

*Laws of Her Majesty's Province of Newfoundland*, passed in the year 1865. J. C. Withers, Queen's Printer, 1865.

28 Victoria – Chapter 4

**An Act to continue an Act passed in the Twenty-fourth and Twenty-fifth years of the Reign of Her present Majesty, entitled “An Act to provide for the Organization of a Volunteer Force for the Protection of Newfoundland” (Passed 7th April, 1865.)**

Whereas it is expedient to continue an Act passed in the Twenty-fourth and Twenty-fifth years of the Reign of Her present Majesty, entitled “An Act to provide for the Organization of a Volunteer Force for the Protection of Newfoundland;”

Be it therefore enacted by the Governor, Legislative Council and Assembly, in Legislative Session convened, as follows:

I. That the said hereinbefore recited Act be and the same is hereby continued in full force and effect for one year, from the passing of this Act, and thence to the end of the then next Session of the Legislature; Provided that the amount to be annually paid under this and the said recited Act shall be One Thousand Two Hundred Dollars, instead of One Hundred and Fifty Pounds.

II. It shall be lawful for the Commander-in-Chief to make such orders as may be necessary for ensuring the punctual attendance of all effective Volunteers at drill, and on other occasions of meeting, and to enforce such attendance by the imposition of fines of not less than Twenty-five Cents, and not exceeding One Dollar, for every breach of such order or non-attendance; and all such fines may be recovered, with costs, in an action to be taken, in a summary manner, by and in the name of the Deputy Assistant Adjutant General for the time being, before any Stipendiary Justice of the Peace, or Court of Sessions, unless any Volunteer so absenting himself shall have been absent with leave, or shall have been prevented from attendance at drill by actual sickness, to be certified by some medical practitioner, or otherwise proved to the Commanding Officer of the Corps, to his satisfaction. Provided always and it is further enacted that every enrolled effective member of any Corps or Company of Volunteers shall attend at muster and exercise of his Corps or Company not less than twelve times within each year; namely, six times during the winter period of drill, and the remaining six times during the summer period of drill; such periods for winter and summer drills to be fixed respectively by orders from the Commander-in-Chief.

III. Every member of the Corps shall keep in good order and repair the arms, clothing and accoutrements furnished him by the Government; and if he shall lose, destroy or render unserviceable (unless in actual service, or by unavoidable accident) any such arms, clothing or accoutrements, he shall thereon, in addition to the full value thereof, forfeit, on conviction, in a summary manner, before any Stipendiary Justice of the Peace, the sum of five dollars and costs; and on leaving the Colony, or being ordered to restore his arms, clothing or accoutrements, aforesaid, every such member shall deliver up the same in good order and repair, under the penalties aforesaid, to the Captain of his Company; and no member of the Corps shall use or wear such arms, clothing or accoutrements, or any part thereof,

except when required or allowed by the Commander of his Company so to do for drill or otherwise, under a penalty of Two Dollars, to be recovered with costs, in summary manner, as aforesaid.

IV. Every person enrolling himself as a member of the said Corps, and taking the oath by law in that behalf provided, shall be obliged, if able, and continuing a resident of the place where he was enrolled, to serve for a period of not less than two years.