

the said ——— for the said sum of ———; and if within seven days after distress made the amount of the said fine and necessary charges be not paid you, you shall sell the goods and chattels so distrained upon, to satisfy the same; and for want of goods and chattels you shall arrest the said ——— and commit him to the County Jail, there to remain and be kept imprisoned one day for each dollar of the fine so due, and for which this shall be your sufficient warrant.

Given under my hand this ——— day of ——— A. D. 186 .”

OF THE MILITIA IN TIME OF WAR.

134. The executive command, in time of war, is hereby vested in the officer commanding Her Majesty's imperial forces in this Province. Whenever the militia shall be called out for actual service, in case of invasion, or imminent danger thereof, every officer and man, belonging to it, shall be subject from the time he has been ordered or drafted for actual service, to the officer commanding Her Majesty's forces in this province, and to Her Majesty's regulations for the army, to the articles of war, and to the act for punishing mutiny and desertion, and to all other laws there applicable to Her Majesty's troops in this province, except that no militiaman shall be subject to any corporal punishment, except death or imprisonment, for any contravention of such laws; and except also that the Commander-in-chief may direct that any provisions of the said laws may not apply to the militia. No militiaman shall be flogged, except such punishment be commuted from the penalty of death.

135. No militiaman shall be entitled to dismissal from duty, or discharge from service, when on the line of march, or before the enemy, notwithstanding the termination of any period of service, limited either by special agreement, or by this or any other Act.

136. When on actual service, the officers, non-commissioned officers, trumpeters, drummers, fifiers, buglers, and privates, shall be entitled to the same pay, allowances, and rations, as Her Majesty's regular troops, to be received from the day they march on actual service, until dismissed by competent authority; and at the time of their dismissal, they shall be allowed a number of days' pays to defray their expenses to their places of abode, according to their distances, at the rate of fifteen miles a day.

137. If any person, in actual service, be wounded or disabled, while on duty, he shall be supported out of the public funds of the province, as long as the disability shall continue.

138. In case of the loss of any officer, or man, while on actual service, provision shall be made for his wife and family out of the public funds.

139. When on the line of march, or escort duty, or any other service, or in camp, or quarters, the Governor in Council may make regulations for the billeting or rationing of the militia; such regulations to assimilate, as far as practicable, to similar regulations for Her Majesty's other forces.