ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

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C A P. LXIV.

An Act to repeal several Acts relating to the Militia of *Great Britain*, and to amend other Acts relating thereto. [22d *June* 1816.]

WHEREAS an Act passed in the Forty-third Year of the Reign of His present Majesty, intituled *An Act to render more effectual* 43 G. 3. c. 100. *Two Acts made in this present Session of Parliament, for the more speedily completing the Militia of* Great Britain, *and for raising an additional Military Force for the better Defence of the United Kingdom:* And whereas an Act passed in the Forty-seventh Year of the Reign of His present Majesty, intituled *An Act for the speedily completing the Militia of* Great 47 G. 3. c. 71. Britain, *and increasing the same under certain Limitations and Restrictions:* And whereas an Act passed in the Forty-ninth Year of the Reign of His present Majesty, intituled *An Act for completing the Militia of* Great 49 G. 3. c. 53. Britain: And whereas an Act passed in the Fiftieth Year of the Reign of His present Majesty, intituled *An Act to amend an Act passed in the last* 50 G. 3. c. 24. *Session of Parliament for completing the Militia of* Great Britain, *and to make further Provision for completing the said Militia:* And whereas an Act passed in the Fifty-first Year of the Reign of His present Majesty, intituled *An Act to allow a certain Proportion of the Militia of* Great 51 G. 3. c. 20. Britain *to enlist annually into the Regular Forces, and to provide for the gradual Reduction of the said Militia:* And whereas it is expedient that the said recited Acts passed in the Forty-third, Forty-seventh, Forty-ninth, Fiftieth, and Fifty-first Years respectively of the Reign of His present Majesty, except so much of the said recited Act of the Forty-third Year aforesaid

aforeſaid as relates to ballotted Men refuſing to be examined as to their Fitneſs to ſerve in the Militia, and ſo much of the ſaid recited Act of the Fifty-firſt Year of the Reign of His preſent Majeſty, as relates to the confining the Allowances to the Wives and Families of Militia Men in *England* and *Scotland* raiſed after the paſſing of the ſaid Act, to ballotted Men only, ſhould be repealed; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this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 the ſaid recited Acts of the Forty-third, Forty-ſeventh, Forty-ninth, Fiftieth, and Fifty-firſt Years reſpectively of the Reign of His preſent Majeſty, except ſo much of the ſaid recited Act of the Forty-third Year aforeſaid as relates to ballotted Men refuſing to be examined as to their Fitneſs to ſerve in the Militia, and ſo much of the ſaid recited Act of the Fifty-firſt Year aforeſaid as confines the Allowances to the Wives and Families of Militia Men in *England* and *Scotland*, raiſed after the paſſing of the ſaid Act, to ballotted Men only, ſhall be and the ſame are hereby repealed.

Recited Acts, except certain Proviſions, repealed.

II. And be it further enacted, That ſo much of an Act paſſed in the Fifty-fifth Year of the Reign of His preſent Majeſty, intituled *An Act to amend the Laws relating to the Militia of* Great Britain, as enacts, that no ballotted Man ſhall be exempt from ſerving in the Militia of *Great Britain*, by reaſon of being under the Height of Five Feet Four Inches, provided ſuch Man ſhall be of the Height of Five Feet Two Inches, ſhall be and the ſame is hereby repealed.

Regulation of 55 G. 3 c. 65. as to Height of Men, repealed.

III. And whereas it is expedient that His Majeſty ſhould be empowered to diſpenſe with the training and exerciſing of the Militia in the preſent Year; be it therefore enacted, That it ſhall be lawful for His Majeſty, by any Order in Council, to ſuſpend the calling out of the Militia of *Great Britain*, in the preſent Year, for the Purpoſe of being trained and exerciſed, and to order and direct that no training or exerciſing of the Militia ſhall take place in the preſent Year; any Thing contained in any Act or Acts relating to the Militia, to the contrary notwithſtanding.

His Majeſty may diſpenſe with calling out the Militia for the preſent Year.

IV. And whereas another Act paſſed in the Fifty-fifth Year of the Reign of His preſent Majeſty, intituled *An Act to explain and amend the Laws relating to the Militias of* Great Britain *and* Ireland: And whereas it is expedient that the Proviſions of the ſaid Act as to appointing Courts Martial ſhould be extended for the Trial of any Officers, Non-commiſſioned Officers and Drummers, and Private Men of the Militia retained on permanent Pay; be it therefore enacted, That all the Powers, Authorities, Proviſions, Regulations, and Clauſes in the ſaid laſt recited Act contained, in relation to Courts Martial, and to the appointing, aſſembling, and attending of Courts Martial under the ſaid Act, ſhall extend and be in full force, and apply to the Trial and Puniſhment of Officers, Non-commiſſioned Officers, Drummers or Private Men of the Militia of *Great Britain*, remaining on permanent Pay, while the Militia to which they ſhall belong ſhall be diſembodied, for all Offences committed againſt any Law in force for the Puniſhment of Mutiny and Deſertion, or any Articles of War made in purſuance thereof, as if all ſuch Powers, Authorities, Proviſions, Regulations, and Clauſes, were ſeverally and ſeparately repeated and re-enacted in this Act.

Power of 55 Geo. 3, c. 168, for aſſembling Courts Martial, to extend to Officers and Privates of Militia on permanent Pay.

V. And be it further enacted, That all Non-commissioned Officers, Drummers, and Private Men of the Militia, who shall at any Time have deserted from the Militia, shall be liable to be tried and punished for such Desertion at any Time thereafter whenever they shall be apprehended, although no Charges shall have been made out or delivered according to the Provisions of the said last recited Act; any Thing therein contained to the contrary notwithstanding. Deserters may be tried wherever apprehended.

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