ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. XLVI.

An Act for defraying the Charge of the Pay and Cloathing of the Militia in *Great Britain* for the Year One thouſand eight hundred and eight.

[27th *May* 1808.]

WHEREAS it is neceſſary that Proviſion ſhould be made for defraying the Charge of the Pay and Cloathing of the Militia in *Great Britain* for One Year, from the Twenty-fifth Day of *March* One thouſand eight hundred and eight, be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in every County, Riding, or Place in *England*, where the Militia is or ſhall be raiſed, the Receiver or Receivers General of the Land Tax for ſuch County, Riding, or Place reſpectively, and in every County, Stewartry, City, or Place in *Scotland*, where the Militia is or ſhall be raiſed, the Receiver General for *Scotland* ſhall iſſue and pay the whole Sums required, in the Manner and for the ſeveral Uſes herein-after mentioned; (that is to ſay), for the Pay of the ſaid Militia for Four Calendar Months in Advance, at the Rate of Six Shillings a Day for each Adjutant, where an Adjutant is appointed; and at the Rate of Three Shillings a Day for each Quarter Maſter, where a Quarter Maſter is appointed; and at the Rate of One Shilling and Sixpence a Day for each Serjeant reſident at the Head Quarters of the Regiment, Battalion, Corps or Independent Company, with the Addition of Two Shillings and Sixpence a Week for

Where the Militia is raiſed, the Receiver General of the County in England, and the Receiver General for Scotland, ſhall iſſue Four Months Pay in Advance.

Rates of Pay when reſident at Head Quarters.

for each Serjeant Major, where a Serjeant Major is appointed; and at the Rate of One Shilling and Two-pence a Day for each Corporal so resident as aforesaid; and at the Rate of One Shilling a Day for each Drummer so resident as aforesaid, with the Addition of Sixpence a Day for each Drum Major, where a Drum Major is appointed; and also at the Rate of Four-pence a Month for each Private Man and Drummer, for defraying the contingent Expences of each Regiment, Battalion, Corps, and Independent Company of Militia, One Moiety whereof it shall be lawful to apply in Aid of the Stoppage Fund of each Regiment, Battalion, Corps, and Independent Company, for providing the Men with Necessaries, under the Direction of the Colonel or other Commandant, during the Time of their being from Home upon Account of their annual Exercise; and also for Half a Year's Salary for the Clerk of each Regiment, Battalion, or Corps of Militia, belonging to such County, Riding, Stewartry, City, or Place, at the Rate of Fifty Pounds a Year; and also for the respective Allowances to the Clerks of the General Meetings, and Clerks of the several Subdivision Meetings in *England*, at the Rates following; (that is to say), To the Clerk of the General Meetings at the Rate of Five Pounds Five Shillings for each Meeting, and to the several Clerks of the Subdivision Meetings at the Rate of One Pound One Shilling for each Meeting; and also for the Cloathing of the Militia for such County, Riding, Stewartry, City, or Place, after the Rate of Three Pounds Ten Shillings for each Serjeant, and Two Pounds for each Corporal and Drummer, with the Addition of One Pound for each Serjeant Major and each Drum Major, where such Serjeant Majors, Drum Majors, Serjeants, Corporals, and Drummers, have not been cloathed within Two Years; and with respect to the private Militia Men, at the Rate of One Pound Twelve Shillings for each private Militia Man: Provided always, that where any Serjeant, Corporal, or Drummer, shall be absent on Furlough or Licence, such Serjeant, Corporal, or Drummer shall, during such Absence, receive Pay at the following Rates, instead of those above mentioned; (that is to say), every Serjeant the Sum of One Shilling *per* Day, every Corporal the Sum of Eight-pence *per* Day, and every Drummer the Sum of Sixpence *per* Day respectively, and no more.

Allowances for Contingencies.

Salary to the Clerk.

Allowances to the Clerks of General and Subdivision Meetings.

Cloathing.

Rates of Pay when on Furlough.

Further Allowances to the Clerks of the General and Subdivision Meetings for amending Returns, &c.

