

of said detachment so to be selected by ballot as aforesaid; and at the end of seven Months from the time of calling out such detachment, the Colonel or other Officer commanding as aforesaid shall select by ballot from the said Militia-Men of such Regiment or Battalion a number equal to the remaining third of such detachment, and at the end of eight Months from the time of calling out such detachment, the number selected as last aforesaid shall be forthwith marched to the relief of the remaining third of said detachment; and that any body or detachment of Militia now serving shall be relieved in like manner; and that after the said Militia Men shall have been selected as aforesaid for the relief of such proportion of the said detachments from time to time as aforesaid, they shall be placed on duty and trained and disciplined for not less than eight days previous to their being ordered to march to relieve such detachment as aforesaid; and if any Colonel or any other Commanding-Officer of any Regiment shall neglect or refuse to perform his duty as herein last before-mentioned, he shall on conviction, forfeit and pay the sum of fifty Pounds to be recovered before any Court of general Quarter Sessions for the District in which the offence may be committed, by information to be filed for that purpose.

XXXVI. *And be it further enacted by the authority aforesaid,* That no persons who have been discharged from His Majesty's service as non-commissioned Officers, shall be obliged to serve in any station in the Militia of this Province in time of Peace inferior to that which they held in His Majesty's service, unless having been non-commissioned Officers in the said Militia they may have been reduced according to law.

XXXVII. *And be it further enacted by the authority aforesaid,* That if any Sergeant of Militia when thereunto required by his superior and proper Officer shall neglect or refuse to warn the Militia-Men of the Company to which he belongs to appear at the place of enrollment or exercise, or for any other lawful purpose, he shall for every such neglect or refusal forfeit and pay the sum of forty Shillings to be recovered before any Court-Martial or Justice of the Peace, and in default of payment, to be committed to Gaol for one month, or until such fine be paid.

XXXVIII. *And be it further enacted by the authority aforesaid,* That any non-commissioned Officer or Private Militia-Man who in any engagement with an enemy, or by any accident or casualty which may occur while on or performing any duty in actual service shall be killed and shall leave a widow or child, or children lawfully begotten, his said widow shall be entitled to receive during her widowhood and in case of the death of such widow then the eldest child or guardian for the use of the child or children of such non-commissioned Officer or Private Militia-Man until the youngest thereof shall have attained the age of sixteen years an annuity of twenty Pounds lawful money of this Province; and also that every non-commissioned Officer or private of Militia who in an engagement with an enemy or by any accident or casualty which may occur while on or performing any duty in actual service shall be wounded or disabled so as to be rendered incapable of earning his livelihood shall be allowed an annuity of twelve Pounds ten Shillings lawful money of this Province during the time he shall continue under such incapacity.

XXXIX. *And be it further enacted by the authority aforesaid,* That when any part of this Province shall be actually invaded by an enemy, or in case of insurrection or rebellion in any part of the Province it shall and may be lawful for the Governor, Lieutenant-Governor or person administering the government or Officer commanding the Forces for the District or commanding any regiment or detachment, to order any person or persons whom he may have good grounds to suspect of being guilty of treason or treasonable practices and who may be reli-

The times of balloting and the numbers to be chosen by ballot.—Penalty if the said Officer shall neglect or refuse the performance of that duty.

Non-commissioned officers discharged from his Majesty's service shall not serve in an inferior station in the Militia.

Penalty if a sergeant neglect to warn a Militia man of his Company to appear at the place of enrollment.

Provision for the widows and children of non-commissioned officers and privates in the Militia when killed in actual service—also for such as are wounded and thereby rendered incapable of earning their livelihood.

In case of invasion, insurrection or rebellion, suspected persons may by order of the Governor, &c. be arrested and carried before three or more of the Justices