order communicated through One of His Principal Secretaries of State for that Purpose to the Lieutenant or Deputy Lieutenants of such County, to suspend within such County or Parish such of the Provisions of this Act as require the Men enrolled for Military Service under this Act to be trained, exercised, drawn out, assembled, or embodied, under and subject nevertheless to such Conditions, as to the Number of effective Men to be constantly existing in such Volunteer Corps, or remaining so engaged to serve as Volunteers under this Act as aforesaid, and to such other Rules and Regulations as to Exercise, Muster, or Inspection by General or other Officers, as to His Majesty shall seem necessary; and in case of Failure in Compliance with such Conditions, Rules, and Regulations, or if the Number of such Corps, or of such Volunteers as aforesaid, shall not continue equal to what shall be required in that Behalf, the Men enrolled for Military Service in such County or Parish shall be subject to all the Provisions of this Act, in the same Manner as if no such Volunteer Corps had been formed, or such Volunteers had not so engaged to serve as aforesaid, or no such Order of His Majesty had been made thereupon.

Majesty may suspend the Enrolment of Men under this Act, *etc.*

LIV. Provided always, and be it further enacted, That every such Volunteer Corps so formed as aforesaid, and all Persons enrolled therein, and all such Persons engaged to serve as Volunteers under this Act as aforesaid, shall be liable to march to any Part of *Great Britain* for the Defence thereof, on any Invasion or upon the Appearance of any Enemy in force on the Coast, or to suppress any Rebellion or Insurrection arising or existing during any such Invasion, whenever they shall be summoned by the Lieutenant of the County in which they shall be formed, or in consequence of any general Signals of Alarm as aforesaid; and all Persons engaging themselves to serve as Volunteers under this Act shall be liable to be embodied, commanded, and to serve for the Period, and in the Manner, and on the Conditions herein-before mentioned, in relation to other Persons liable to Military Service under this Act; provided that no Person enrolled and serving in any Volunteer Corps formed as aforesaid, so long as the Services of such Corps shall be continued by His Majesty, and as such Person shall remain an effective Member thereof, shall be placed in any Regiment, Battalion, or Corps of Regulars, Militia, or Fencibles; and every Person refusing or neglecting to march on the Summons of the Lieutenant of the County to which he shall belong, or upon such Signals of Alarm as aforesaid, shall be deemed to be a Deserter, and subject to Punishment as such; and all such Volunteer Corps as aforesaid, and all Officers, Non-commissioned Officers, Drummers, and Privates therein, and all such Persons engaged to serve as Volunteers under this Act as aforesaid, shall thereupon be subject to all the Provisions contained in any Act of Parliament for the Punishment of Mutiny and Desertion, and better Payment of the Army and their Quarters, and any Articles of War made in pursuance thereof, in all Cases whatever.

Such Volunteer Corps, *etc.* shall be liable to march to any Part of *Great Britain* in certain Events, when summoned by the Lieutenant of the County, *etc.* but shall not be placed in any Corps of Regulars, *etc.* and Persons neglecting to do so, shall be deemed Deserters, and such Corps, *etc.* shall then be subject to the Mutiny Laws.

LV. And be it further enacted, That the Warden of the Stannaries, Special Deputy Warden, and all other Officers of the Stannaries in

Warden, *etc.* of the Stannaries, shall procure all

Matters to be done, touching the Tinners of *Devon* and *Cornwall*, as required of Lieutenants and Deputy Lieutenants, touching other Reſidents in thoſe Counties.

Great Britain, ſhall reſpectively, in Obedience to His Majeſty's Order to be iſſued for that Purpoſe, procure like Returns to be made, and all other Matters to be done, touching the Tinners of the Counties of *Devon* and *Cornwall*, according to the Cuſtoms of the Stannaries and Privileges of the Working Tinners, as are hereby required to be done by the Lieutenants and Deputy Lieutenants aforeſaid touching other Perſons reſiding in the ſaid Counties of *Devon* and *Cornwall*, not entitled to the Benefit of ſuch Privileges; and ſuch Warden, Special Deputy Warden, and other Officers of the Stannaries, ſhall have ſuch and the like Powers and Authorities to do and execute all and every the Matters and Things which ſhall be ſo required to be done as aforeſaid, as the ſaid Lieutenants and Deputy Lieutenants of the ſeveral Counties, Ridings, Stewartries, Cities, and Places aforeſaid, have for doing the ſeveral Matters and Things hereby required to be done by them reſpectively.

