

give to the commanding officer of such company or to any officer or non-commissioned officer thereof demanding the same at any seasonable hour and place, shall thereby incur a penalty of ten dollars for each offence. 18 Vict. c 77, s. 87.

99. Any militia officer or man, not exempt from attending muster, who neglects or refuses to attend the same at the place and hour appointed therefor, or who refuses or neglects to obey any lawful order at or concerning such muster, shall thereby incur a penalty of not more than five dollars for each offence. *Ibid.*, s. 88.

100. Any person who interrupts or hinders any militia at drill, or trespasses on the bounds set out by the proper officer for such drill, shall thereby incur a penalty of five dollars for each offence, and may be taken into custody and detained by any person by the order of the commanding officer, until such drill be over for the day. *Ibid.*, s. 89.

101. Any officer, non-commissioned officer, or militiaman, disobeying any lawful order of his superior officer, or guilty of any insolent or disorderly behaviour towards such officer, shall thereby incur a penalty of five dollars for each offence. *Ibid.*, s. 90.

102. Any officer, non-commissioned officer, or militiaman, who fails to keep any arms or accoutrements delivered or entrusted to him in proper order or who appears at drill, parade, or on any other occasion, with his arms or accoutrements out of proper order, or unserviceable, or deficient in any respect, shall incur a penalty of four dollars for each such offence. *Ibid.*, s. 91.

103. Any officer, non-commissioned officer, or man of any volunteer company of cavalry or field artillery, who, without the consent of the commanding-officer of such company, sells or disposes of any horse which has been drilled for the purposes of such company, or which he has undertaken to furnish for such purposes, and which has been approved by the commanding officer of the company, shall thereby incur a penalty of twenty dollars for each offence. *Ibid.*, s. 92.

104. Any person who unlawfully disposes of or removes any arms, accoutrements, or other articles belonging to the Crown, or who refuses to deliver up the same when lawfully required, or has the same in his possession, except for lawful cause, (the proof of which shall lie upon him,) shall thereby incur a penalty of twenty dollars for each offence; but this shall not prevent such offender from being indicted and punished for any greater offence if the facts amount to such, instead of being subjected to the penalty aforesaid; and any person charged with any Act subjecting him to the penalty imposed by this section may be arrested by order of the magistrate before whom the complaint is made, upon affidavit showing that there is reason to believe that such person is about to leave the province, carrying any such arms, accoutrements or articles with him. *Ibid.*, s. 93.

105. Any officer or man of a volunteer militia company, who, when such company is lawfully called upon to act in aid of the civil power, refuses or neglects to go out with such company, or to obey any lawful order of his superior officer or of any magistrate, shall thereby incur a penalty of twenty dollars for each offence. *Ibid.*, s. 94.

106. Any inhabitant householder, who refuses or neglects to receive any troops or militia billeted upon him, or to furnish them with the lodging and articles which he is by this Act required to furnish, shall thereby incur a penalty of eight dollars for each offence. *Ibid.*, s. 95.

107. Any person lawfully required under this Act to furnish any carriage, horse, or ox, for the conveyance or use of any troops or militia, who neglects or refuses to furnish the same, shall thereby incur a penalty of eight dollars for each such offence. *Ibid.*, s. 96.

108. Any person lawfully required under this Act to furnish any railway car or engine, boat or other craft, for the conveyance or use of any troops or militia, who neglects or refuses to furnish the same, shall thereby incur a penalty of twenty dollars for each such offence. *Ibid.*, s. 97.

109. Any person who wilfully contravenes any enactment of this Act, when no other penalty is imposed for such contravention, shall thereby incur a penalty of twenty dollars for each offence, but this shall not prevent his being indicted and punished for any greater offence if the facts amount to such. *Ibid.*, s. 98.

110. All penalties incurred under this Act or under any regulations, orders, or articles of engagement lawfully made or entered into under it, shall be recoverable, with costs, on the evidence of one credible witness, on complaint or information before one justice of the peace if the amount do not exceed twenty dollars, and before two justices of the peace if the amount exceeds that sum; and to the recovery of such penalties all the provisions of any law then in force relative to the performance of the duties of justices of the peace out of sessions, with respect to summary convictions and orders, shall apply in so far as may not be inconsistent with this Act; and any officer, non-commissioned officer or private of any volunteer militia company shall be a competent witness in any such case, although the penalty is applicable to the purposes of such company. *Ibid.*, s. 99.

111. No prosecution against an officer of militia for any penalty under this Act shall be brought except on the complaint of the adjutant-general; and no such prosecution against any non-commissioned officer, or private of the sedentary militia, shall be brought except on the complaint of the commanding-officer or adjutant of the battalion or captain of the company to which such non-commissioned officer or private belongs; and no such prosecution against any private or non-commissioned officer of a volunteer company, shall be brought except on complaint of the captain or commanding officer thereof; but the adjutant-general may authorize any officer of militia to make such complaint in his name, and the authority of any such officer alleging himself to have been so authorized to make any complaint shall not be controverted or called in question except by the adjutant-general. *Ibid.*, s. 100.

112. No such prosecution shall be commenced after the expiration of six months from the commission of the offence charged, unless it be for unlawfully buying, selling, or having in possession arms or accoutrements delivered to the militia. *Ibid.*, s. 101.

Neglecting to attend muster, or misbehaving thereat, &c.

Hindering militia at drill.

Disobeying orders, &c.

Not keeping arms, &c., in proper order.

Selling without leave any horse drilled and approved for any troop, &c.

Unlawfully disposing of arms, &c.

Not to prevent indictment.

Arrest of offender about to leave the province.

Volunteers refusing to turn out in aid of civil power.

Refusing to receive militia billeted.

Refusing to furnish carriages, &c., when lawfully required.

Or any car, engine, boat, or craft.

Contravening this Act where no other penalty is provided.

Recovery of penalties.

Summary proceedings; Acts to apply.

Militia officers, &c., may be witnesses.

On whose complaint penalties may be sued for.

Evidence of authority to sue.

Limitation of time for such prosecutions.