

Imprisonment for default of payment;

How penalties to be collected;

Person called upon to serve may provide substitute;

Officers to reside within the limits of their respective Regiments, &c.;

Officers leaving the limits of their respective Regiments, &c. cease to command therein.

Militia may be marched for service to Lower Canada or to any other place where preparation making for invading this Province.

shall as soon as possible be brought to trial before a Court Martial as hereinafter provided, and being a Commissioned Officer shall forfeit and pay the sum of Fifty Pounds, and be held to be unfit to serve Her Majesty as an Officer in any Military capacity, and being a Non-Commissioned Officer or Private shall forfeit and pay a sum not exceeding the sum of Twenty Pounds, in the discretion of the said Court: and in default of payment for such refusal or neglect, such Officer, Non-Commissioned Officer or Private, shall be committed to the common Gaol of the District, for any time not more than six months, in the discretion of such Court, except such person shall satisfy the Colonel or Officer commanding such Regiment or Battalion to which he belongs, that such refusal or neglect arose from sickness, or that he was absent upon leave; and that all such penalties shall be levied and collected in the same manner as penalties are authorized to be levied and collected, by the authority of this Act, for disobedience of orders in time of peace: *Provided always*, that whenever it shall happen that only part of the Militia of this Province shall be called out for actual service, it shall and may be lawful for any person, being of the Militia of the County or Riding that may be so called out, or of any City within the same duly chartered by any Act of the Parliament of this Province, to provide and send an able-bodied man to serve in the said Militia in his stead, and such able-bodied man shall be taken and received as a proper substitute for such person living in the County, Riding, or City, that would otherwise be obliged to serve in the said part of the Militia called out as aforesaid: *Provided nevertheless*, that Colonels, Lieutenant-Colonels, or Officers in the command of Regiments or Battalions, and all Officers of Militia shall reside within the District in which the Regiment or Battalion is or has been situated, to which such Officers respectively belong; and that any Colonel, Lieutenant-Colonel, or Officer in the command of any Regiment or Battalion of Militia, or any Officer having removed, or hereafter removing from the District in which the limits of the Regiment or Battalion of Militia, under the command of such Colonel, Lieutenant-Colonel, or Officer, is situated, that the authority of such Colonel, Lieutenant-Colonel, or Officer shall cease, in as far as relates to any interference with the command or duties appertaining to the Officer in command of any Regiment or Battalion of Militia in this Province.

VII. *And be it further enacted by the authority aforesaid*, That it shall and may be lawful for the Lieutenant-Governor to embody the Militia of this Province, or such portion thereof as he may think necessary and expedient, and to march the same into the Province of Lower Canada, at any time when the same shall be actually Invaded, or threatened with Invasion, or in a state of Insurrection, or to march the said Militia, or any