II. And be it further enacted, That such further Allowance shall be made to such respective General and Subdivision Clerks for their Expences and Trouble in amending the Returns of Persons returned liable to serve in the Militia by taking out the Names of all Persons who may appeal, and whose Appeals or Claims of Exemption have been allowed, and inserting the Names of any Persons that shall have been omitted to be inserted, and in numbering the Returns and making out the Tickets for the Ballot, after the Rate of One Pound Fifteen Shillings for every One thousand Names of Persons returned liable to serve; and also for their actual Expences incurred by such respective Clerks, and for Printing and Stationary used for the Purpose of this Act, so far as to the Lord Lieutenants or Deputy Lieutenants of the respective Counties, Ridings, Cities, or Places, shall appear reasonable and proper; and in case the Orders made by the Lord Lieutenants or Deputy Lieutenants for the Payment of such further Allowances as aforesaid shall be confirmed at a General Meeting consisting of not less than Five Deputy Lieutenants, but not otherwise.

III. And

III. And be it further enacted, That all such Sums of Money granted for the Pay, Cloathing, and contingent Expences of the Militia as aforesaid, except such as shall be due to the several Clerks of the Meetings aforesaid, shall be paid in *England* by the respective Receivers General of the Land Tax, and in *Scotland* by the Receiver General for *Scotland*, into the Hands of the Clerk or Clerks of the Regiments, Battalions, or Corps of Militia, belonging to such County, Riding, Stewartry, City, or Place respectively, upon his or their producing his or their Warrant or Warrants of Appointment to such Office, under the Hand and Seal of the Colonel or other Commandant of each Regiment, Battalion, or Corps respectively; and where the Militia shall be formed into an Independent Company or Independent Companies, such Sums as aforesaid shall be paid by the respective Receiver General into the Hands of the respective Captains of such Independent Companies, or to such Person as each respective Captain shall authorize to receive the same, according to the Number of Persons hereby entitled to receive Pay, of which such Regiment or Regiments, Battalion or Battalions, Corps, or Independent Company or Independent Companies, shall have been legally appointed to consist; and such Receivers General of the Land Tax in *England*, or Receiver General for *Scotland*, shall also within Fourteen Days after the Expiration of the Third Calendar Month from the Time of the First Payment, make a Second Payment for Four Calendar Months in Advance; and shall also, within Fourteen Days after the Expiration of the Third Calendar Month from the Time of the said Second Payment, make a Third Payment for Four Calendar Months in Advance for the Pay and contingent Expences of the Militia, and for the Allowances to the Regimental or Battalion Clerk or Clerks aforesaid, in the Proportions herein-before mentioned; and the Receipt of such Clerk or Clerks, and of such Captain of an Independent Company or Captains of Independent Companies, or of such Person or Persons as such Captain or Captains shall so authorize to receive such Money as aforesaid, shall be a sufficient Discharge to such Receivers General of the Land Tax in *England*, and Receiver General for *Scotland* respectively, for the several Sums of Money so by them or him paid.

The Money (except to the Clerks of the Meetings) to be paid by the Receiver General to the Clerk of the Regiment, and for Independent Companies to the Captain, &c.

Receipts of the Parties to be a Discharge.

IV. And be it further enacted, That the Clerk of each Regiment, Battalion, or Corps of Militia, shall forthwith, after the Receipt of such Sums of Money as aforesaid, pay or cause to be paid to the Adjutant of such Regiment, Battalion, or Corps, One Calendar Month's Pay in Advance on Account of his own Pay, and of the Pay of the Quarter Master; and also Two Months Pay in Advance for the Serjeant Major, Drum Major, Serjeants, Corporals, and Drummers; and on the Twenty-fifth Day of every subsequent Month the said Clerk shall pay or cause to be paid, to every such Adjutant, One other Month's Pay in Advance for himself, and for the Quarter Master, Serjeant Major, Drum Major, Serjeants, Corporals, and Drummers, respectively, which Pay every such Adjutant is hereby required to distribute to the several Persons by this Act entitled to receive the same as it shall become due, (except for the Period of Exercise as herein-after directed); and the Captain or Commanding Officer of each Independent Company is hereby required to distribute in like Manner, to each Person of his Company entitled thereto, such Money as he shall receive for their Pay by virtue of this Act; and Three Times in the Year every such Adjutant shall give into the Clerk of the Regiment, Battalion,

