ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

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CAP. CXIV.

An Act to permit the Services of the Regiment of Miners of *Cornwall* and *Devon* to be extended to *Ireland*. [26th *June* 1811.]

WHEREAS it would conduce to the better Defence and Security of the United Kingdom if the Services of the Regiment of Miners of the Counties of *Cornwall* and *Devon* were extended to all Parts of the United Kingdom; 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 all Perſons who may be commiſſioned, raiſed, and enrolled in and for the Regiment of Miners, at any Time after the paſſing of this Act, whether by Ballot or otherwiſe, under any Act now in force, or which may hereafter be in force for raiſing Men for the ſaid Regiment, ſhall be liable to ſerve in all Parts of the United Kingdom of *Great Britain* and *Ireland*; any Thing contained in any Act relating to the ſaid Regiment of Miners reſpectively to the contrary notwithſtanding.

Regiment of Miners to be raiſed liable to ſerve in all Parts of the United Kingdom.

II. And be it further enacted, That, after the paſſing of this Act, ſo much of the Act paſſed in the Forty-ſecond Year of His preſent Majeſty, intituled, *An Act for repealing an Act made in the Thirty-eighth Year of the Reign of His preſent Majeſty, intituled,* '*An Act for raiſing a Body of Miners* '*in the Counties of* Cornwall *and* Devon, *for the Defence of the Kingdom* '*during the preſent War, and for the more effectually raiſing and regulating* '*a Body of Miners for the Defence of* Great Britain,' as preſcribes the Form of Oaths to be taken by Perſons ballotted, and by Subſtitutes and Volunteers raiſed under that Act, ſhall be repealed, and inſtead thereof every Perſon who ſhall be raiſed by Ballot for the ſaid Regiment under any Acts in force at the paſſing of this Act, or under any future Act, and appearing and ſerving in Perſon, ſhall take the following Oath:

Inſtead of the Oaths preſcribed by 42 G. 3 c. 72. the following Oaths ſhall be taken:

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful and bear 'true Allegiance to His Majeſty King *George*; and that I will faithfully 'ſerve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of 'the United Kingdom of *Great Britain* and *Ireland*, for the Defence of 'the ſame during the Time of Five Years, for which I am enrolled, unleſs 'I ſhall be ſooner diſcharged.'

Oath for ballotted Men.

And every Perſon raiſed under any of the ſaid Acts, either as a Subſtitute, Hired Man, or Volunteer, or otherwiſe than by Ballot, ſhall take the following Oath:

Oath for Subſtitutes or Volunteers.

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful and bear true Allegiance to His Majeſty King *George*; and that I will faithfully ſerve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the ſame during the Time of Five Years, or for ſuch further Time as the ſaid Regiment ſhall remain embodied, if within the Space of Five Years His Majeſty ſhall order and direct the ſame to be drawn out and embodied, unleſs I ſhall be ſooner diſcharged.'

Serjeants, Corporals, and Drummers, to take the following Oath.

III. And be it further enacted, That every Perſon who ſhall be appointed to ſerve as a Serjeant, Corporal, or Drummer, in the Regiment of Miners, to be eſtabliſhed under this Act for extended Service, ſhall take the following Oath:

'I *A. B.* do ſincerely promiſe and ſwear, that I will be faithful and bear true Allegiance to His Majeſty King *George*; and that I will faithfully ſerve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of the United Kingdom for the Defence of the ſame, until I ſhall be legally diſcharged.'

Proviſions of 42 G. 3. c. 72. and of all Acts relating to the Regiment of Miners to extend to this Act.

IV. And be it further enacted, That the Regiment of Miners to be raiſed under this Act ſhall be raiſed under the Proviſions contained in the ſaid recited Act of the Forty-ſecond Year aforeſaid, and in every other Act or Acts relative to the ſaid Regiment of Miners, ſo far as the ſame or any of them were in force immediately before the paſſing of this Act, and are not hereby altered; and all Powers and Proviſions, Clauſes, Matters, and Things contained in the ſaid ſeveral laſt mentioned Acts ſhall, as far as the ſame were in force, immediately before the paſſing of this Act, and are applicable and are not hereby altered or repealed, be in force for the Purpoſes aforeſaid, and ſhall reſpectively relate to the Regiment of Miners to be ſo raiſed for Service in the United Kingdom, as if the ſame were expreſsly re-enacted and contained herein.

