ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

CAP. LXXXII.

An Act to amend ſeveral Acts paſſed in the laſt and preſent Seſſions of Parliament, relating to the Local Militia. [10th *June* 1809.]

WHEREAS an Act, paſſed in the laſt Seſſion of Parliament, intituled, *An Act for enabling His Majeſty to eſtabliſh a permanent Local Militia Force, under certain Reſtrictions, for the* 48 G. 3. c. 111. *Defence of the Realm:* And whereas an Act, paſſed in the preſent Seſſion of Parliament, intituled, *An Act to amend and render more effectual an Act, paſſed in the laſt Seſſion of Parliament, for enabling His Majeſty to eſtabliſh a* 49 G. 3. c. 40. *permanent Local Militia Force, under certain Reſtrictions, for the Defence of the Realm:* And whereas an Act, paſſed in the laſt Seſſion of Parliament, intituled, *An Act for enabling His Majeſty to eſtabliſh a permanent Local Militia Force in* Scotland, *under certain Reſtrictions, for the Defence of the* 48 G. 3. c. 150. *Realm:* And whereas an Act paſſed in the preſent Seſſion of Parliament, intituled, *An Act to amend and render more effectual an Act paſſed in the laſt Seſſion of Parliament, for enabling His Majeſty to eſtabliſh a permanent Lo-* 49 G. 3. c. 48. *cal Militia Force in Scotland, under certain Reſtrictions, for the Defence of the Realm:* And whereas it is expedient that the ſaid Two recited Acts, paſſed in the preſent Seſſion of Parliament, ſhould be amended, and that further Proviſions ſhould be made in relation to the Local Militia eſtabliſhed by the ſaid Two recited Acts paſſed in the laſt Seſſion of Parliament; 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,

7 A 8 That

No Serjeants &c. required to ſerve longer than the Service required from Privates.

That no Serjeant or Non-commiſſioned Officer, or Drummer, or Muſician in the Local Militia of *Great Britain*, not being on permanent Pay as ſuch, ſhall be required or compellable to ſerve in the Local Militia for any longer Period of Time than is in the ſaid Acts of the laſt Seſſion of Parliament reſpectively ſpecified and required as to Private Men ballotted and inrolled to ſerve in the Local Militia, notwithſtanding any Oath or Engagement into which any ſuch Serjeant, Non-commiſſioned Officer, or Drummer, or Muſician ſhall have taken or entered into at the Time of his becoming a Serjeant, Non-commiſſioned Officer, or Drummer, or Muſician, in the ſaid Local Militia.

Adjutants, &c. not to train Men enrolled for the Regular Militia unleſs ordered by the Lieutenancy.

II. And be it further enacted, That it ſhall not be lawful for any Adjutants, Quarter Maſters, or Serjeants or Non-commiſſioned Officers of the Local Militia of *Great Britain*, to receive or command, or train or exerciſe any Men enrolled for the Regular Militia of their reſpective Counties or Stewartries as directed by the ſaid recited Acts of the preſent Seſſion, unleſs they ſhall be ordered and directed ſo to do by the Lieutenants, or Vice Lieutenants, or Deputy Lieutenants acting for any Lieutenant of any ſuch County or Stewartry, who are hereby reſpectively authorized and empowered to make or give any ſuch Orders and Directions to ſuch Adjutants, Quarter Maſters, and Non-commiſſioned Officers, as they ſhall ſee fit in that Behalf.

Qualifications ſituated in other Counties than thoſe to which the Officers belong, to extend to Local Militia only.

III. And be it further enacted and declared, That the Proviſion in the ſaid recited Acts of the preſent Seſſion of Parliament contained, as to making Eſtates of the Value required by the Laws relating to the Militia, good and valid Qualifications for any Officer of Militia, although the ſame ſhall not be ſituate in the County or Stewartry to which the Officers having ſuch Eſtates reſpectively ſhall belong, ſhall be deemed and conſtrued to extend to the Local Militia only, and not to the Regular Militia.

Providing for the Enrolment of the Local Militia of the Stannaries.

IV. And whereas Doubts have ariſen as to the Enrolment of the Local Militia of the Stannaries by the Warden of the Stannaries; for Remedy whereof, be it declared and enacted, That the Enrolment of the Local Militia of the Stannaries by the Warden of the Stannaries, and the adminiſtering the Oath to the Perſons enrolled in the Local Militia of the Stannaries, ſhall be and be deemed to be as good, valid, and effectual, to all Intents and Purpoſes, as if the ſame had been done by any ſpecial Deputy Wardens at any Meeting, and the ſaid Warden of the Stannaries ſhall be and is hereby indemnified for and on Account of the ſame, and releaſed and diſcharged from all Actions, Suits, Penalties, and Forfeitures whatever incurred by him for any Thing done in relation to ſuch Enrolment of the Local Militia of the Stannaries as aforeſaid.

Privy Council to fix the Quota of Local Militia for the Cinque Ports, &c.

V. And whereas the Quota of Local Militia eſtabliſhed for the Cinque Ports, Two ancient Towns, and their Members, by the ſaid recited Act of the Forty-eighth Year aforeſaid, have been found, by reaſon of the Number of Seafaring Men reſiding within the ſaid Cinque Ports, ancient Towns, and Members, to exceed the due Proportion of Eſtabliſhment of Local Militia according to the Number of Men liable to ſerve; be it therefore enacted, That it ſhall be lawful for His Majeſty's Privy Council, and they are hereby empowered, to aſcertain, ſettle, and fix the Quota of

Local Militia for the ſaid Cinque Ports, Two ancient Towns, and their Members, and for that Purpoſe to require and have all ſuch Returns of the Number of Men liable to ſerve and exempt therein, as ſhall be neceſſary to enable the ſaid Privy Council to regulate and fix a proper Quota for ſuch Local Militia; any Thing in the ſaid recited Act to the contrary notwithſtanding.

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