Clerks to pay the Adjutant, &c. at certain Periods, as also Captains of Independent Companies to distribute the Pay of them at certain Periods, etc.

or Corps to which he shall belong, and every such Captain or Commanding Officer of an Independent Company shall give in to the Receiver General an Account of the several Payments he shall have made in pursuance of this Act, according to the following Form:

Date of Receipt.	County of Dr.	£.	s.	d.	*Per Contra* Cr.	£.	s.	d.
	To Cash received of Mr. Regimental or Battalion Clerk, or Receiver General [*as the Case shall be*] for Two Months Pay in Advance, from to				Paid myself Days Pay from the of to the of following - - -			
	D° for Months Pay in Advance, from to				Paid Quarter Master for Days Pay, at from the of to the of following - -			
	D° for Months Pay in Advance, from to				Paid Serjeant for Days [full Pay *or*, on Furlough, *as the Case may be*] from the of to the of following - -			
	D° for Months Pay in Advance, from to				Ditto as Serjeant Major - -			
					Paid Serjeant for Days [full Pay, *or*, on Furlough, *as the Case may be*] from the of to the of following - -			
					Paid Corporal Days [full Pay, *or*, on Furlough, *as the Case may be*] from the of to the of following - -			
					Paid Drummer Days [full Pay, *or*, on Furlough, *as the Case may be*] at from the of to the of following - -			
					Ditto as Drum Major - -			
					Paid Drummer Days [full Pay, *or*, on Furlough, *as the Case may be*] from the of to the of following - - -			

Balance to be paid back.

And shall respectively pay back to the said Clerk, or to the Receiver General, (as the Case shall be), the Surplus (if any) of the Money by him from Time to Time received, and then remaining in his Hands.

On Certificate of Discharge of a Serjeant, etc. no Pay to be issued for him.

V. Provided always, and be it hereby further enacted, That in case the Commanding Officer of any Regiment, Battalion, Corps, or Independent Company of Militia, shall certify in Writing to the Clerk of the same, or to the Receiver General of the Land Tax, that he hath discharged any Serjeant, Corporal, or Drummer, in such Case no Pay shall be issued for such Serjeant, Corporal, or Drummer, until another be duly appointed.

VI. And

VI. And be it enacted, That the Clerk of each Regiment, Battalion, or Corps of Militia, out of the Money hereby directed to be iſſued and paid to him for defraying the contingent Expences of ſuch Regiment, Battalion, or Corps, ſhall from Time to Time, iſſue out and pay ſuch Sums of Money as may be neceſſary for the Repair of Arms, and the Carriage and Removal thereof, or in Aid of the Stoppage Fund for ſupplying the Men with Neceſſaries as aforeſaid, upon an Order in Writing ſigned by the Colonel or other Commandant of ſuch Regiment, Battalion, or Corps; and after Payment of ſuch Sums as ſhall be drawn on him by ſuch Colonel or other Commandant as aforeſaid, he ſhall Three Times in the Year make up Accounts of all ſuch Money, and the Expenditure thereof, and of the Balance remaining in his Hands, which ſaid Balance ſhall form a Stock Purſe for the Uſe of the Regiment, Battalion, or Corps, and tranſmit the ſame to the Colonel or other Commandant of ſuch Regiment, Battalion, or Corps, to be by him examined, allowed, and ſigned; and the ſaid Accounts, ſo allowed and ſigned, ſhall be and are hereby directed to be the proper Vouchers and Acquittal of ſuch Clerk for the Application and Diſpoſal of ſuch Money.

Clerk to pay out of Contingent Money for Repair of Arms, &c. and to make up his Accounts for the Examination of the Commandant.

VII. And be it enacted, That the Money hereby directed to be iſſued for the contingent Expences of each Independent Company of Militia, ſhall be in like Manner applied to the particular Uſe of ſuch reſpective Independent Company by the Captain thereof, and ſhall Three Times in the Year be in like Manner accounted for to the Receiver General of the Land Tax of the County or Place to which ſuch Independent Company ſhall belong, whoſe Allowance of ſuch Account ſhall in like Manner be the proper Voucher for the Expenditure and Diſpoſition of ſuch Money.

Money for Independent Companies to be accounted for to the Receiver General.

