

consistent with this Act, and necessary to be done, in the enrolling, balloting, warning and bringing into service, of such number of men as are required at any time : but any man balloted and notified for service, may, at any time, be exempt, 5 until again required in his turn to serve, by furnishing an acceptable substitute, on or before the day fixed for his appearance ; but, if, during any period of service, any man who is serving in the Active Militia as a substitute for another, becomes liable to service in his own person, he shall be taken for such 10 service, and his place as substitute shall be supplied by the man in whose stead he was serving.

**34.** Every man of the Active Militia who, during any period of service, attains the age of thirty years or forty-five years, according to his class, shall be required to complete the 15 full period for which he volunteered or was balloted to serve. Service men attaining 30 or 45 years of age.

#### AID OF THE CIVIL POWER.

**35.** The Active Militia, or any corps thereof, shall be liable to be called out for active service with their arms and ammunition, in aid of the civil power in any case in which a riot or disturbance of the peace requiring such service occurs, or is, 20 in the opinion of the civil authorities hereinafter mentioned, anticipated as likely to occur, and, in either case, beyond the powers of the civil authorities to suppress, or to prevent or deal with, whether such riot or disturbance occurs, or is so anticipated, within or without the municipality in which such 25 corps is raised or organized. Militia may be called out to suppress riot.

**36.** The District Officer Commanding or the senior officer of the Active Militia present at any locality shall call out the same or any portion thereof as he considers necessary for the purpose of preventing or suppressing any such actual or anticipated riot or disturbance, when thereunto required in writing 30 by the chairman or custos of the Quarter Sessions of the Peace, or by any three Justices of the Peace, or by any two Justices of the Peace and the Warden, Mayor, or any other head of the municipality or county in which such riot or disturbance 45 occurs or is anticipated as aforesaid ; provided always that the permanent force is not available and in sufficient numbers for the purpose. Duty of senior officer in locality, on requisition of civil authorities. Proviso.

**37.** In every such requisition in writing, as aforesaid, it shall be stated that a riot, or disturbance, has occurred, or is 30 anticipated, and that the service of the Active Militia is required in aid of the civil power. What requisition must show.

**38.** Every officer and man of such Active Militia or any portion thereof, shall, on every such occasion, obey the orders of his superior officer ; and the officers and men, when so called 45 out, shall, without any further or other appointment, and without taking any oath of office, be special constables, and shall be held to act as such as long as they remain so called out ; but they shall act only as a military body, and shall be individually liable to obey the orders of their Militia superior 50 officer only. Duty of officers and men, who shall be special constables.