



No. 471.

# COURT MARTIAL

HELD AT

HALIFAX, IN NOVA SCOTIA,

on the 10th June, 1822.

FOR THE TRIAL OF

Deputy Assistant Commissary General

CHARLES BLACKADAR.

*24th*  
*25th* *26th* *27th* *28th* *29th* *30th*  
*1st July*  
*2nd July*  
*3rd July*  
*4th July*  
*5th July*  
*6th July*  
*7th July*  
*8th July*  
*9th July*  
*10th July*  
*11th July*  
*12th July*  
*13th July*  
*14th July*  
*15th July*  
*16th July*  
*17th July*  
*18th July*  
*19th July*  
*20th July*  
*21st July*  
*22nd July*  
*23rd July*  
*24th July*  
*25th July*  
*26th July*  
*27th July*  
*28th July*  
*29th July*  
*30th July*  
*1st Aug*  
*2nd Aug*  
*3rd Aug*  
*4th Aug*  
*5th Aug*  
*6th Aug*  
*7th Aug*  
*8th Aug*  
*9th Aug*  
*10th Aug*  
*11th Aug*  
*12th Aug*  
*13th Aug*  
*14th Aug*  
*15th Aug*  
*16th Aug*  
*17th Aug*  
*18th Aug*  
*19th Aug*  
*20th Aug*  
*21st Aug*  
*22nd Aug*  
*23rd Aug*  
*24th Aug*  
*25th Aug*  
*26th Aug*  
*27th Aug*  
*28th Aug*  
*29th Aug*  
*30th Aug*  
*1st Sept*  
*2nd Sept*  
*3rd Sept*  
*4th Sept*  
*5th Sept*  
*6th Sept*  
*7th Sept*  
*8th Sept*  
*9th Sept*  
*10th Sept*  
*11th Sept*  
*12th Sept*  
*13th Sept*  
*14th Sept*  
*15th Sept*  
*16th Sept*  
*17th Sept*  
*18th Sept*  
*19th Sept*  
*20th Sept*  
*21st Sept*  
*22nd Sept*  
*23rd Sept*  
*24th Sept*  
*25th Sept*  
*26th Sept*  
*27th Sept*  
*28th Sept*  
*29th Sept*  
*30th Sept*  
*1st Oct*  
*2nd Oct*  
*3rd Oct*  
*4th Oct*  
*5th Oct*  
*6th Oct*  
*7th Oct*  
*8th Oct*  
*9th Oct*  
*10th Oct*  
*11th Oct*  
*12th Oct*  
*13th Oct*  
*14th Oct*  
*15th Oct*  
*16th Oct*  
*17th Oct*  
*18th Oct*  
*19th Oct*  
*20th Oct*  
*21st Oct*  
*22nd Oct*  
*23rd Oct*  
*24th Oct*  
*25th Oct*  
*26th Oct*  
*27th Oct*  
*28th Oct*  
*29th Oct*  
*30th Oct*  
*1st Nov*  
*2nd Nov*  
*3rd Nov*  
*4th Nov*  
*5th Nov*  
*6th Nov*  
*7th Nov*  
*8th Nov*  
*9th Nov*  
*10th Nov*  
*11th Nov*  
*12th Nov*  
*13th Nov*  
*14th Nov*  
*15th Nov*  
*16th Nov*  
*17th Nov*  
*18th Nov*  
*19th Nov*  
*20th Nov*  
*21st Nov*  
*22nd Nov*  
*23rd Nov*  
*24th Nov*  
*25th Nov*  
*26th Nov*  
*27th Nov*  
*28th Nov*  
*29th Nov*  
*30th Nov*  
*1st Dec*  
*2nd Dec*  
*3rd Dec*  
*4th Dec*  
*5th Dec*  
*6th Dec*  
*7th Dec*  
*8th Dec*  
*9th Dec*  
*10th Dec*  
*11th Dec*  
*12th Dec*  
*13th Dec*  
*14th Dec*  
*15th Dec*  
*16th Dec*  
*17th Dec*  
*18th Dec*  
*19th Dec*  
*20th Dec*  
*21st Dec*  
*22nd Dec*  
*23rd Dec*  
*24th Dec*  
*25th Dec*  
*26th Dec*  
*27th Dec*  
*28th Dec*  
*29th Dec*  
*30th Dec*

Printed by W. Clowes, Northumberland-court, Strand, for His Majesty's Stationery-Office.