VIII. And be it enacted, That the ſaid Regimental or Battalion Clerk may and ſhall retain to his own Uſe, out of the Money ſo by him received, ſuch further Sums as ſhall complete the Allowance herein-before made for his Salary.

Clerk to retain his Salary.

IX. And be it further enacted, That whenever His Majeſty's Lieutenant, or (in his Abſence) any Three or more Deputy Lieutenants of any County, Riding, Stewartry, City, or Place, ſhall have fixed the Days of Exerciſe for the Militia, he or they ſhall as ſoon as may be certify the ſame to the Receiver General of ſuch County, Riding, or Place, if in *England*, or to the Receiver General for *Scotland*, if in *Scotland*, ſpecifying the Number of Men, and the Number of Days ſuch Men are to be abſent from Home on account of ſuch Exerciſe, not exceeding in the Whole Twenty-eight Days; and ſuch Receiver General is hereby required, within Fourteen Days after the Receipt of ſuch Certificate, to iſſue and pay to the Clerks of the ſeveral Regiments, Battalions, or Corps, Pay at the Rate of Nine Shillings and Five-pence *per* Day for each Field Officer, and for the Captain of each Company; and at the Rate of Five Shillings and Eight-pence *per* Day for each Lieutenant; and of Four Shillings and Eight-pence *per* Day for each Enſign; and at the Rate of Ten Shillings *per* Day for each Surgeon; together with Two Shillings *per* Day (additional) for each Adjutant; and Two Shillings and Eight-pence *per* Day (additional) for each Quarter Maſter; and alſo at the Rate of One Shilling *per* Day for each private Militia Man, and a further Allowance of Beer Money, at the Rate of One

Lieutenant or Three Deputy Lieutenants to certify to the Receiver General the Days of Exerciſe, &c. who ſhall pay to the Regimental Clerks the Sums herein ſpecified, &c.

Penny *per Diem*, for each of the ſaid Private Men; and alſo, for each Serjeant Major, Drum Major, Serjeant, Corporal, and Drummer, for the Number of Days ſo certified as aforeſaid, not exceeding in the Whole Twenty-eight Days; and in ſuch Counties or Places, where there ſhall be Independent Companies only, the Receivers General of ſuch Counties or Places ſhall iſſue and pay to the Captains of ſuch Independent Companies, Pay at the Rates aforeſaid reſpectively for the Captain, Lieutenants, Enſigns, and Private Men, together with Beer Money as aforeſaid for the Serjeants, Corporals, Drummers, and Private Men; and the ſaid Regimental or Battalion Clerks are hereby required forthwith to pay to each Captain of the ſaid Regiments, Battalions, or Corps, the Proportion of Pay belonging to each Captain, and likewiſe the Pay and Beer Money belonging to their reſpective Companies, according to the Proviſions of this Act.

Adjutants who have received Pay for the Serjeants, &c. ſhall pay over a Proportion for the Period of Exerciſe to the reſpective Captains.

X. And be it further enacted, That every Adjutant who ſhall have received from the Regimental or Battalion Clerk, in the Manner hereinbefore directed, the Pay in Advance for the Serjeants, Corporals, and Drummers of the Regiment, Battalion, or Corps to which he belongs, ſhall pay over to the Captain or Commanding Officer of each Company, the Proportion of Pay belonging to the Non-commiſſioned Officers and Drummers of their reſpective Companies, for the Period of Exerciſe; which Pay ſo received from the Adjutant and Regimental or Battalion Clerks reſpectively, the ſaid Captains or Commanding Officers of Companies are hereby required to diſtribute to the Perſons entitled thereto, according to the Proviſions of this Act.

