

IX. *And be it further enacted*, That every person enrolled as aforesaid, who shall refuse or neglect to appear agreeably to the provisions of this Act; when called upon, shall forfeit the sum of *ten shillings*, or appearing under arms, shall refuse or neglect to perform such Military duty as shall be required of him, or shall on the day of muster or training depart from the Company, when under arms, without leave from the Commanding Officer, shall forfeit and pay for each and every offence, the sum of *twenty shillings*. *Provided always*; that the Members of His MAJESTY's Council, Members of the Assembly; Justices of the Peace, High Sheriffs, Coroners, Licensed Clergymen, all persons exercising Commissions Civil or Military under His MAJESTY, Officers on Half-Pay, supernumerary Militia Officers now in Commission, the Surveyor General, and the Treasurer of the Province, Officers of His MAJESTY's Customs, Revenue and Naval Officers, gentlemen of the Learned professions, and one Miller to each Grist Mill, and one Ferryman to each established Ferry, shall be free and exempted from being enrolled in the Militia in manner herein mentioned; and all the said fines imposed by this Section shall be paid into the hands of the Colonel or Commanding Officer to defray the contingent expences of the Regiment.

Persons not appearing to forfeit 10s.
For appearing and refusing to do duty to forfeit 20s.
Persons exempted from being enrolled.
Fines applied to defray Regimental contingencies.

X. *Provided always, and be it further enacted*, That every person professing himself to be of the people called Quakers, and producing to the Captain or Commanding Officer of the Company in whose district he resides, a certificate signed by two or more principal people of that profession; that such person has been deemed and allowed to be one of the people called Quakers, for the space of one whole year or more; before the date of such certificate; such person so producing such certificate shall be, and hereby is exempted from the ordinary duties of training and mustering; unless upon an actual invasion or imminent danger thereof, as herein after mentioned.

Quakers exempted from training on producing certificate.

XI. *And be it further enacted*, That in case of any actual invasion or imminent danger thereof by the enemy, in any County where the Commander in Chief cannot be immediately consulted, the Commanding Officer of the Militia in such County shall have power, if he in his discretion, shall think it absolutely necessary or expedient, to call out the Militia in such County, or any part thereof into real service, and also the whole or a proportion of those described as exempts in the ninth Section of this Act (licensed Clergymen, Millers and Ferryman excepted) which exempts shall appear armed and accoutred as is required of persons serving in the Militia, excepting Physicians and Surgeons who may appear without arms, and in case of any such actual invasion or imminent danger thereof in any Town, Parish or district, in any County where the Colonel or Commanding Officer of such County cannot be immediately consulted, the Officer Commanding the Militia in such Town, Parish or district shall have power, if he in his discretion shall think it absolutely necessary or expedient to call out the Militia under his command, and also the exempts as aforesaid or any part thereof into real service: And such Officer last mentioned shall

In case of invasion, Commanding Officers of Counties may call out Militia,
and the exempts who are to be armed.
Where Colonel cannot be consulted, Officer commanding a district may call out the Militia.