

6. The Commander in Chief shall have full power to constitute any number of Rifle Companies of the Active Militia at any one locality, or within any one District, not being less than six or more than ten Companies, into a Regiment or Battalion, and to assign or appoint thereto by Commission, a Lieutenant Colonel, two Majors, one Adjutant, one Paymaster, one Quarter Master, one Surgeon, one Assistant Surgeon, whose rank and authority therein shall be the same as in the relative positions in Her Majesty's Service; and such Regiment or Battalion shall be subject, in so far as the same are not inconsistent with the Militia Laws of this Province, to the Queen's Regulations for the Army published by authority; and any such Lieutenant Colonel shall have authority to appoint Staff Sergeants for any Battalion.

7. One or more Volunteer Companies, as Sea Fencibles, may be formed in any County, City, or District, as the Commander in Chief may determine; each Company to consist of a Captain, a Lieutenant, and fifty men, and an Officer may be appointed to command the whole, and to rank as Lieutenant Colonel of Militia; Captains in the Sea Fencibles shall rank as Majors in the Militia, and Lieutenants as Captains in the same.

8. The said Sea Fencibles shall be armed in such manner as the Commander in Chief directs, and shall be trained and drilled as well to the use of small arms, as in the management of Gunboats and Vessels, and the working of great guns on board Vessels.

9. In each Military District there may be formed a Volunteer Company of Engineers, to consist of a Captain, a Lieutenant, second Lieutenant, and such number of men not exceeding seventy five, as the Commander in Chief may direct, but such Companies shall not be subject to drill or service in time of peace.

10. Any Volunteer Company now in existence, who may desire to continue as such, and who shall signify their willingness to that effect through their Commanding Officer, in writing, to the Commander in Chief, may, for the purpose of being brought within the provisions of this Act, be continued by authority of the Commander in Chief, in such manner as may in his opinion best tend to further the purposes of this Act and the public good.

11. Except in cases of Companies to be exempted from the operation of this Section by the special order of the Commander in Chief, the uniform of the several field batteries, of the several troops of cavalry, and of the several rifle companies continued or organized under this Act, shall be of such one and similar color, pattern and design as may be ordered by the Commander in Chief; provided that but one and that a similar color, pattern and design, shall be approved for each of them respectively—the field batteries, troop of cavalry, rifle companies, and companies of foot artillery; and each of such corps shall conform in all particulars to the order of the Commander in Chief in such respect; but the several Companies in existence at the passing of this Act may continue to wear their then clothing until the same requires to be replaced; and it shall be the duty of the superior officer of the said corps respectively, to see that the same are, upon any such replacing of clothing, uniformed according to the order of the Commander in Chief in such respect.

12. The arms and accoutrements of the non-commissioned officers and men of the several Volunteer Companies, shall be

such as the Commander in Chief from time to time directs, but of the best and most serviceable kind, without unnecessary ornament, but they shall always remain Provincial property, and the parties receiving them shall be accountable for them; and the Commander in Chief may direct such security as he thinks proper to be taken for the safe keeping or good order of such arms and accoutrements, and the re-delivery thereof to such officer as may be appointed to receive them, whenever the Commander in Chief, for any purpose, directs such re-delivery.

13. The arms and accoutrements of non-commissioned officers and men of the Active Militia shall be kept in public armories wherever there are such, and where there are no such public armories, then the Captain of each Volunteer Company shall be personally responsible for the arms and accoutrements of the non-commissioned officers and men of his Company, and shall himself actually keep the same, and may be allowed annually a sum not exceeding forty dollars for so doing and for taking care of the arms and accoutrements. Nothing herein shall be construed to relieve the officers or men of the Volunteers or Active Force of any liability in respect to the arms and accoutrements thereof, delivered to the custody, care, or possession of any them, or in any other respect.

14. No corps of Active Militia, and no non-commissioned officer or private thereof, shall at any time appear armed or accoutred, except when bona fide at drill or at target practice, or at reviews, or on field days or inspections, or for receiving distinguished persons, or rendering funeral honors to deceased comrades, nor shall the arms or accoutrements be taken out of this Province.

15. Commissioned officers of the said Companies shall furnish their own arms and accoutrements.

16. The Companies of Class A of the Active Militia, (to the number of ten hundred men at least) shall be drilled and exercised at such times in each year, and at such places as the Commander in Chief may from time to time appoint, and for such number of days not exceeding six in each year for the respective corps, as the Commander in Chief may order: Should the number of men in Class A fall short of the above number of ten hundred men, the Commander in Chief may direct that such further number as may be required to make up such deficiency shall be drawn by lot from Class B, at such places and in such manner as he may deem proper,—which men so drawn from Class B, shall, for the purposes of such drill and exercise, be removed into Class A, and be subject to the like drill and exercise as herein prescribed for Class A.

17. The Adjutant General or the Deputy Adjutant General shall draw up, under the direction of the Commander in Chief, a code of instructions, drill and exercise for the said Active Militia, based on that in use in Her Majesty's Regular Army, and each commissioned officer of a Company shall be furnished with a copy, and shall be governed by the said code in drilling and exercising the corps to which he belongs.

18. Nothing herein contained shall be construed to prevent any Company of Class A from assembling, or being ordered out by the officer commanding it, for drill or exercise, according to any articles of engagement or regulations of such Company, previously approved by the Commander in Chief; and any such articles, in so far as they are not inconsistent with this Act, shall be enforced, and the penalties which may thereby be imposed shall, whenever they may be incurred, be recoverable