42 C. 3. c. 90. recited.

XI. And whereas in purſuance of an Act, paſſed in the laſt Seſſion of Parliament, intituled, *An Act for increaſing the Rates of Subſiſtence to be paid to Innkeepers and others on quartering Soldiers*, certain increaſed Rates are allowed for the Payment of Innholders and others on whom Non-commiſſioned Officers and Private Soldiers may, by virtue of an Act, paſſed alſo in the laſt Seſſion of Parliament, for puniſhing Mutiny and Deſertion; and for the better Payment of the Army and their Quarters, be quartered in that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, the Dominion of *Wales*, and the Town of *Berwick-upon-Tweed*: And whereas by 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*, the Officers, Non-commiſſioned Officers, Drummers, and Private Men of the ſaid Militia, when called out to annual Exerciſe, are required to be quartered and billetted in Inns, Livery Stables, Alehouſes, Victualling Houſes, and all Houſes of Perſons ſelling Brandy, Strong Waters, Cyder, Wine, or Metheglin by Retail; be it enacted, That the Innholders and others on whom the ſaid Non-commiſſioned Officers, Drummers, and Private Men ſhall be ſo quartered and billetted, ſhall be entitled to and receive the ſame Rates of Allowance for each Serjeant Major, Drum-Major, Serjeant, Corporal Drummer, and Private Man ſo quartered and billetted upon them during the Time of their remaining aſſembled for Exerciſe as aforeſaid, and under the ſame Rules and Regulations as ſuch Innholders or others may now, by the above-mentioned Act for the Relief of Innkeepers, demand and receive for the Non-commiſſioned Officers, Drummers, and Private Soldiers of the Regular Infantry, in the reſpective Caſes of their furniſhing them with Diet and Small Beer,

The ſame Rates to be paid for billetting the Militia during the annual Exerciſe as are allowed for the Regular Infantry.

or ſupplying them in lieu thereof with the Articles ſpecified in the ſaid Act for puniſhing Mutiny and Deſertion; and the Receivers General of the Land Tax in *England* are hereby authorized and required to ſupply the Regimental or Battalion Clerks of the ſeveral Regiments, Battalions, and Corps, or the Captains of Independent Companies, (as the Caſe may be), with the neceſſary Funds to enable the ſaid Clerks and Captains of Companies reſpectively to defray the Charge of the Allowances ſo to be made to the ſaid Innholders and others; and the ſaid Regimental or Battalion Clerks are hereby required forthwith to pay to each Captain in the ſaid Regiments, Battalions, or Corps, the Proportion of the ſaid Allowance belonging to each Company: Provided always, that each of the Non-commiſſioned Officers, Drummers, and Private Men, who ſhall be furniſhed with Diet and Small Beer as aforeſaid, ſhall contribute towards the Expence thereof the like Proportion of his Pay and Beer Money, as is or ſhall be contributed in the like Caſe by the Non-commiſſioned Officers, Drummers, and Soldiers of the Regular Infantry.

Receivers General to ſupply Money for paying ſuch Allowances.

Militia to contribute towards the Expence of Diet and Small Beer as the Regular Infantry.

XII. And be it further enacted, That the Captain of each Company ſhall make up an Account of all Monies received and paid by him on account of ſuch Exerciſe, according to the following Form:

Captains to make up an Account of Receipts and Payments.

County of Dr.	£.	s.	d.	*Per Contra* Cr.	£.	s.	d.
To Caſh received of the Regimental or Battalion Clerk, or Receiver General [*as the Caſe ſhall be*] for Days Pay and Beer Money, of Men - -				By my Pay as Captain - -			
				Paid Lieutenant - -			
				Paid Enſign - -			
				Paid Serjeant for Days from the of to the of following			
				Paid Corporal Days from the of to the of following -			
				Paid Drummer Days at from the of to the of following -			
				Paid Militia Men Days from the of to the of following			
Ditto for the Rates allowed to Innholders and others, on whom the Men have been billetted - -				Paid the Innholders on whom the Non-commiſſioned Officers and Men of my Company have been billetted, viz. - - - -			
				For Diet and Small Beer for Men for Days -	£.	s.	d.
				Deduct the Proportion charged to the ſaid Non-commiſſioned Officers and Men, and included in their Pay as above			
				For the ſmaller Articles in lieu of Diet and Small Beer, for Men for Days			

N. B. This Account is of courſe to include all other proper Receipts and Charges, although not enumerated in the above Form.

Which

Accounts to be ſigned and counterſigned, &c.

Which Account ſhall be ſigned by the ſaid Captain, and (except in the Caſe of Independent Companies) counterſigned by the Commanding Officer; and ſuch Captain ſhall, within Ten Days after the Time ſuch Exerciſe is finiſhed, deliver ſuch Account, and pay the Balance, if there be any due, to the Regimental or Battalion Clerk, or if Captain of an Independent Company, to the Receiver General; and ſuch Accounts ſhall be allowed as ſufficient Vouchers in the paſſing of the Accounts of ſuch Receiver General by the proper Auditor or Auditors of His Majeſty's Revenue.

