

Lieut. Governor  
may appoint  
Officers of Pro-  
vincial Marine.

who shall rank with Colonels of Militia ; and also Captains and Lieutenants of a Provincial Marine, to be drilled to the exercise of heavy guns and the management of gun-boats, in addition to their duties in the use of small arms as a Militia force.

Non-commis-  
sioned Officers  
and Privates from  
50 to 60 years of  
age, to be trans-  
ferred to Retired  
Battalion.

45. *And be it further enacted by the authority aforesaid,* That there shall be attached to every Regiment of Militia, a second or Retired Battalion, to which Officers on becoming incapable of actual service, by reason of old age, infirmity or otherwise, may be transferred on their own applications, or by order of the Lieutenant Governor; and that all Non-commissioned Officers and privates, from the age of fifty to sixty years, shall also be transferred to the Retired Battalion.

Lieut. Governor  
may sanction  
Volunteer Com-  
panies of Provin-  
cial Marine.

46. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Lieutenant Governor, or Person Administering the Government, to sanction the formation of Volunteer Companies, to serve as a Provincial Marine, and to be stationed at the different harbours along the coast: each of the said Companies to consist of a Captain, a Lieutenant, an Ensign, and not less than fifty men, nor more than one hundred men.

Persons molest-  
ing the Militia,  
may be confined.

47. *And be it further enacted by the authority aforesaid,* That if any person shall wilfully interrupt or molest any Regiment, Battalion, Company or Detachment of Militia, whilst on any duty prescribed by the laws of this Province, it shall be lawful for the Commanding Officer of such Regiment, Battalion, Company or Detachment, to confine such person for any time not exceeding three days.

Persons ex-  
empted from  
Militia service.

48. *And be it further enacted by the authority aforesaid,* That except in time of actual service, the Judges of the Court of King's Bench, and Clergy; the Members of the Legislative and Executive Councils, and their respective officers; the Mem-