The Lord Warden and the Special Deputy Warden to have the ſame Military Command, *etc.* as Lieutenants and Vice Lieutenants.

LVI. And be it enacted, That the Lord Warden and the Special Deputy Warden of the Stannaries ſhall have the ſame Military Command and Rank, and the Lord Warden the ſame Power of appointing a Special Deputy Warden to act in his Abſence, within the Stannaries, as the Lieutenants and Vice Lieutenants have in their reſpective Counties.

Officers and Men when drawn out, entitled to the ſame Pay as His Majeſty's other Infantry, and the Non-commiſſioned Officers, *etc.* entitled to the Benefit of *Chelſea* Hoſpital.

LVII. And be it further enacted, That on and from the Day of drawing out, aſſembling, and embodying the Men enrolled for Military Service in any County under this Act, the Officers and Men of ſuch County ſo drawn out, aſſembled, and embodied, ſhall be entitled to the ſame Pay as the Officers and Men of His Majeſty's other Infantry Forces, and no other; and if any Non-commiſſioned Officer, Drummer, or Private Man, ſhall be maimed or wounded in actual Service, he ſhall be entitled to the Benefit of *Chelſea* Hoſpital, in the ſame Manner as any Non-commiſſioned Officer, Drummer, or Private, then belonging to any of His Majeſty's other Forces.

Perſons called out to take the following Oaths, which may be adminiſtered by any Deputy Lieutenant or Juſtice;

LVIII. And be it further enacted, That every Perſon ſo called out as aforeſaid ſhall, upon repairing to the Place of Aſſembly, take the following Oath, and which ſhall and may be then and there adminiſtered to him by any Deputy Lieutenant or Juſtice of the Peace; that is to ſay,

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful and bear true Allegiance to His Majeſty King *George* the Third, and that I will faithfully ſerve His Majeſty in *Great Britain* for the Defence of the ſame, againſt all His Enemies and Oppoſers whatſoever.

'So help me GOD.'

and thereupon ſhall be placed under the Command of ſuch Officers, as His Majeſty ſhall direct.

And thereupon all ſuch Perſons, whether already formed into Companies or not, ſhall be placed under the Command of ſuch General or other Officers, and ſhall be added or joined to ſuch exiſting Corps, whether Regulars, Militia, or Fencibles appointed to ſerve within *Great Britain*, for the Protection of the Realm, or ſhall be formed into new Corps, in ſuch Manner as His Majeſty ſhall direct, and ſhall thereupon march and proceed to any Part of *Great Britain*, for the Purpoſe of repelling and defeating the Invaſion of the Enemy, or for ſuppreſſing any Rebellion or Inſurrection then ariſing or exiſting within the Realm.

LIX. And

When Perſons enrolled are ordered out into actual Service, Two Guineas each ſhall be paid to provide Neceſſaries.

LIX. And be it further enacted, That when the Perſons ſo enrolled for Military Service under this Act as aforeſaid ſhall be ordered out into actual Service, the Receiver General of the Rates and Duties under the Management of the Commiſſioners for the Affairs of Taxes for the County in *England* to which ſuch Perſon ſhall belong, and in *Scotland* the Collector of the Ceſs of the County to which ſuch Perſon ſhall belong, ſhall and is hereby required forthwith to pay to the Captain or other Commanding Officer of every Company of ſuch Perſons ſo ordered out into actual Service, or to ſuch other Perſon or Perſons as the ſaid Lieutenant or Deputy Lieutenants ſhall appoint to receive the ſame, the Sum of Two Guineas for the Uſe of every ſuch Perſon, which ſhall immediately be paid to every ſuch Perſon, for the Purpoſe of providing him with Neceſſaries; and all the Money ſo paid by the ſaid Receiver General or Collector ſhall be allowed him in his Accounts.

After the Defeat and Expulſion of the Enemy, or the Suppreſſion of any Rebellion or Inſurrection, the Perſons drawn out ſhall be returned to their Pariſhes, and One Guinea paid to each.

