ment of the said Accountant General, and countersigned in such Manner as the Secretary of State for *India* in Council shall from Time to Time order or establish; and any Draft or Order signed and countersigned as aforesaid, or in manner directed by the said Act, shall effectually discharge the Bank of *England* for all Moneys paid upon the same.

As to Validity of Contracts, &c. entered into before the passing of this Act.

IV. If before the passing of this Act any Contracts or Assurances shall have been entered into or made on behalf of the Secretary of State in Council, or the Government of *India*, by any Person in *India* who, previously to the Commencement of the said Act, would have been authorized to enter into and make the same on behalf of the *East India* Company, such Contracts or Assurances shall have the same Validity in favour of and against the Secretary of State in Council as they would have had in favour of and against the said Company if made on behalf of the said Company, and if the said Act had not been passed; but neither the Secretary of State nor any Member of the Council shall be personally liable in respect of any such Contracts or Assurances; and all Liabilities, Costs, and Damages in respect thereof shall be satisfied and paid out of the Revenues of *India*.

Mode of executing Contracts.

V. All Contracts purporting to be entered into by the Secretary of State in Council which shall have been previous to the passing of this Act made under the Hands and Seals or Hands of Three or more Members of Council shall be as valid and effectual, to all Intents and Purposes whatsoever, as the same would have been if Section Forty of the said Act had contained an express Provision that the Contracts to be entered into by the Secretary of State in Council pursuant to that Act might be so made; and from and after the passing of this Act all Contracts in Writing entered into by the Secretary of State in Council, with the Concurrence of a Majority of Votes at a Meeting, may be expressed to be made by the Secretary of State in Council under that Designation, and if such as if made between private Persons would be by Law required to be under Seal may be made, varied, or discharged under the Hands and Seals of Two Members of the Council, or if such as if made between private Persons would be by Law required to be signed by the Parties to be charged therewith, may be made, varied, or discharged under the Hands of Two Members of the Council; and the Benefit and Liability of such Contracts shall pass to the Secretary of State in Council for the Time being.

Actions to be carried on in Name of Secretary of State for India.

VI. All Actions, Suits, and Proceedings in any Court of Justice in respect of any of the Matters aforesaid shall and may be carried on, prosecuted, or defended in the Name of the Secretary of State for *India* in Council.

CAP. XLII.

An Act to provide for the Establishment of a Reserve Force of Men who have been in Her Majesty's Service. [13th *August* 1859.]

'WHEREAS it is expedient that Her Majesty should be enabled to enrol as a Reserve Force for Service within the United Kingdom in Cases of Emergency such of the Men who have served in Her other Forces as may be willing to engage for such Service:' Be it enacted by the Queen'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, as follows:

Reserve Force not exceeding 20,000 Men for Service in Great Britain.

I. It shall be lawful for Her Majesty, from Time to Time, to cause to be enrolled and kept up as a Reserve Force in the United Kingdom any Number of Men not exceeding in the whole Twenty thousand, the Men so enrolled to be Persons who shall have previously served in Her Majesty's other Forces or in the Forces of the *East India* Company, and who may voluntarily engage to serve under this Act; and such Reserve Force shall be formed into or attached to such Battalions, Corps, or Companies as Her Majesty may think fit.

II. The

II. The Men to be enrolled as aforesaid shall be engaged to serve for such Term of Years or for such respective Terms, having regard to their previous Periods of Service, as shall be directed by the Regulations under this Act, and every Person so engaging to serve shall make and sign a Declaration in such Form as with reference to the Terms of his Engagement may be prescribed by such Regulations. Term of Service to be prescribed by Regulations, regard being had to previous Service.

III. It shall be lawful for Her Majesty to appoint to the Force under this Act such Officers and Non-commissioned Officers of Her Majesty's other Forces, or of the Forces of the *East India* Company, whether from Full or Half Pay or from the Pension List, as may be deemed expedient, and to put the whole or any Part of the Force under the Command of such General or other Superior Officers of the same Forces as Her Majesty shall please to appoint. Appointment of Officers.

IV. The Men enrolled under this Act shall be called out for Training and Exercise at such Place or Places within the United Kingdom, and for such Time or Times not exceeding Twelve Days in any Year, as Her Majesty through One of Her Principal Secretaries of State shall direct. Force to be called out for Training and Exercise for 12 Days in each Year.

V. It shall be lawful for One of Her Majesty's Principal Secretaries of State, or in *Ireland* for the Lord Lieutenant or other Chief Governor of *Ireland*, at any Time when the Occasion may appear to them respectively to require, to call out the whole or so many of the Force enrolled under this Act as such Secretary of State or Lord Lieutenant or Chief Governor may think necessary, to aid the Civil Power in the Preservation of the Public Peace in *Great Britain* and *Ireland* respectively. Reserve Force may be called out in aid of the Civil Power.

VI. In case of actual Invasion or imminent Danger thereof, or in case a State of War exists between Her Majesty and any Foreign Power, it shall be lawful for Her Majesty, by Proclamation, to direct that the said Reserve Force, or such Part thereof as Her Majesty shall think fit, shall be called out on permanent Service in aid of the Defence of the Realm, in any Part of the United Kingdom where their Services may be required, and the said Forces, or such of them as shall be so called out, shall serve in pursuance of such Proclamation until it shall be signified to them by Her Majesty's Command that their Services are no longer required. In case of Invasion or War, Reserve Force may be called out for permanent Service.

