

regiment, the colonel shall take the next man drafted for actual service, in the same company, who shall go or find a substitute, under the same penalty.

145. Militiamen drafted and notified by the commanding officer or captain, to serve in war, shall be deemed to be enlisted; and any militiaman who shall not voluntarily appear at any appointed place within twenty miles of his abode, in person, or by substitute, within ~~NINETY-SIX~~ (*twenty-four*) hours, (any intervening Sunday, Christmas Day, or Good Friday, not included), shall be proceeded against, under the mutiny act, and articles of war, notwithstanding the non-receipt of enlistment money, and the fact of being drafted, shall, to all intents and purposes, be an enlistment within the meaning of the articles of war, with or without attestation or the formalities of enlistment practiced in Her Majesty's regular forces; and militiamen, or their substitutes, if absent, shall be prosecuted as deserters, Non-commissioned officers of militia shall return to the ranks on transfer or joining an embodied corps.

146. The Commander-in-chief may order drafts to be selected, the names returned to him, and the men to be drilled and disciplined without calling them into actual service; and may select officers to command such men, and may direct the measures to be adopted, and make such orders as may be necessary for that purpose; but the number of days of battalion training shall not exceed fifteen in one year.

147. When the Commander-in-chief shall order any number of men for actual service, from any regiment or battalion, they shall be drafted from the volunteer companies; and when such volunteer companies shall have been formed, they shall, in all cases, be considered the first class for actual service; and no draft shall be made from other than volunteer companies, until the whole of such companies have been called into actual service.

148. Whenever a proportion of the militia of Halifax shall be called into actual service, the colonel of the regiment to which clerks, storekeepers, mechanics, or laborers belong, who are employed in any department of the army and navy, may apportion the number of drafts which they ought to furnish, and procure substitutes in their places on the most reasonable terms, and the expenses shall be assessed on them in proportion to their daily pay by the colonel, with the assistance of two captains.

149. Every person assessed under the preceding section shall, on notice, pay the amount to the colonel, and on refusal, any justice of the peace, upon complaint of the commanding officer, may issue his warrant of distress upon the offender's goods, and sell the same; and for want of goods, may commit him to jail until the amount assessed be paid; but any such person may procure a substitute or serve personally, and may, on receiving due notice of the duty required of him, declare such intention, but shall serve until a substitute be procured.