LX. And be it further enacted, That after the Defeat and Expulſion of the Enemy from the Realm, and Suppreſſion of any ſuch Rebellion or Inſurrection as aforeſaid, all and every ſuch Perſons who ſhall have been ſo drawn out, aſſembled, or embodied, under the Proviſions of this Act, ſhall forthwith be returned to their reſpective Pariſhes, and the Sum of One Guinea ſhall be paid, under the Direction of any General or other ſuperior Officer, under whoſe Command ſuch Man ſhall then happen to be, to every ſuch Perſon ſo permitted to return Home as aforeſaid, over and above the uſual Rate of Pay to which ſuch Perſon ſhall be entitled, in order the better to enable him to return to his Pariſh.

Wives and Families of Perſons enrolled under this Act, entitled to Relief according to Proviſions of 43 Geo. 3. Cap. 47. & 89. and in *England* ſhall be repaid quarterly to the Pariſh Officers by the Receiver General of the County, *etc.*

LXI. And be it further enacted, That the Wives and Families of the Perſons enrolled for Military Service under this Act, when drawn out into actual Service, ſhall be entitled to ſuch and the like Relief, and under ſuch and the like Circumſtances, as are mentioned in Two ſeveral Acts paſſed in the preſent Seſſion of Parliament, for providing Relief for the Families of Militia Men in *England* and *Scotland* reſpectively, when called out into actual Service, and for that Purpoſe all the Rules, Regulations, Proviſions, Powers, Authorities, Penalties, and Forfeitures, in the ſaid laſt mentioned Acts reſpectively contained, ſhall extend and be conſtrued to extend to the giving ſuch Relief as aforeſaid, as fully and effectually as if the ſame were herein enacted: Provided always, that all Sums of Money advanced to the Wives and Families of any ſuch Men in *England* under any Order for that Purpoſe, ſhall, upon Delivery of a Quarterly Account of the Payment thereof, certified and ſigned by Two Juſtices of the Peace of the County in which ſuch Relief ſhall be given, be repaid to the Overſeer or Overſeers, or Pariſh Officer or Officers who ſhall have advanced the ſame, by the Receiver General of ſuch County, out of any Publick Monies in his Hands, and ſhall be allowed in the Account of ſuch Receiver General: Provided alſo, that no Aſſeſſment ſhall be made to make good the Amount of any Sums paid for ſuch Relief to ſuch Wives and Families in *Scotland* under this Act, in the Manner directed by ſuch laſt mentioned Act relative to *Scotland*, to make good the Sums paid to the Wives and Families of Militia Men purſuant thereto.

Act not to exempt Perſons from being ballotted to

LXII. And be it further enacted, That nothing herein contained ſhall be conſtrued in any Manner to exempt any Perſon from being ballotted at

any

ſerve in the Militia, or additional Force under recited Acts of the preſent Seſſion.

any Time to ſerve in the Militia, or additional Force raiſed under the before mentioned Acts of this preſent Seſſion, if he ſhall be liable thereto by Law; but that all ſuch Perſons ſhall be liable to be balloted to ſerve, and ſhall ſerve in like Manner as if this Act had not been made.

Powers contained in the Two Acts of the 42d of His Majeſty, relative to the Militia, *etc.* unleſs altered or repealed ſhall extend to this Act.

LXIII. And be it further enacted, That all the Powers, Proviſoes, Rules, Regulations, Forfeitures, Penalties, Clauſes, Matters, and Things contained in the ſaid Two ſeveral Acts of the Forty-ſecond Year of His preſent Majeſty's Reign, or in any other Act relative to the Militia, or in the ſaid firſt recited Act of the preſent Seſſion of Parliament, or in the Two ſeveral Acts of the preſent Seſſion of Parliament for raiſing and aſſembling an additional Military Force, and in the afore-mentioned Act for providing Relief to the Families of Militia Men in *Scotland*, ſhall, in ſo far as the ſame are not hereby altered, varied, or repealed, be applied and practiſed for the Purpoſes of this Act in as full and ample a Manner as if the ſaid Powers, Proviſions, Rules, Regulations, Forfeitures, Penalties, Clauſes, Matters, and Things were again repeated and enacted in this Act.

Warden of the Cinque Ports, *etc.* ſhall put this Act in Execution.