*Recd 13 August 1823*

HORSE-GUARDS,

29th April, 1823.

AT a General Court Martial held at *Halifax, Nova Scotia*, on the 10th June, 1822, and continued by adjournments to the 26th of the same Month, *Deputy Assistant Commissary General Charles Blackadar*, was arraigned upon the undermentioned Charges, viz.

1st “ For neglect of Duty, in having failed to exhibit before a Board of Officers, assembled by Order of His Excellency the Lieutenant General Commanding, between the 11th and 16th of May, 1822, the Sum of Two Thousand Pounds, Halifax Currency, or thereabouts, belonging to the Public, which formed part of a balance with which he was chargeable on the 16th May, 1822.

2d “ For having embezzled or fraudulently misapplied, or having wilfully permitted some other Person or Persons to embezzle, or fraudulently misapply, the Sum of ( £2,000) Two Thousand Pounds, Halifax Currency, or thereabouts, belonging to the Public, which formed part of a balance, with which he was chargeable on the 16th May, 1822.

Upon which Charges the Court came to the following decision :

“ The Court having maturely weighed and considered the whole of the matter which has appeared in Evidence before it, as well for the Prosecution as the Defence, came to the following decision, viz.”

“ That with respect to the *First Charge*, the Prisoner is *Guilty* thereof.”

“ With respect to the *Second Charge* the Court *acquits* the Prisoner thereof, for the want of sufficient Evidence.”

“ Having found the Prisoner Guilty of the First Charge, The Court doth sentence and adjudge the Prisoner, *Charles Blackadar, Esq. Deputy Assistant Commissary General*, to be dismissed His Majesty's Service, and to make good the loss or deficiency of ( £2,000) Two Thousand Pounds, Halifax Currency, to be recovered and levied after the manner pointed out in the Mutiny Act.”

His Majesty was pleased to command, that the Proceedings should be revised by the Court, for the following reasons. viz.

That the Finding and Sentence of the Court in this Case appear to be inconsistent and irreconcilable with each other.

That the Court having found the Prisoner *Guilty* of the *First Charge* and *not Guilty* of the *Second*, it was not competent to them to adjudge the Sentence which they have done, that is “Dismissal from His Majesty’s Service, and to make good £2,000,” inasmuch as that Species of Sentence is confined by the 128th Clause of the Mutiny Act to the Cases of Individuals Guilty of Embezzlement ; whereas in the present Case, the Prisoner upon the 2nd Charge, which is a Charge of Embezzlement, is distinctly found to be *Not Guilty*.

On the 30th December, 1822, the Court re-assembled in obedience to His Majesty’s Command, communicated to *Lieutenant General Sir James Kempt*, Commanding in Nova Scotia, in a Letter from His Royal Highness The Commander in Chief, dated 7th October, 1822, and “The Court having maturely deliberated upon and fully re-considered and revised the whole of the Evidence which has appeared upon its minutes, together with what the Prisoner has urged in his vindication and defence, is of opinion that he, the Prisoner, *Charles Blackadar, Esq.* Deputy Assistant Commissary General, is *Guilty* of the whole of the Charges exhibited against him, and does accordingly sentence and adjudge him (the aforesaid *Charles Blackadar*) to be dismissed His Majesty’s Service and rendered incapable of ever again serving His Majesty in any Office Civil or Military, and in addition thereto, to make good the deficiency of (£2,000) Two Thousand Pounds, Halifax Currency, which Sum is to be recovered and levied after the manner pointed out in the Mutiny Act.”

His Majesty has been pleased to approve and confirm the Finding and Sentence of the Court.

His Royal Highness the Commander in Chief directs, that the foregoing Charges against *Deputy Assistant Commissary General Charles Blackadar*, together with the Finding and Sentence of the Court, and His Majesty’s pleasure thereon, shall be entered in the General Order Book, and read at the Head of every Regiment in His Majesty’s Service.

By Command of His Royal Highness

The Commander in Chief,

HENRY TORRENS,

*Adjutant-General.*