During the Time the Militia is embodied, Pay and Allowance from the Receivers General ſhall ceaſe.

XIII. Provided always, and be it enacted, That where any Regiment, Battalion, Corps, or Independent Company of Militia, is or ſhall be embodied or called out into actual Service, and thereby the Officers and Men thereof are or ſhall be entitled to the ſame Pay as the Officers and Men in His Majeſty's other Regiments of Foot receive, all Pay and Allowances as aforeſaid from the reſpective Receivers General in *England*, and from the Receiver General for *Scotland*, whether to the Adjutants, Quarter Maſters, Serjeant Majors, Drum Majors, Serjeants, Corporals, Drummers, Private Men, or others, and all Money allowed as aforeſaid, for the contingent Expences, or for Neceſſaries of every ſuch Regiment, Battalion, Corps, or Independent Company of Militia; and alſo the Allowance to the Clerk of every ſuch Regiment, Battalion, or Corps, ſhall, during ſuch Time of actual Service, and until ſuch Regiment, Battalion, Corps, or Independent Company, ſhall be diſembodied and return Home, ceaſe, and not be paid.

Receivers General to pay Allowances to Clerks of the General and Subdiviſion Meetings.

XIV. And be it enacted, That the Receivers General in *England* ſhall pay to the Clerk to the General Meetings his Allowance at the Rate of Five Pounds and Five Shillings for each Meeting, or ſuch further Allowance as may be made, as herein-before directed, upon his producing an Order or Orders for that Purpoſe from His Majeſty's Lieutenant, or from Three Deputy Lieutenants aſſembled at ſome General Meeting or Meetings; and ſhall alſo pay to each and every of the Clerks of the Subdiviſion Meetings their ſeveral Allowances, at the Rate of One Pound and One Shilling for each Meeting, or ſuch further Allowance as may be made as herein-before directed, upon his or their producing an Order or Orders from One or more Deputy Lieutenant or Deputy Lieutenants, aſſembled in the ſeveral Subdiviſion Meetings, which ſaid Order or Orders, certifying the Day or Days of Meeting, at what Place or Places, and for what Purpoſe or Purpoſes the ſaid General and Subdiviſion Meeting or Meetings have been aſſembled and held, together with the Clerk's Receipt or Receipts for the Sums ſo claimed, ſhall be to the Receivers General in *England* reſpectively a ſufficient Diſcharge for the Payment of ſuch Allowances, and be allowed in their Account; and that the ſeveral Allowances to Clerks of General and Subdiviſion Meetings, for their Trouble and Expences in the Execution of this Act in *Scotland*, ſhall be paid and defrayed in the ſame Manner in which Schoolmaſters, Conſtables, and other Perſons employed in the Execution of an Act, paſſed in the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled, *An Act to raiſe and eſtabliſh a Miltia Force in* Scotland, are directed to be paid, for their Trouble and Expences.

Allowances to ſuch Clerks in Scotland, how to be paid.

42 G. 3. c. 91.

Regimental Clerk to give Security by Bond.

XV. Provided always, and be it enacted, That the Clerk of each Regiment, Battalion, or Corps of Militia, ſhall give Security to the