Proviſions of 43 G. 3. c. 47. &c. to apply to the Relief of the Wives and Families of Ballotted Men of the Regiment of Miners.

V. And be it further enacted, That all Powers, Proviſions, Clauſes, Matters, and Things contained in an Act paſſed in the Forty-third Year of His preſent Majeſty, intituled, *An Act for conſolidating and amending the ſeveral Laws for providing Relief for the Families of Militia-men of* England *when called out into actual Service*, or in any other Acts relative to granting Relief to the Wives and Families of Perſons ſerving in the Militia of *England*, ſhall, as far as the ſame are extended and relate to Allowances to the Wives and Families of Ballotted Men of the ſaid Regiment of Miners, be in force, and reſpectively relate to the Wives and Families of Perſons to be hereafter ballotted to ſerve, and thereupon perſonally ſerving in the ſaid Regiment, under the Proviſions of this Act or any future Act.

Regiment of Miners to be raiſed entitled to ſame Rank, &c. as former.

VI. And be it further enacted, That the Regiment of Miners to be raiſed in Manner aforeſaid for extended Service ſhall be entitled to the ſame Rank, Privileges, and Exemptions, and ſubject to the ſame Rules and Regulations, as the ſaid Regiment of Miners now are reſpectively entitled or ſubject to under any Act or Acts now in force relating to the ſaid Regiment.

Officers diſabled in Service, entitled

VII. And be it further enacted, That all Commiſſioned Officers of the ſaid Regiment of Miners whoſe Service ſhall become extended to all Parts

of the United Kingdom by virtue of this Act, who shall be disabled in actual Service, shall be entitled to Half Pay according to their Ranks; and all Non-commissioned Officers, Drummers, and Private Men of such Force so disabled, shall be entitled to the Benefit of *Chelsea Hospital*; and the Widows of all such Commissioned Officers killed in Service shall be entitled to receive such Pensions for Life as are given to Widows of Officers in His Majesty's Regular Forces.

to Half Pay; Non commissioned Officers and Privates to Chelsea Hospital; and Widows to Pensions.

VIII. And be it further enacted, That no Regiment, Battalion, or Corps of such Miners shall continue to serve in *Ireland* for any longer Period than Two Years successively: Provided always, that in case of any actual Invasion of or Rebellion in *Ireland*, it shall be lawful for His Majesty to employ or to retain in *Ireland*, during the Continuance of such Rebellion or Invasion, any Regiment, Battalion, or Corps of the said Miners, although such Regiment, Battalion, or Corps, may have previously to the Suppression of such Rebellion or Invasion served its full Period of Two Years; any Thing in this Act to the contrary notwithwithstanding: Provided always, that so soon as any such Invasion or Rebellion shall have been defeated or suppressed (the same to be signified by His Majesty's Proclamation), every such Regiment, Battalion, or Corps which shall then have served its full Period of Two Years shall return to *Great Britain*.

Service in Ireland to be Two Years, unless in case of Rebellion or Invasion.

IX. And be it further enacted, That no Regiment, Battalion, or Corps of such Miners, shall be called upon to serve in *Ireland*, until His Majesty's Pleasure shall have been signified by the Secretary of State.

Service in Ireland to be signified by the Secretary of State.

X. And whereas it is expedient that His Majesty should be empowered in the mean Time and until a Regiment of Miners for Service in the United Kingdom shall have been raised and enrolled by virtue of this Act, to avail himself of such voluntary Offers as may from Time to Time be made by the present Regiment of Miners, or by any Part or Parts of the same, to extend their Services into all Parts of the United Kingdom, for the better Protection and Defence thereof; be it further enacted, That it shall be lawful for His Majesty to employ in any Part of the United Kingdom, under the Regulations and Restrictions and in the Proportions specified in this Act, such Part of the present Regiment of Miners as may make a voluntary Offer, duly certified by their Commanding Officer, of extending their Services to all Parts of the United Kingdom and as His Majesty may think proper to permit to extend their Services in consequence of such voluntary Offers as aforesaid; and it shall be lawful for His Majesty, by any Order signed by the Principal Secretary of State directed to the Commanding Officer of such Regiment, to propose to such Regiment, or any Part or Parts thereof, to extend their Services to all Parts of the United Kingdom, under such Rules and Regulations as His Majesty may think fit to appoint.

