

Oath of the Judge
Advocate.

any proceedings had on the trial of any prisoner, take the following oath, to be administered by the President of the Court Martial, to wit: I (A B) do swear that I will not upon any account at any time whatsoever, disclose or discover the vote or opinion of any particular Member of the Court Martial, unless required to give evidence thereof as a witness by a Court of Justice in a due course of Law, so help me God.

No person to be put
to death until a War-
rant is issued under
the hand and seal of
the Commander in
Chief, directing the
time and place.

XXVIII. *And be it further enacted,* That no person shall be put to death under the sentence of a General Court Martial, until a Warrant under the hand and seal of the Governor, Lieutenant-Governor, President or Commander in Chief, shall issue for the execution of such sentence, which Warrant shall direct the time and place, when and where the person sentenced to death shall be executed, and all sentences of death shall be executed by either shooting or hanging the offender as the same may be directed and ordered in the said Warrant, which Warrant shall be a sufficient justification to the Officer or Officers to whom the same shall be directed, and to all those lawfully employed under them in executing such sentence. *Provided always,* that previous to any persons being put to death pursuant to the sentence of a General Court Martial, such sentence and the Warrant for the execution thereof shall be publicly read in the hearing of the bye-standers at the time and place appointed for such execution.

Death to be either
by shooting or hang-
ing.

Warrant to be a jus-
tification to the per-
sons executing it.

to be publicly read
at the time and place
of execution.

No Officer under the
rank of Captain to
try a Field Officer.

XXIX. *And be it further enacted,* That no Officer under the rank of Captain shall sit upon a Court Martial for the trial of any Field Officer.

Exempts (Justices of
the Peace, persons
above fifty and Ferry-
men excepted) to pay
to the Clerk of the
Regiment, ten days
after enrollment, the
sum of 20s. and an-
nually thereafter 10s.
to be recovered be-
fore a Justice of the
Peace by the Quar-
ter-Master, to form
a fund for keeping
in order arms, &c.
and for purchasing
Powder, an account
of the expenditure to
be laid before the
Officers at their ge-
neral meeting.

XXX. *And be it further enacted,* That all persons exempted by the regulations of this Act, Justices of the Peace, persons above the age of fifty years, and one Ferryman to each established Ferry excepted, shall pay to the Clerk of the Regiment ten days after their enrollment, the sum of *twenty shillings*, and annually thereafter on or before the last day of *March, ten shillings*, to the recovered before any one of His MAJESTY'S Justices of the Peace by the Quarter-Master of the Regiment, the said sums to form a fund for keeping in order the arms and accoutrements in the custody of the Officer commanding such Regiment, and for the purchase of Powder, to be fired on days of muster or rejoicing, and other incidental charges of such Regiment, an account of the expenditure of which, shall be laid before the Officers of the Battalion at their general meeting.

Fines not particular-
ly appropriated to be
paid to Commanding
Officers of Regi-
ments to defray con-
tingencies,

XXXI. *And be it further enacted,* That all fines not herein before particularly appropriated shall be paid to the respective Commanding Officers of Regiments for the purpose of defraying the contingent expences of such Regiments, and that it shall be the duty of the Commanding Officer of the Regiment to see that the fines and forfeitures to be collected by this Act, be laid out for the purposes herein provided for, and that such Commander of every Regiment, render an account to the Commander in Chief every six months of the application of such fines, and what may be remaining in his hands, that the same may be paid into the Province Treasury, if the Commander in Chief shall so direct.

such Officers to ac-
count to the Com-
mander in Chief e-
very six months.

XXXII.