

of the Peace,  
&c. who are to  
examine into  
the grounds of  
suspicion, and  
to discharge  
such persons, or  
to commit them  
to remain in  
Gaol, &c. unless sooner  
bail'd (if bail-  
able) or discharg-  
ed, &c.

ding within the District where such invasion shall take place, or such insurrection or rebellion exists, to be arrested and detained, and the commanding Officer in any such District shall with all convenient speed convey or cause to be conveyed the person or persons so arrested before three or more of His Majesty's Justices of the peace for the District in which such arrest shall be made if practicable, but if impracticable then before three or more of His Majesty's Justices of the peace for the nearest District in which no invasion shall exist, which said Justices shall have full power and authority and are hereby required to send for such witness or witnesses as the said Justices may deem necessary, and to examine into the grounds of complaint or suspicion against such person or persons so arrested, and to discharge him her or them or by their unanimous voice by warrant under their hands and seals to commit him her or them to the Gaol of the District or other safe place of confinement there to remain without bail or mainprise till the end of the next Sessions of the Provincial Parliament unless sooner permitted to be bail'd (if bailable) or discharged by order in writing of one or more of His Majesty's Executive Council.

Regulations  
may be made  
by the Officer  
Commanding  
any Garrison,  
&c. in any Dis-  
trict invaded,  
respecting Inn-  
keepers, &c.  
residing in  
a mile of such  
Garrison.

XI. *And be it further enacted by the authority aforesaid,* That any Officer commanding any Garrison, Camp, or detachment of His Majesty's Regular or Militia Forces in any District or place which shall be invaded by the enemy, shall have full power and authority to make such rules and regulations under such penalties and restrictions as he shall think necessary relative to such Tavern and Inn-keepers or any persons vending or selling spirituous Liquors as shall reside within one mile of such Garrison, Camp or detachment, and as may be necessary for the good government of the said Forces.

Oath to be  
administered to  
the President  
and Members of  
Courts Martial  
other than Ge-  
neral Courts  
Martial—  
—no officer  
shall sit in any  
Court Martial  
unless 21 years  
of age—no Of-  
ficer shall be  
tried but by a  
General Court  
Martial—no of-  
ficer of the Re-  
gulars shall sit  
on any Militia  
Court Martial.

XLI. *And be it further enacted by the authority aforesaid,* That in all trials by any Court Martial, other than General Courts Martial, the person appointed to be President thereof, shall administer to each of the other Members the following Oath:—"You A. B. do swear that you will administer justice to the best of your understanding, in the matter now before you, according to the Militia Laws of this Province, and the evidence which shall be produced before you, without partiality, favour, or affection. So help you God." And as soon as the said oath shall have been administered by the President to the other Members, any one of the said Members shall administer the oath to the President. Provided always, That no Officer shall sit on any Court Martial who shall not be of the full age of twenty-one years. And provided also, That no officer shall be tried for any offence except by a General Court Martial. And provided also, That no officer of his Majesty's Regular Forces shall sit on any Court Martial for the trial of any Officer or Militia man serving in the Militia.

No conviction  
by Justices  
of the Peace or  
Courts Martial  
under this Act,  
shall be remo-  
ved by certiora-  
re.

XII. *And be it further enacted by the authority aforesaid,* That no order of conviction made by any Justice or Justices of the Peace, or Court Martial, by virtue of this Act, shall be removed by certiorari out of the County, Riding, Division, or place wherein such order or conviction shall have been made, into any Court whatsoever, and that no writ of certiorari shall supercede execution or other proceedings upon any such order or conviction so made in pursuance of this Act; but that the execution and other proceedings shall be had and made thereupon, any such writ or writs, or allowance thereof notwithstanding. Provided always, That fines, forfeitures, or penalties to be levied by such order or conviction, shall not exceed the sum of twenty pounds.

Limitation  
of actions, &c.  
—General issue  
may be pleaded  
&c.

XIII. *And be it further enacted by the authority aforesaid,* That if any action shall be brought against any person or persons for any thing done in pursuance of this Act, such action or suit shall be commenced within six months next after the fact committed and not afterwards, and shall be laid in the County or place where the cause of complaint did arise, and not elsewhere, and the defendant or