

under the age of sixty years, not exempt or disqualified by law, and being British subjects by birth or naturalization.

33. No actual service or drill shall be required of the Sedentary Militia in time of peace, but they shall be enrolled in the manner hereinafter directed.

#### DISTRICTS AND DIVISIONS.

34. The Commander in Chief may, from time to time, by any General Order, divide the Province into such number of Militia Districts and Regimental and Battalion Divisions as he thinks proper, and designate the same by names or numbers; and may also, from time to time, alter such Division, and increase or diminish the number of such Districts or Divisions.

35. The Militia resident in each Battalion Division shall form a Battalion of the Regiment of the Regimental Division in which it lies, and all the Battalions in any Regimental Division shall form the Regiment thereof. To each Battalion a Lieutenant Colonel, and such number of Majors and other officers shall be appointed, as may be necessary.

36. In every Militia District there shall be an Inspecting officer, whose duty it shall be to inspect and report upon the efficiency of the several Regiments, Battalions and Companies within his District.

37. Each Lieutenant Colonel may, by any order made with the approval of the Inspecting Officer of the Militia District, from time to time divide his Battalion Division into Company Divisions; and the Militia resident within each Company Division shall form a Company of the Battalion.

38. All Militia Divisions existing on the twenty second day of April in the present year, shall be held to be still existing, and shall remain in force till altered under the authority of this Act.

#### ENROLMENT.

39. The enrolment of the Sedentary Militia, and the men of Class B and Class C of the Active Militia, except on the eastern side of the Harbour of Saint John, shall be made in each Company Division by the Captain or senior officer of the Company for the time being, who immediately after receiving the notice of enrolment from the Commanding officer of the Regiment or Battalion, shall cause notices to be posted up in three or more of the most public places in his Company Division, at least twenty days before the time appointed for such enrolment, requiring all persons liable to be enrolled to appear personally at the time and place in such notice mentioned, and enroll themselves; or in lieu of personal appearance, to send a written statement to such Captain or senior officer, setting forth their names, ages, and places of abode; and every man liable to be enrolled under the provisions of this Act, and not appearing and enrolling, or not sending in the written statement aforesaid within ten days after the time mentioned in the said notice, or within twenty days after he shall become liable to be enrolled by reason of the alteration of any Militia Division, change of residence, or otherwise howsoever, shall be liable to a fine of not less than two dollars and not more than five dollars.

40. The officer commanding a Sedentary Company, or a Company of Class B or C of the Active Militia, shall, on or before the first day of *November* in each year, make out a correct roll thereof, and transmit a certified copy thereof to the officer commanding the Battalion, who, within twenty

days after the receipt of the same, shall transmit a correct return of the Battalion to the Adjutant General.

41. Each Company Roll shall be corrected, from time to time, as changes occur which affect it; and every householder and resident in the Company Division, and every Assessor, Town Clerk, or other Municipal officer, shall be at all times bound to give to the Commanding officer, or any officer or non-commissioned officer of the Company, such information as may be required to make such corrections, and to answer all such questions as any of them may pertinently put to him for the purpose of obtaining such information; and every Militiaman shall be bound to inform the officer commanding the Company, in writing, of any change of residence or other circumstances affecting such Militiaman, by which the Roll of the Company is affected, whether such Militiaman comes into or leaves the Company Division for which the Roll is made; and if any Assessor, Town Clerk, or other Municipal officer, shall wilfully neglect or refuse on reasonable demand, to give to the Commanding officer, or any officer or non-commissioned officer of the Company, the information required of him under this Act, he shall be liable to a fine of not less than two dollars nor more than five dollars for every offence.

42. The Commander in Chief shall appoint a Regimental Enrolling officer for the Eastern side of the Harbour of the City of Saint John; the said officer, with the approbation of the officer commanding the Militia on said Eastern side, shall appoint a time for taking the enrolment of all persons (not Volunteers) liable to do Militia duty; he shall put up printed notices thereof in the most public places of the City ten days before the time appointed, requiring all such persons liable and not enrolled to attend and enroll themselves, or send a written notice of their names, ages, and places of abode.

43. The said Enrolling officer shall keep a General Muster Roll of all persons so liable to do duty in the said City Militia, in order to which the several Captains or officers commanding Companies in said Militia (not being Volunteers) shall furnish him with lists of the persons belonging to such Companies.

44. The persons so from time to time enrolled and unattached, shall be appointed to such Companies in the said Eastern side as the enrolling officer, with the approval of the Commanding officer, may direct; and such unattached persons, or any of them, may be formed into Companies, as additional Companies of the City Battalions, or to either of them.

45. If any dispute arises as to which Company any man belongs, the officer commanding the Battalion shall determine, and his decision shall be final.

46. Any person on the said Eastern side not enrolled, and liable as aforesaid to do Militia duty, neglecting to enroll or to send a written notice of his name, age and residence to the enrolling officer, after public notice being given for that purpose as aforesaid, shall pay a fine of four dollars, which shall be recovered with costs before the Police Magistrate of said City, on complaint of the said enrolling officer.

47. All sums of money recovered under the last preceding Section, shall be paid over to the Commanding officer of the Battalions on the said Eastern side for the purposes thereof; and such Commanding officer shall allow the Enrolling officer a reasonable sum for his services, and the necessary expenses actually incurred by him.