Receiver or Receivers General of the Land Tax of the County, Riding, or Place, to which such Regiment, Battalion, or Corps shall belong in *England*, by a Bond to His Majesty, in the Penalty of One Half of the Sum required for the whole Year's Charge for the Regiment, Battalion, or Corps of Militia to which such Clerk shall belong, for duly answering and paying such Sums as he shall from Time to Time have received, and for duly accounting for the same, and for the Performance of the Trust hereby in him reposed, which said Bond shall be lodged in the Hands of the Receiver General in *England* for the respective Counties, Ridings, and Places in *England*, who, in case the said Regimental or Battalion Clerk shall not duly perform the Conditions comprized in the said Bond, shall, and they and he are and is hereby required forthwith to put the said Bond in Suit in the Name of His Majesty, His Heirs and Successors, the full Costs and Charges of which Suit, in case Judgement shall be given against such Regimental or Battalion Clerk, shall be paid by him to the said Receivers General in *England*, who shall likewise be entitled to and receive to their Use at the Rate of Five Pounds *per Centum* out of all such Monies as shall be by them respectively recovered thereon, and shall account for the Residue thereof with the proper Auditor or Auditors of His Majesty's Revenue in *England*, as the Case may require; the said Receivers General in *England*, charging themselves therewith upon the next Account to be by them respectively passed; and that the like Surety shall be found by the Clerk of any Regiment, Battalion, or Corps of Militia, belonging to any County, Stewartry, City, or Place in *Scotland*, to the Satisfaction of the Lord Chief Baron and Barons of the Court of Exchequer in *Scotland*, for the due Discharge of his Duty; and that a proper Bond for this Purpose, prepared by His Majesty's Remembrancer in Exchequer, shall be executed by every such Clerk and his Sureties, and deposited in the Office of such Remembrancer in Exchequer; and in case the said Regimental or Battalion Clerk in *Scotland* shall not duly perform the Conditions comprized in the said Bond, the same shall be put in Suit by the Receiver General in *Scotland*, and recovered and accounted for in the same Manner as is above directed in the Case of a Bond being put in Suit in *England*; and such Bond so prepared by His Majesty's Remembrancer in Exchequer in *Scotland*, shall not be subject to any Stamp Duty whatsoever.

Receiver General to put Bonds in Suit, who shall be entitled to 3 l. per Cent. of the Money recovered.

Like Security to be given in Scotland by Regimental Clerks.

XVI. And be it enacted, That the Clerk of every Regiment, Battalion, or Corps of Militia, and the Captain of every Independent Company of Militia in every County, Riding, Stewartry, City, or Place in *Great Britain*, shall, between the Twenty-fifth Day of *March* and the Twenty-fourth Day of *June* One thousand eight hundred and nine, deliver to the Receiver or Receivers General of the Land Tax of the County, Riding, or Place to which such Regiment, Battalion, Corps, or Independent Company shall belong, if in *England*, or to the Receiver General for *Scotland*, if in *Scotland*, a fair Account in Writing of all Monies by him received and disbursed for the Service of the Year ending the Twenty-fourth Day of *March* One thousand eight hundred and nine, in pursuance of this Act, with proper Vouchers for the same, and shall pay back to the said Receivers or Receiver General respectively, any Surplus of such Monies which shall then be in his Hands; which said Account, signed by such Regimental or Battalion Clerk, or by such Captain of an Independent Company respectively,

Regimental Clerks, &c. to deliver Accounts of their Receipts and Payments to the Receiver General, and pay Balances, etc.

shall be transmitted by the said Receivers General into the Office of the proper Auditor or Auditors of His Majesty's Revenue.

Recovery of Penalties and Costs.

XVII. Provided always, and be it enacted, That all Penalties, all Costs and Charges of Suit, and all Sums of Money for which any Person or Persons is or are by this Act made answerable, may and shall be recovered in any of His Majesty's Courts of Record at *Westminster*, or in His Majesty's Court of Exchequer in *Scotland*, according as the Case may require by Action of Debt, Bill, Plaint, or Information, wherein no Essoign, Wager of Law, or Protection, or more than One Imparlance shall be allowed.

No Fee payable for any Warrant.

XVIII. Provided always, and be it enacted, That no Fee or Gratuity whatsoever shall be given or paid for or upon Account of any Warrant or Sum of Money which shall be issued in relation to or in pursuance of this Act.

Persons on Half Pay or entitled to Allowance as having served in the Horse Guards, etc. serving in the Militia, may receive the same on taking the following Oath.

XIX. Provided always, and be it enacted, That any Person being on Half Pay, or being entitled to any Allowance as having served in any or either of the Two Troops of Horse Guards, or Regiments of Horse reduced, and serving in the Militia, shall and may, and he is hereby empowered to receive and take the Subsistence Money by this Act directed, to be paid to Field Officers, Captains, Lieutenants, Ensigns, Adjutants, Quarter Masters, Surgeons, or Regimental or Battalion Clerks; and the receiving or taking such Subsistence Money by any such Field Officer, Captain, Lieutenant, Ensign, Adjutant, Quarter Master, Surgeon or Regimental or Battalion Clerk, shall not be deemed a receiving or taking of Pay, so as in any Manner to prevent such Person on Half Pay, or being entitled to any such Allowance, from receiving his Half Pay or such Allowance, and such Person shall take the following Oath before some Justice of the Peace, who is hereby empowered to administer the same.