VII. It shall also be lawful for Her Majesty to direct that such and so many of the Force enrolled under this Act as volunteer their Services may be kept on Duty and Pay for any Period not exceeding Six Calendar Months, in the same Way as the Regular Forces of Her Majesty's Army, and any Person who shall volunteer for such Service shall be liable to serve accordingly. Reserve Force may volunteer for Duty.

VIII. Whenever the Reserve Force under this Act shall be called out for Training and Exercise, or when any of them who may have volunteered their Services for that Purpose shall be kept on Duty as aforesaid, or when the said Force, or any of them, shall be called out on Service in aid of the Civil Power as aforesaid, or shall be called out on permanent Service under Her Majesty's Proclamation, all the Provisions of any Act then in force for the punishing of Mutiny and Desertion and for the better Payment of the Army and their Quarters, as well with regard to billeting as in all other respects whatsoever, and also the Articles of War established or to be established by Her Majesty pursuant to the Provisions of such Act, shall extend and apply to the Men of the said Force and to the Officers and Non-commissioned Officers appointed to command them, and Offences committed by such Officers, Non-commissioned Officers, and Men, or any of them, on the Occasions aforesaid, may be inquired of and tried by Court-martial assembled under the Provisions of any such Act according to the usual Discipline of Her Majesty's Army, and Courts-martial for the Trial of any such Offences may be holden, and the Punishment awarded by any such Court-martial may be inflicted, either during the Time for which the said Force shall be so on Duty or at any Time within Twelve Calendar Months after the Offence shall have been committed or the Offender shall have been apprehended. Reserve Force, when on Service, to be subject to the Mutiny Act.

IX. Every Man enrolled under this Act, and not labouring under certified Infirmity or Incapacity, who shall not appear at the Time and Place appointed for his Training and Exercise, Punishment for Absence from Training and Exercise.

Exercise, or for permanent or voluntary Service, or for his Service in aid of the Civil Power, or who having appeared or joined the Force at the Place appointed shall desert or absent himself before the Expiration of the Time of Training and Exercise, or before being duly discharged from such permanent or voluntary Service, shall be deemed a Deserter, and shall be liable to be tried and punished by Court-martial under the foregoing Provisions, and shall also be liable to such Forfeiture of Pay, Pension, or Allowance as may be directed by the Regulations under this Act.

Regulations to be made by Secretary-at-War.

X. It shall be lawful for Her Majesty to authorize Her Secretary-at-War to make Regulations concerning the Term or Terms of Service of the Men to be enrolled under this Act, and the Declarations to be made in relation thereto, and for the Pay of the Officers, Non-commissioned Officers, and Men enrolled under this Act, and, if Her Majesty so think fit, for Pensions of Men in respect as well of their Services under this Act as of their previous Services, and also in regard to the Arms, Clothing, Equipment, and Allowances of Men and Officers, and also for the Government of the said Force, and for the Fines and Penalties or Forfeitures for Absence from or Misconduct during Training and Exercise, or during permanent, voluntary, or other Service, or for the Breach of any of the said Regulations, and for the Deduction of such Fines and Penalties from any Pay, Allowance, or Pension which may become due to the Offender; and all Warrants and Regulations to be issued under this Act in every Year shall be laid before both Houses of Parliament in the Month of *February* in every Year, or, if Parliament be not then sitting, within Fourteen Days after the next Meeting of Parliament.

Provisions of Turnpike and Railway Acts as to Soldiers to apply to the Force under this Act.

XI. For the Purposes of all Enactments relating to Turnpike Roads and to Tolls, the Men enrolled and Officers and Non-commissioned Officers appointed under this Act while on Duty, or going to or returning from any Place of Training and Exercise, or of permanent, voluntary, or other Service, shall be deemed Soldiers and Officers of Her Majesty on Duty, and all such Enactments having reference to Officers and Soldiers on Duty shall be construed accordingly; and the Enactments in force concerning the Conveyance by Railway of Her Majesty's Forces of the Line, and their Baggage, Stores, Arms, and Ammunition, shall apply to the Conveyance of the Force under this Act, their Baggage, Stores, Arms, and Ammunition, and to the Officers and Men of such Force.

Men to be exempted from serving Parish Offices, &c.

XII. Men enrolled and Officers appointed under this Act shall not be liable to serve on any Jury, nor to serve the Office of Constable, or any other Parochial, Township, or Borough Office.

CAP. XLIII.

An Act to amend and extend the Provisions of the Acts for the Inclosure, Exchange, and Improvement of Land. [13th *August* 1859.]

'WHEREAS it is expedient to amend and extend the Provisions of the Acts for the 'Inclosure, Exchange, and Improvement of Land:' Be it enacted by the Queen'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, as follows:

Provisional Order to specify what Rights are reserved as to Mines, &c.

I. On any Inclosure where the Mines, Minerals, Stone, or other Substrata under the Land to be inclosed shall be excepted or reserved to the Lord of the Manor or any other Person, the Provisional Order to be made by the Inclosure Commissioners for *England* and *Wales* shall (in addition to the other Matters to be specified therein under the said Acts) specify whether or not a Right to enter the Lands when inclosed for the Purpose of opening, working, or winning such Mines, Minerals, Stone, and other Substrata, is to be reserved to such Lord or other Person, and whether or not any Compensation is to be made by the Persons