

ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. LXIV.

An Act to amend an Act made in the Forty-sixth Year of His present Majesty, for enabling His Majesty to accept the Services of Volunteers from the Militia of *Ireland*. [18th *June* 1808.]

WHEREAS by an Act made in the Forty-sixth Year of His present Majesty's Reign, intituled, *An Act to enable His Majesty to accept the Services of Volunteers from the Militia of* Ireland, *under certain Restrictions*; it was enacted, That within Twelve Calendar Months after the Twenty-fourth Day of *July* in every Year, while the said Militia should be augmented under the Provisions of an Act made in the Forty-fourth Year of His present Majesty's Reign, intituled, *An Act for empowering His Majesty to direct the Augmentation of His Militia Forces in* Ireland, to an Extent therein limited, it should be lawful for His Majesty from Time to Time to direct Regiments of the Line, or of the Royal Marines, to receive Volunteers from the Militia Forces of *Ireland*, and that it should be lawful for the Private Men in the said Militia from Time to Time to enlist into such Regiments under the said Act, subject to the Regulations and Restrictions in the said Act mentioned: And whereas it is expedient that Provision should be made for more effectually carrying the said Act into Execution from Time to Time; 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 so much and such Part of the said recited Act as confines the Time of such enlisting in each Year to the Period of Ten Days next ensuing the Time when the Terms of such enlisting shall be explained

46 G. 3. c. 124.

44 G. 3. c. 33.

So much of 46 G. 3. c. 124. as confines Time

of annually enlisting to 10 Days and 10 Days further, repealed.

plained and made known to his Men by the Commanding Officer of any Regiment, Battalion, or Corps of Militia, pursuant to Directions received by him for such enlisting, or to the further Period of Ten Days next succeeding such first mentioned Ten Days, shall be and the same is and are hereby repealed.

Commanding Officers shall appoint Six separate Periods of Three Days each, between 24th August and 24th February, in which such Enlistment shall take place.

II. And be it further enacted, That whenever, at any Time after the Twenty-fourth Day of *July* in any Year, the Commanding Officer of any Regiment, Battalion, or Corps of the Militia of *Ireland*, shall have received His Majesty's Directions with respect to such Volunteering as aforesaid, signified in Manner in the said recited Act of the Forty-sixth Year mentioned, and shall have explained to the Private Men of such Regiment, Battalion, or Corps, the Form of Enlisting in such Manner as in and by the said recited Act is ordered and directed, it shall be lawful for the said Commanding Officer, and he is hereby authorized, empowered, and required to appoint a Period of Three successive Days, during which such Enlistment shall take place; and in case the whole Number of Men allowed to enlist from such Regiment, Battalion, or Corps, in any One Year, in pursuance of the Provisions of the said recited Act of the Forty-sixth Year, shall not voluntarily declare their Intention of enlisting within such Space of Three Days, then to appoint a further Period of Three Days for such enlisting, and so in like Manner to appoint Six such Periods of Three Days each if necessary, during which such Enlistment shall take place under the said recited Acts: Provided always, that Ten Days Notice shall from Time to Time be given by the Commanding Officer to the Regiment, Battalion, or Corps, of the several Days or Periods so to be appointed for enlisting, previous to each such Period; and that there shall be an Interval of Fourteen Days at least between each such Period of Three Days; and that all the said several Periods of Three Days shall be between the Twenty-fourth Day of *August* in each Year, and the Twenty-fourth Day of *February* in the Year following.

Militia Men may enlist at said Periods under Provisions of 46 G. 3. c. 124.

III. And be it further enacted, That if at any of the said Periods so to be appointed as aforesaid any Private Militia Man of such Regiment, Battalion, or Corps, who under the Provisions of the said recited Act of the Forty-sixth Year is allowed to enlist, shall voluntarily declare his Intention of enlisting pursuant to the said Act, it shall be lawful for the Commanding Officer to discharge him from the said Militia; and such Private Militia Man shall be enlisted and attested in the Regiment or Corps into which he shall have declared his Intention to enlist, and shall be entitled to Bounty accordingly, in such Manner, and under such Rules, Regulations, Provisions, and Directions in all respects as are mentioned, contained, and specified in the said recited Act, except so far as the same is altered or amended by this Act.

When the whole Number allowed to volunteer are discharged, no further Time for enlisting shall be appointed, 46 G. 3. c. 124.

IV. Provided always, and be it enacted, That in case the Whole Number of Men allowed to enlist from any Regiment, Battalion or Corps, in any one Year, under the Provisions of the said recited Act of the Forty-sixth Year, shall have actually declared their Intention of enlisting under the said recited Act, within the first or any subsequent Period of Three Days to be appointed as aforesaid, it shall not be lawful for the Commanding Officer to appoint any further or other such Period for such Enlistment; and that nothing in this Act contained shall extend to authorize the discharging from any Regiment, Battalion, or Corps of the said Militia

tia any greater Number of Men than in the Proportion of Fifteen Men for every Company in any One Year, pursuant to the Provisions of the said recited Act.

Officers of the Line shall not come within 10 Miles of Militia Regiments while Volunteering.

V. Provided also, and be it enacted, That it shall not be lawful for any commissioned Officer or Non-commissioned Officer of or belonging to any Regiment of the Line, or the Royal Marines, which shall be authorized or directed to receive Volunteers from any Regiment, Corps, or Battalion of the said Militia, to be within Ten Miles of the Quarters of such Regiment, Corps, or Battalion of Militia at any Time during the respective Periods to be appointed for the Volunteering from such Regiment, Corps, or Battalion of Militia, in Manner aforesaid.

If the whole Number has not volunteered by 24th February, Lord Lieutenant may appoint a final Period of 10 Days for such Volunteering.

VI. Provided also, and be it enacted, That in case the whole Number of Men allowed to be discharged in any One Year under the Provisions of the said recited Act of the Forty-sixth Year, and this Act, from any Regiment, Battalion, or Corps of Militia, shall not have voluntarily declared their Intention of enlisting into His Majesty's Regular Forces or Royal Marines for General Service within the said Six several and respective Periods of Three Days to be appointed for such enlisting, in Manner herein-before mentioned, after the Twenty-fourth Day of *July* in any Year, and before the Twenty-fourth Day of *February* in the Year following, it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, by any Order to be signified by his or their Chief Secretary to the Commanding Officer of such Regiment, Battalion, or Corps, to appoint a further and final Period of Ten Days for such Enlistment, between such Twenty-fourth Day of *February* and the Twenty-fourth Day of *March* then next ensuing; and during the said Period of Ten Days so to be appointed, it shall be lawful for any Private Militia Man in such Regiment, Battalion, or Corps, voluntarily to enlist for General Service under the Regulations of the said recited Act of the Forty-sixth Year, and this Act; and during such Period of Ten Days it shall be lawful for any Officer or Officers of such Regiment as shall be appointed pursuant to the said Act of the Forty-sixth Year aforesaid, to receive Volunteers from the said Regiment, Battalion, or Corps of Militia, to attend at the Place of Volunteering, and to receive and enlist such Men as shall volunteer accordingly; any Thing in this Act contained to the contrary notwithstanding.

Powers of recited Act extended to this Act.

VII. And be it further enacted, That all the Powers, Provisions, Clauses, Regulations, Restrictions, and Directions, mentioned and contained in the said recited Act of the Forty-sixth Year aforesaid, shall be applied and put in Force in the Execution of this Act, as fully and effectually as if the same were repeated and re-enacted in this Act; and that the said recited Act and this Act shall be construed together as One Act, to all Intents and Purposes whatsoever.

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