

*Laws of His Majesty's Province of Upper Canada in North America*, passed in the year 1813.  
Kingston: Stephen Miles, 1813.

53 George III – Chapter 4

**An Act to provide for the maintainance of Persons disabled and the Widows and Children of such Persons as may be killed in His Majesty's Service. Passed the 13th day of March, 1813.**

Most Gracious Sovereign,

Whereas it is deemed expedient to provide means for the support of such Officers, non-commissioned Officers, and Private Militia-men as may be disabled in His Majesty's Service, and also to provide for the support of the Widows and Children of such Officers, non-commissioned Officers and Private Militia-Men as may be killed on such service: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper-Canada, constituted and Assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, *An Act to repeal certain parts of an Act parted in the fourteenth year of His Majesty's Reign, intituled, "An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province*, and by the authority of the such, That if any Officer, non-commissioned Officer or Private Militia-man shall in any engagement with an enemy or by any accident or casualty which may occur while performing any duty on actual service, be killed and leave a Widow, Child or Children lawfully begotten, his widow shall be entitled to receive, during her widowhood, and in case of the death or marriage of such widow when the eldest child or Guardian, for the use of such child or children of such officer, non-commissioned Officer or Private Militia-man, until the youngest thereof shall have attained the age of sixteen years, an Annuity of Twenty Pounds, lawful money of this Province.

II. And be it further enacted by the authority Aforesaid, That when any Officer, non-commissioned Officer or Private Militia-man shall, in any engagement with an enemy or by any accident or casualty which may occur while on or performing any duty in actual service, be wounded or disabled so as to be rendered incapable of earning his livelihood, and shall at the time of his being so wounded or disabled, have a wife or child or children, lawfully begotten, such wounded or disabled Officer, non-commissioned Officer or Private Militia-man shall receive, during such incapacity, an Annuity of Twenty Pounds. Provided always, and be it enacted by the authority aforesaid, that if the said wounded or disabled Officer, non-commissioned Officer, or Private Militia-man shall die before he shall fully recover from the incapacity occasioned by his being so wounded or disabled, in that case the Widow, child or children of such person shall be entitled to receive the said Annuity, in like manner and under the like limitations and restrictions as the widows and children of persons killed in the service, are hereby allowed to receive the same.

III. And be it enacted by the authority aforesaid, That if arty Officer, non-commissioned Officer or private Militia-man shall be wounded or disabled, in manner herein before mentioned, and shall not at the time of his being so wounded or disabled, have a wife or child or children as aforesaid,

such wounded or disabled Officer, non-commissioned Officer or private Militia-man shall be entitled to receive an Annuity of twelve Pounds, Ten Shillings, like lawful money of this Province, during the time of his labouring under such incapacity.

IV. And be it enacted by the authority aforesaid, That the thirty eighth Clause of an Act passed in the fifty-second year of His Majesty's Reign, intituled, "*An Act to repeal part of the Laws now in force for raising and training the Militia of this Province, and to make further provision for the raising and training the said Militia,*" shall be repealed, and the same is hereby repealed accordingly. Provided always, that nothing herein contained, shall prevent or be construed to prevent the persons who have been wounded or disabled before the passing of this Act, or the widow or child or children of such person or persons as have been killed on actual service from receiving the Annuity heretofore, by law allowed to them.

V. And be it enacted by the authority aforesaid, That the said several Annuities herein, granted shall be paid by the Receiver General of this Province, out of any monies that now are or which may hereafter come into his hands, subject to the disposition of the Parliament of this Province, and in discharge of such Warrant or Warrants, as may be such by the Governor, Lieutenant Governor or Person Administering the Government of this Province, and it shall and may be lawful for the Governor, Lieutenant Governor or Person Administering the Government, to order and direct that the said Annuities herein granted and allowed shall be paid either in advance or by quarterly or half yearly payments, as to him shall seem proper. And the said several sums of money when so paid shall be accounted for to His Majesty, His Heirs or Successors through the Lords Commissioners of His Majesty's Treasury in such manner and form, as His Majesty, His Heirs and Successors may please to direct.