

XXXIII. *And be it further enacted*, that no person shall be put to death under the sentence of a General Court Martial, until a warrant under the hand and seal of the Governor or Commander in Chief, shall issue for the execution of such sentence, which warrant shall direct the time and place, when and where the person sentenced to death, shall be executed; and all sentences of death, shall be executed by either shooting or hanging the offender, as the same may be directed and ordered in the said warrant, which warrant shall be a sufficient justification to the Officer or Officers to whom the same shall be directed, and to all those lawfully employed under them in executing such sentence. Provided always, that previous to any person's being put to death pursuant to the sentence of a General Court Martial, such sentence and warrant for the execution thereof, shall be publicly read in the hearing of the bye standers, at the time and place appointed for such execution.

No sentence of death to be executed without a warrant under the hand and seal of the Commander in Chief,
manner of executing to be by shooting or hanging,
warrant to be read previous to execution.

XXXIV. *And be it further enacted*, that no Officer under the rank of Captain, shall sit upon a Court Martial for the trial of any Field Officer.

No officer under the rank of Captain to try a Field Officer.

XXXV. *And be it further enacted*, that whenever the whole or any part of the Militia of this Province shall be called out into actual service, the Officers, non-commissioned Officers, Drummers, Fifers, Buglers and Privates shall be entitled to the same pay and allowances as the Officers, non-commissioned Officers, Drummers, Fifers, Buglers and Privates of His Majesty's Regular troops respectively receive, to be reckoned from the day that they march from the rendezvous of their respective Companies, to go on actual service, until they shall be dismissed by order of the Governor or Commander in Chief; and at the time of their dismissal they shall be allowed respectively a number of day's pay to defray their expences to their usual places of residence, according to the distance, at the rate of fifteen miles per day, together with a bounty to each man of the non-commissioned Officers, Drummers, Fifers, Buglers and Privates who shall have served faithfully during the time or times they shall so have continued on actual service, at and after the rate of *thirty shillings* per month, for every calendar month which they shall respectively have been and remained on actual service, but not to exceed in the whole the sum of *five pounds* for each separate time, or occasion on which they shall so have respectively been called out into actual service as aforesaid; which bounty shall be provided for and paid out of the Province Treasury.

Militia on service to receive the same pay and allowances as the King's Troops.
and also a Bounty to those who have served faithfully of 30s per month not to exceed in the whole £5.
bounty to be paid out of the Province Treasury.

XXXVI. *And be it further enacted*, that every person who shall entice or encourage a Militia man when on service to desert, or aid, or assist, or harbour and conceal any deserter, knowing him to be such, shall forfeit and pay for every offence the sum of *ten pounds*, to be recovered on conviction before any one of His Majesty's Justices of the Peace for the County where such offence may be committed, upon the oath of any one or more credible witness or witnesses, or the confession

Persons enticing or aiding Militia men when on service to desert to forfeit £10 to be recovered before a Justice of the Peace.