The present Regiment of Miners may volunteer their Services for Ireland.

XI. Provided always, and be it further enacted, That it shall be lawful for His Majesty to direct that a Bounty, not exceeding Two Guineas, shall be allowed to every Non-commissioned Officer, Drummer, and Private Man, who shall make such voluntary Offer as aforesaid; and that every Private Man making such voluntary Offer as aforesaid shall, if he shall have been originally chosen by Ballot to serve in the said Regiment, take the following Oath; *videlicet*,

Bounty of 2l. 2s. to be allowed to such as shall make a voluntary Offer of such extended Service.

'I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*; and that I will faithfully

Oath to be taken by balloted Men

'serve

'serve in the Regiment of Miners of *Cornwall* and *Devon* in any Part of the 'United Kingdom of *Great Britain* and *Ireland* for the Defence of the same, 'during the Remainder of the Term for which I was enrolled to serve in the 'said Regiment within *Great Britain*, unless I shall be sooner discharged.'

And every such Man shall be then and there enrolled to serve in the said Regiment in any Part of the United Kingdom as a Private Militia Man, until the Expiration of the Period for which he was originally enrolled to serve in *Great Britain*; and every Private Man making such voluntary Offer as aforesaid, who shall have been originally enrolled to serve as a Substitute, Hired Man, or Volunteer, shall be enrolled to serve in the United Kingdom for the Remainder of the Time for which he was originally enrolled to serve in *Great Britain*, or for such further Time as the said Regiment may remain embodied; and shall take the following Oath; *videlicet*,

Oath to be taken by Substitutes or Volunteers.

'I *A. B.* do sincerely promise and swear, That I will be faithful and bear 'true Allegiance to His Majesty King *George*; and that I will faithfully 'serve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of 'the United Kingdom, for the Defence of the same, during the Remainder 'of the Time for which I have been enrolled to serve in the said Regiment 'within *Great Britain*, or for such further Time as the said Regiment may 'remain embodied, unless I shall be sooner discharged.'

And every Non-commissioned Officer and Drummer making such voluntary Offer as aforesaid shall also be enrolled to serve in the said Regiment in any Part of the United Kingdom, and shall take the Oaths herein-before directed to be taken by all Non-commissioned Officers and Drummers who may hereafter be enrolled to serve in the Regiment of Miners in any Part of the United Kingdom by virtue of this Act, and such several Enrolments shall take place, and such Oaths shall be administered at such Times and under such Regulations as His Majesty, by any Order to be signed by the Secretary of State, shall in that Behalf direct or appoint.

Before certifying Offers of Service the Commanding Officer shall explain that the same must be voluntary.

XII. And be it further enacted, That previous to the certifying of such voluntary Offer as aforesaid, the Commanding Officer shall have explained to the Persons making the same, that the same if made is purely voluntary on their Part; and that no Person serving in the said Regiment can be compelled to make such Offer, or to engage to serve out of that Part of the United Kingdom for which he is enrolled and serving, except by his own Consent so signified as aforesaid.

Provisions of this Act applicable to all Persons now serving who shall make Offer.

XIII. And be it further enacted, That all Provisions, Rules, and Regulations contained in this Act, relating to Persons who may hereafter be commissioned, raised and enrolled in the Regiment of Miners for Service in the United Kingdom, shall be applicable to all Persons now serving in the Regiment of Miners who may make a voluntary Offer of extending their Services to all Parts of the United Kingdom in Manner aforesaid.

Act may be altered or repealed this Session.

XIV. And be it further enacted, That this Act may be altered, varied or repealed, by any Act or Acts to be made in the present Session of Parliament.

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