

not entirely removed until almost the end of the war. Many doubts being now apparently laid to rest so far as the War Office and the Department of Militia and Defence are concerned, it may be interesting to refer to a few of them and to relate how they were dealt with.

The Manual of Military Law is a wonderful book. It contains many things; and of all modern law books is the most difficult of access, for it conceals and scatters its treasures throughout eight hundred pages of notes, statutes, rules and forms, supplemented by an index which is the despair of those who have not studied its subtleties with extreme care.

At page 194 it lays down the following in respect to Colonial Forces, being careful in another place to state that the Dominions are included in the word Colony:—

“The colonial forces are of two classes, namely, the forces raised by the Government of a colony, and the forces raised in a colony by direct order of His Majesty to serve as auxiliary to, and in fact to form part for the time being of, the regular forces.

“The first class of colonial forces—those raised by the Government of a colony—are only subject to the Army Act when so provided by the law of the colony, and when serving with part of His Majesty's regular forces, and then only so far as the colonial law has not provided for their government and discipline, and subject to the exceptions specified in the general orders of the General Officer Commanding the forces with which they are serving. The Army Act, sec. 177, provides that the colonial law may extend to the forces, although beyond the limits of the colony in which they are raised.”

In August, 1914, an order was issued from Militia Headquarters at Ottawa to the effect that the expeditionary force about to be mobilized would “be Imperial and form part of H. M. regular forces,” and it was this order, for which there was no valid authority, that firmly fixed the idea in the mind of the War Office that the Canadians were Regular Forces and must be administered as such.

The mobilization which took place at Valcartier in August and September was authorized by orders-in-council which made it