LXIV. And be it further enacted, That the Warden of the Cinque Ports, Two ancient Towns, and their Members, and in his Abſence, his Lieutenant or Lieutenants, and all Magiſtrates, Jurats, Conſtables, Churchwardens, Overſeers of the Poor, and other Officers within the ſame, ſhall put in Execution within the ſaid Ports, Towns, and Members, all the Powers and Authorities given and granted by this Act, and do or cauſe to be done, all Acts, Matters, or Things, thereby required, in like Manner as Lieutenants of Counties, and their Deputy Lieutenants, or Conſtables, Churchwardens, Overſeers of the Poor, and other Officers, may put in Execution all ſuch Powers and Authorities, and do or cauſe to be done, ſuch Acts, Matters, and Things reſpectively.

Act not to be deemed a Precedent to diminiſh the Rights of the City of *London*.

LXV. 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.

Clerks to General Meetings, *etc.* to be rewarded for their Trouble.

LXVI. And be it further enacted, That the reſpective Clerks to the General Meetings of Lieutenancy, and Clerks to Subdiviſion Meetings, and all other Officers and Perſons whatſoever, entitled under the ſaid recited Acts of the Forty-ſecond Year of His preſent Majeſty's Reign to any Remuneration for their Pains and Labour in executing the Proviſions of the ſaid Acts, who ſhall execute the like or other Proviſions of this Act to the Satisfaction of the Lieutenant and Deputy Lieutenants, ſhall, for ſuch Services reſpectively, receive ſuch Rewards as are directed by the ſaid Acts for ſuch further Reward for their Pains and Trouble in and about the executing this Act, as the Deputy Lieutenants aſſembled at any Meeting held for that

Purpoſe

Purpoſe, at which not leſs than Five Deputy Lieutenants ſhall be preſent, ſhall think reaſonable and proper, and ſhall certify under their Hands; and ſuch reſpective Rewards ſhall, on the Production of ſuch Certificate ſo ſigned as aforeſaid to the reſpective Receivers General in *England*, and the reſpective Collectors of the Ceſs in *Scotland*, be paid out of any publick Monies in their Hands, and be allowed in their Accounts.

Application of Penalties.

LXVII. And be it further enacted, That all Fines, Penalties, and Forfeitures, paid or levied under this Act, ſhall, in *England*, go and be applied in Aid of the Poor Rates of the Pariſh where the ſame ſhall reſpectively be forfeited; and in *Scotland*, in Aid of the Aſſeſſments directed to be made in ſuch Pariſh, for the Purpoſes of this Act; and where any Money is by this Act directed to be paid out of any ſuch Rates, and the Overſeers of the Poor ſhall not have any Money of ſuch Rates to pay the ſame, it ſhall be lawful for the ſaid Overſeers of the Poor, and they are hereby required to make Rates for the Purpoſe of paying the ſame, and ſuch Rates ſhall be made, raiſed, levied, and collected in like Manner, and with all ſuch Powers in every Reſpect, as any Rates made for the Relief of the Poor.

Where Overſeers ſhall not have Money they ſhall make Rates.

Lieutenants, &c. ſhall have the Chief Command of the Men enrolled while in their Counties, or until put under the Command of Officers in His Majeſty's Service.

LXVIII. And be it further enacted, That the Lieutenants, and Deputy Lieutenants acting in their Abſence, of the reſpective Counties, ſhall have the Chief Command of the Men enrolled for Military Service under this Act, in their reſpective Counties, ſo long as ſuch Men ſhall remain within ſuch Counties reſpectively, or until any ſuch Men ſhall, by any Order of His Majeſty in purſuance of this Act, be drawn out, aſſembled, and embodied, and put under the Command of any General or other Officer or Officers in His Majeſty's Service.

Lord Lieutenant, with the Approbation of His Majeſty, may appoint any Deputy Lieutenant to act during his Abſence, and to act as Lieutenant of any Diviſion of the County.

