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AN ACT

To repeal part of the Laws now in force for Raising and Training the Militia of this Province, and to make further and more effectual provision for the same.

[Passed the 14th March, 1814]

WHEREAS a well disciplined Militia is necessary for the defence of the Province, Be it enacted by the King's most excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an act passed in the Parliament of Great Britain, entitled "An Act to repeal certain parts of an act passed in the fourteenth year of his Majesty's Reign," entitled "An Act for making more effectual provision for the Government of the province of Quebec in North America, and to make further provision for the Government of the said Province," and by the authority of the same, That all former acts in any wise relating to the raising and training of the Militia within this Province, be, and the same are hereby repealed. Provided always that nothing herein contained, shall extend, or be construed to extend to annul or make void any Militia Commission or appointments which may now be in force, or to discharge any Officer, Non-Commissioned Officer, or Private man now on duty, till regularly relieved or discharged according to the present Laws, or to annul and make void that part of the Militia Laws relative to the Incorporated Militia, unless otherwise provided for by this act.

II. *And be it further enacted by the authority aforesaid,* That nothing herein contained shall extend, or be construed to extend, to repeal a certain act of the Legislature of this Province, passed in the fifty-first year of his Majesty's reign, entitled, "an act to amend an act passed in the forty-eighth year of his Majesty's reign, entitled "an act to explain, amend, and reduce to one act of Parliament, the several Laws now in being for the raising and training of the Militia of this Province," or any matter or thing therein contained.

III. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act, it shall and may be lawful for the Governor, Lieutenant Governor, or person administering the Government of this Province, from time to time, to constitute and appoint by commission under his hand and seal, a sufficient number of Officers to train, discipline, and command the Militia of the Province, and also such number of Staff Officers as he shall think necessary, and the Officers so appointed for the Militia shall rank with such of the Officers of his Majesty's Forces as may for the time being serve within this Province as youngest of their respective ranks. Provided always, that Lieutenant Colonels having permanent or brevet rank by commission, or appointments in his Majesty's Regular Forces, shall command all Militia Officers whatever

IV. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Colonel, Lieutenant Colonel, or Officer commanding any Regiment or Battalion, and he is hereby required to order and direct the Adjutant of such Regiment or Battalion as often as the same may be necessary, to furnish him with complete Returns of all and every person or persons within the limits of such Regiment or Battalion liable to Militia duty, specifying their age and place of abode, and the more easily to enable the Adjutant so to do, it shall be lawful for him to call upon any Captain, or officer commanding a company, for a return of the names of the men of his company, and also of the names of such persons as may have lately removed to any place within the limits of his company, and after he shall have been furnished with such return as aforesaid, to form the Militia men so returned into companies, in such manner as to him shall seem most conducive to the interests of the service.

V. *And be it further enacted by the authority aforesaid,* That every male inhabitant from the age of sixteen years to sixty, now resident, or who may hereafter become resident within the limits of any Regiment or Battalion as aforesaid, shall be deemed capable of bearing arms and shall be considered a militia man, and shall within eight days after he shall have attained the age of sixteen years, or become resident within the limits of any such Regiment or Battalion, enroll his name with some one Captain or other officer commanding a company of the said Regiment or Battalion, who is hereby authorized and required to transmit the same with all convenient speed, to the Adjutant thereof for the information of the commanding officer of the Regiment or Battalion. Provided always, that no person above the age of fifty years shall be called upon to bear arms except on the day of annual meeting, or in time of war or emergency.

VI. *Provided also, And be it further enacted by the authority aforesaid,* That the neglect of any person so to present himself for enrollment, shall not be construed to prevent the name of such being enrolled, and such Colonel or officer commanding is hereby required to enter the name of every such person as shall come to his know-