"I *A. B.* do swear, That I had not, between the and the any Place or Employment of Profit, Civil or Military, under His Majesty, besides my Allowance of Half Pay as a reduced in late Regiment of [*or*, Allowance as in late Troop of Horse Guards *or* Regiment of Horse reduced] save and except my Subsistence [as a Field Officer, Captain, Lieutenant, Ensign, Adjutant, Quarter Master, Surgeon, or Regimental or Battalion Clerk, *as the Case may be*] for serving in the Militia of the County of

And the taking the said Oath shall be sufficient to entitle such Person to receive his Half Pay, or the said Allowance, without taking any other Oath; any Law, Usage, or Custom, to the contrary thereof notwithstanding.

Adjutants after 30 Years Service, 15 of which as Adjutants of Militia, entitled to receive a certain Allowance.

XX. And whereas Persons appointed to act as Adjutants in the Militia may, by Age or Infirmity, be rendered incapable of doing the Duty thereof, and it is expedient that some Provision should be made for them in consideration of their former Services; be it enacted, That if any Adjutant of Militia who shall have served faithfully either in His Majesty's Regular Forces, or in the Militia, for the full Term of Thirty Years in the Whole, Fifteen of which he shall have served as an Adjutant of Militia,

litia, shall by Age or Infirmity be rendered unfit for further Service, he shall on producing to the Receiver General of the Land Tax for the County, Riding, or Place, to which such Militia shall belong, if in *England*, or to the Receiver General for *Scotland*, if in *Scotland*, a Certificate of such Service of Thirty Years as aforesaid, from the Commanding Officers of the different Corps to which he shall have belonged, be entitled to receive, and the Receivers General aforesaid respectively shall be, and they are hereby authorized and required to pay to such Person producing such Certificate as aforesaid, an Allowance at the Rate of Six Shillings *per* Day: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid who shall have served for a less Term than Fifteen Years as an Adjutant of Militia, or who shall hold any Office or Employment of Profit, Civil or Military, under His Majesty, except as Regimental or Battalion Clerk of any Regiment, Battalion, or Corps of Militia.

If any Regiment shall cease, an Allowance shall be made the Adjutant to March 25, 1809.

XXI. And be it further enacted, That in case any Regiment, Battalion, Corps, or Independent Company, shall have already ceased and determined, or been reduced in its Establishment, or shall cease and determine, or be reduced in its Establishment, during the Continuance of this Act, the Sum of Three Shillings *per Diem* shall be paid to such Person as has actually served as Adjutant to such Regiment, Battalion, Corps, or Independent Company from the Twenty-fifth Day of *March* One thousand eight hundred and eight, or from the Time such Regiment, Battalion, Corps, or Independent Company, shall cease and determine, or be reduced in its Establishment, as the Case may be, to the Twenty-fifth Day of *March* One thousand eight hundred and nine.

Surgeons after 30 Years Service entitled to a certain Allowance.

XXII. And whereas Persons appointed to act as Surgeons in the Militia may, by Age or Infirmity, be rendered incapable of doing the Duty thereof, and it is expedient that some Provision should be made for them in Consideration of their former Services; be it enacted, That if any Surgeon of Militia, having served faithfully in the Militia for the full Term of Thirty Years, shall by Age or Infirmity be rendered unfit for further Service, he shall on producing to the Receiver General of the Land Tax, for the County, Riding, or Place, to which such Militia shall belong, if in *England*, or to the Receiver General for *Scotland*, if in *Scotland*, a Certificate of such Service of Thirty Years as aforesaid from the Commanding Officers of the different Corps to which he shall have belonged, be entitled to receive, and the Receivers General aforesaid respectively shall be, and they are hereby authorized and required to pay to such Person, producing such Certificate as aforesaid, an Allowance at the Rate of Three Shillings *per* Day: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid, who shall hold any Office or Employment of Profit, Civil or Military, under His Majesty.

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