Rank of Vice-Lieutenants, *etc.*

LXIX. And be it further enacted, That it ſhall be lawful for any Lord Lieutenant of any County, with the Approbation of His Majeſty, to appoint any Deputy Lieutenant to act for him within the County, as Lieutenant thereof, during the neceſſary and unavoidable Abſence of ſuch Lord Lieutenant, and no longer, and to appoint any Deputy Lieutenant to act as Lieutenant of any Diviſion of ſuch County; and all Vice Lieutenants ſo appointed under this Act ſhall, from and after the paſſing thereof, rank within their reſpective Counties as Lieutenant Colonels of Militia; and all Lieutenants of Diviſions ſo appointed under this Act ſhall rank within their reſpective Counties as Majors of Militia; and all other Deputy Lieutenants acting as ſuch in their reſpective Subdiviſions ſhall rank within their reſpective Counties as Captains of Militia.

Where Perſons ſhall be unwilling to take the Compenſation aſcertained as mentioned in 43 Geo. 3. c. 55. for Articles found neceſſary for the publick Service, the Lieutenant ſhall ſummon a Jury, who ſhall aſcertain the Value.

LXX. And be it further enacted, That where any Owner or Owners, or Perſon or Perſons intereſted in any Property or Articles which it may be found neceſſary to take for the publick Service, ſhall be unwilling to accept the Compenſation aſcertained by any Perſon appointed by the Commiſſioners of His Majeſty's Treaſury, in *Great Britain*, in the Manner mentioned in the ſaid Act of this Seſſion of Parliament for the Defence and Security of the Realm, and indemnifying Perſons ſuffering in their Property, then and in ſuch Caſe the Lord Lieutenant or Deputy Lieutenants acting for him ſhall, and they are hereby required to iſſue their Warrants to the Sheriff of the County where ſuch Property or Articles ſhall be, for

for the ſummoning of a Jury for the aſcertaining the Value thereof, and ſuch Jury ſhall be ſummoned and meet, and aſcertain the ſame; and the Verdict given by ſuch Jury ſhall be certified, and the Amount thereof paid, in Manner in the ſaid Act mentioned in relation to the Value of Land required for the publick Service, any Thing in the ſaid Act contained to the contrary notwithſtanding.

No Indemnification ſhall be made to any Male Perſon, whoſe Name does not appear in the Muſter Roll, who ſhall not have complied with the Proviſions of the ſaid Act and this Act, *etc.*

LXXI. Provided always, and be it further enacted, That no Indemnification or Compenſation ſhall be made, given, or paid under the ſaid Act or this Act, to any Perſon not being a Female, whoſe Name does not appear in the Muſter Roll of the Parith in which he reſides, and who being of an Age and fit for, and not exempted from, Military Service, ſhall not have complied with all the Proviſions of the ſaid Act and this Act, and who ſhall not make it appear to the Perſon appointed to aſcertain ſuch Compenſation or to the Jury where any ſuch ſhall be ſummoned, that he has done his utmoſt to prevent the Property and Articles for which ſuch Compenſation ſhall be required falling into the Hands of the Enemy; any Thing in the ſaid Act contained to the contrary notwithſtanding.

No Orders, *etc.* ſhall be removed into any Court, *etc.*

LXXII. And be it further enacted, That no Order or Conviction made in purſuance of this Act by any Lieutenant, Deputy Lieutenant, or Juſtice of the Peace, ſhall be removed by *Certiorari* or Advocation out of the County wherein ſuch Orders or Conviction ſhall be made, into any Court whatever, or be liable to Suſpenſion; and that no Writ of *Certiorari* or Bill of Advocation or Suſpenſion ſhall ſuperſede Execution or other Proceedings upon any ſuch Order or Conviction, but that Execution and other Proceeding ſhall be had thereupon, any ſuch Writ or Writs, Bill or Bills, or Allowance thereof notwithſtanding.

This Act may be altered or repealed this Seſſion.

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

SCHEDULES to which this Act refers.

Schedule (A.)

To

Take Notice, That you are hereby required, within Two Days from the Date hereof, to prepare or produce a Liſt in Writing, to the beſt of your Belief, of the Chriſtian and Surname of each and every Man reſident in your Dwelling Houſe between the Ages of Seventeen and Fifty-five, diſtinguiſhing in ſuch Liſt the ſeveral Particulars mentioned in the Columns thereof; and in the laſt Column of Remarks ſpecify whether the Perſon oppoſite to whoſe Name the Remark ſhall be made is "willing to engage to ſerve as a Volunteer under this Act, *or* is infirm or lame, *or* a Clergyman, *or* licenſed Teacher in Holy Orders, Quaker, or Medical Man, *or* is actually ſerving as an Officer in the Army, Navy, Marines, Militia, Fencibles, or Volunteers, or additional Military Forces, *or* a Conſtable, or other Peace Officer;" and you are to ſign ſuch Liſt with your own Name, and to deliver or cauſe the ſame to be delivered to me.

