

N. B.—The SMALL CAPITALS show the words omitted and the *Italics* indicate the additions made by the Act of May 7, 1866.

Be it enacted by the Governor, Council, and Assembly, as follows :

1. The Governor of this Province is constituted the Commander-in-Chief of all the local forces thereof; and every man of the age of sixteen, and not over sixty years of age, except Clergymen, members of the Executive Council, Judges of the Supreme Court, and Judge of the Court of Vice Admiralty, shall be enrolled in the militia.

2. The militia shall be divided into first and second class, the first class to be men from sixteen to forty-five years of age, and the second class to be men from forty-five years of age to sixty. The first class shall be the first for training or service, and the second class shall not be called out in time of peace, but shall be a reserve in time of war.

3. Commissioned officers, over sixty years of age, may be relieved from further service in time of peace, and may be placed on the unattached list, to come in with the second class men, should their services be required, in war; and officers after twenty-one years service, provided they have reached the age of forty-five, shall be entitled to promotion to the next superior grade of the unattached list, to come in with the reserve on the appointment of the Commander-in-Chief.

4. Unattached officers, under sixty years of age, shall be liable to be called upon for duty in the counties where they reside, under the penalty of losing their commissions on refusal to perform service. No officer under forty-five years of age shall go on the unattached list.

5. Unless otherwise specially expressed, no part of this chapter shall apply to the second class of militia in time of peace.

6. If any difference shall arise between the captain and any man concerning his age, it shall be incumbent on the man to prove his age.

7. Every man shall enroll himself in the company district in which he lives, on or before the first day of May in each and every year, subject to a fine of two dollars for not having done so; and if any man shall not enroll himself, and shall in consequence be absent from any muster, he shall be liable to the fine for non-attendance at such muster, although he shall not have been warned to attend muster. Any man who shall have moved out of the limits of his company, shall, within ten days thereafter, give in his name, age, and place of residence to the captain of the district into which he shall have removed, or to the person appointed by the captain to command and enrol the squad division within which he shall reside, for the purpose of being enrolled therein, under a penalty of two dollars.