

C H A P. VII.

Passed 12th
April 1733.

* 1715, cb. 43.

A Supplementary ACT to the * Act for the ordering and regulating the Militia of this Province, for the better Defence and Security thereof. *Lib. B.L.C. fol. 100.*

Preamble.

Defect of
former Laws.

WHEREAS the Dominion of his Majesty, the Government of his Lordship, and the Properties of the Inhabitants of this Province, ought to be guarded with such ready Defence, as might be able to resist any sudden Invasion, or hostile Attempt: And whereas the several Provisions hitherto intended by the Legislature of this Province, as well as the several Sums of Money laid out in the Purchase of Arms and Ammunition, for those Purposes, have not had the desired Effects, in a proper Regulation of the Militia of this Province, by reason of some Defects in the Laws already made;

The Power of
the Field Of-
ficers confir-
med.

II. Be it therefore Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of the Upper and Lower Houses of Assembly, and the Authority of the same, That any Colonel, Lieutenant-Colonel, or Major, already commissioned, or hereafter to be commissioned, by the Governor, or Commander in Chief, for the Time being, or any Two or more of them, shall have the same Powers and Authorities, in the Execution of any Laws now in Force concerning the Militia, as the Colonel, Lieutenant-Colonel, or Major, intended by the said Laws, are invested with: Provided, the Number of such Officers, who shall at any Time act, or execute any Part of the said Laws, be the same as is directed for such Purposes, by the said Laws.

The Govern-
nor may or-
der Arms to
be delivered
to the Colo-
nel of each
County, and
Captain of
each Inde-
pendant
Company,
for which
they shall
give Re-
ceipts, &c.

How the Va-
lue shall be
determined,
paid and laid
out.

On Non-Pay-
ment, such
Value shall
be levied by
Execution.

III. And be it further Enacted, by the Authority aforesaid, That his Excellency the Governor, or Commander in Chief, for the Time being, shall and may, at any Time or Times, as to him shall seem meet, cause or order to be delivered out of the Public or County Magazine, or Store, such and so many Arms as to him shall seem proper, to the Colonel of each County, and the Captain of every Company within any Town or Corporation of this Province: For which said Arms, the said Colonel and Captain, shall give his and their Receipt and Receipts; which said Receipt and Receipts shall be recorded in the Council-Book of this Province; and the Record thereof allowed as good Evidence against such Colonel or Captain; and shall account with and be answerable to the Governor, or Commander in Chief, for the Time being, from Time to Time, for the same, or the Value thereof, or of so many as shall not be produced to his Excellency the Governor, or Commander in Chief, for the Time being, or to such Person or Persons as shall be appointed by the Governor, or Commander in Chief, for the Time being, for such Purpose, when he or they shall demand the same, in as good Order and Condition as they ought to be: Which Condition and Value, shall and may be adjudged and determined by his Excellency the Governor, or Commander in Chief, for the Time being, or by such Person or Persons as shall be appointed by the Governor, or Commander in Chief, for that Purpose: Which Value, being so determined, such Colonel shall pay to his Excellency the Governor, or Commander in Chief, for the Time being; or to such Person or Persons as shall be appointed by the Governor, or Commander in Chief, for that Purpose; to and for the Purchase of Arms and Ammunition, for the Use of the Regiment or Regiments in the respective County to which the said Colonel belongs. And upon the Neglect or Refusal of such Colonel or Captain, to pay such Value, it shall and may be lawful, to and for his said Excellency, or Commander in Chief, or such Person or Persons as shall be appointed by the Governor, or Commander in Chief, for that Purpose, to certify such Neglect and Refusal, under his or their Hands, to the Clerk of the respective County, and require the same Clerk to issue an Execution for such Value, against the Body, Goods or Chattels, of such Colonel or Captain: Upon which