

XXIX. *And be it further enacted*, that whenever the Governor or Commander in Chief for the time being, shall in consequence of any actual invasion, or imminent danger thereof as aforesaid, think it expedient to order a proportion of the Militia of any County, to march out of such County, on real service; volunteers who offer themselves for such service, being able of body in the opinion of the Field Officers of the Regiment or Battalion, to which such volunteer shall belong shall be accepted, and being so accepted, shall be subject to all the provisions of this Act, as though they had been drafted by ballot.

Volunteers may be accepted, and be on the same footing with drafted men.

XXX. *And be it further enacted*, that if any officer, non-commissioned officer, or private of the Militia, or exempts as aforesaid, under arms for real service, on a march, or on guard, or that shall be ordered for any of the duties, or services herein before mentioned, shall disobey orders, or neglect doing his duty, or shall shew any contemptuous behaviour towards his superior officer; if an officer, he shall on conviction thereof before a General Court Martial, to be constituted and appointed, as herein after directed, be cashiered by the sentence of such Court Martial; if a non-commissioned officer, or private, he shall be confined by the commanding officer of the party or guard; and it shall be lawful for the commanding officer of the Regiment or Battalion, or of any party or command, not under the degree of a Captain, to order a Regimental Court Martial to be forthwith held for the trial of such offender, the said Court Martial to consist of three commissioned officers at least; but where they can be had, of five, who may give judgment by laying a fine on such offender in any sum, not exceeding *forty shillings*, and in addition thereto, if a non-commissioned officer, reducing him to the ranks at the discretion of the Court, which fine, so ordered by the Court Martial, if he neglect or refuse to pay, shall be either stopped out of the pay of such offender, or such offender shall be imprisoned or subject to hard labor, for a term not exceeding ten days. Provided always, nevertheless, that no sentence of a Regimental Court Martial shall be put in execution until approved of by the officer ordering such Court Martial, and no officer being the accuser shall be a member.

Officers on service may be cashiered by a General Court Martial for disobedience or neglect of duty,

Non-Commissioned Officers and privates may be confined and tried by a Regimental Court Martial & fined,

finer may be stopped out of the pay,

no sentence to be put in execution till approved by the officer ordering the Court.

XXXI. *And be it further enacted*, that if any officer, non-commissioned officer, or private, shall in the field, upon a march, or in quarters, on actual service, begin, excite; or join any mutiny, or knowing of such mutiny begun or intended, shall not give information thereof to his commanding or other superior Officer, or shall not when thereunto ordered use his utmost endeavors to suppress such mutiny, or shall desert the Company or Command to which he belongs, or shall disobey orders; if a commissioned officer, he shall be put under arrest by any superior officer; if a non-commissioned officer, or private, he shall be committed to the next County or other Gaol, as soon as convenient, by order in writing under the hand of the Officer commanding the Regiment, Battalion,

Mutiny, desertion & disobedience of orders on actual service, to be tried before a General Court Martial to be appointed by warrant under the hand and seal of the Commander in Chief,