Dated the Day of

A. B. Conſtable.

Names.	Deſcription.	Age.	Married or Single.	Number of Children under 10 Years.	REMARKS.
A. B.	Houſekeeper	35	Single		Enrols himſelf in the Pariſh of *L.* in the County of *M.*
C. D.	Servant	25	Single	None	—
E. F.	Lodger	27	Married	None	—
G. H.	Inmate	30	Single	None	Infirm and Lame.
I. K.	Houſekeeper	35	Married	1	Voluntary Service.

N. B. If any Houſe is divided in diſtinct Stories or Apartments occupied diſtinctly, each diſtinct Occupier is required to make this Return.

Neglect of Compliance with this Notice will ſubject the Party to the Penalty of Ten Pounds.

Take Notice, That the Day of at the Hour of in the noon, is appointed for hearing Appeals within this Subdiviſion, by Perſons claiming to be exempt from ſerving in the

A. B. Conſtable of

Schedule (B.)

CONSTABLES LIST OF PARISH OF *A.*

NAMES.	Deſcriptions.	1ſt CLASS. Men between 17 and 30 unmarried, no Children living under 10 Years.	2d CLASS. 30 to 50 unmarried, and no Children under 10 Years.	3d CLASS. 17 to 30 married, or 2 Children under 10 Years.	4th CLASS. Remainder of Men between 17 and 55.	REMARKS.
A. B	Farmer.	—	✕	—	—	Enrolled in Yeomanry Cavalry of
C. D.	Labourer.	✕	—	—	—	
E. F.	Shoemaker.	—	—	✕	—	Infirm or Lame.
G. H.	Eſquire.	✕	—	—	—	Enrolled in the Pariſh of *L.* in the County of *M.*
I. K.	Shopkeeper.	—	—	—	✕	
L. M.	Clergyman.	—	✕	—	—	
N. O.	Farmer.	✕	—	—	—	Voluntary Service.

Schedule (C.)

ENROLMENT OF PARISH OF *A.*

NAMES.	Description.	CLASSES. 1.	2.	3.	4.	REMARKS.
A. B.	Farmer	X	—	—	—	
C. D.	Labourer	—	—	X	—	Enrolled in Volunteer Infantry.
E. F.	Servant	—	—	—	X	Enrolled in Sea Fencibles.
G. H.	—	—	X	—	—	
I. K.	—	—	X	—	—	Infirm and Lame.
L. M.	—	—	—	—	X	Surgeon and Apothecary.
N. O.	—	—	X	—	—	Parson of the Parish.
P. Q.	Esquire	X	—	—	—	Enrolled in the Parish of *L.* in the County of *M.*
R. S.	—	—	—	X	—	Voluntary Service.
Totals						Total of all the Classes

Schedule (D.)

ABSTRACT of SUBDIVISION ROLLS for the COUNTY of *A.*

SUBDIVISION.	N° in 1ſt Claſs Effective.	2d Effective.	3d Effective.	4th Effective.	Voluntary Service.	Army, Marines, Volunteer Corps, Sea Fencibles.	Clergy, Licenſed Teachers, Medical Men, and Conſtables.	INFIRM.	Enrolled in Pariſhes out of the County.
A. - - - -	150	270	126	379		10	7	27	37
B.									
Totals -									

A. B. Clerk to General Meeting.

Schedule (E.)

MUSTER ROLL of EXERCISE PARISH of *A.*

Day Month.

Preſent.	Deſcription.	Abſent.	Deſcription.	REMARKS.
A. B.	Farmer.	*O. P.*	Eſquire.	Sick.
C. D.	Gentleman.	*Q. R.*	Servant.	
E. F.	Labourer.	*S. T.*	Shopkeeper.	Abſent from Home.
G. H.	Shopkeeper.			
I. K.				
L. M.				

Signed *X. Z.* { Commanding Officer, or Conſtable, as the Caſe may be.

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