

S E C T I O N VI.

ARTICLE 1. Any officer or private, who shall desert to the enemy and afterwards be retaken, shall suffer death, or such other punishment as may be adjudged by a general court-martial.

ARTICLE 2. Any officer or private, who shall be convicted of having deserted the regiment, troop or company to which he belongs, shall suffer such punishment as by a general court-martial shall be inflicted.

ARTICLE 3. Any non-commissioned officer or private who shall, without leave from his commanding officer, absent himself from his troop or company, or from any detachment with which he shall be commanded, shall, upon being convicted thereof, be punished according to the nature of his offence, at the discretion of a court-martial.

ARTICLE 4. Any non-commissioned officer or private, who shall leave the regiment, troop or company to which he belongs, without leave of his commanding officer in writing, and shall join himself to any other regiment, troop or company, shall be punished according to the nature of his offence. And any officer, who shall knowingly receive and entertain such non-commissioned officer or private, or shall not, immediately upon having discovered such non-commissioned officer or private so offending, confine him and give notice thereof to the corps in which he last served, the said officer so offending shall, by a general court-martial, be cashiered.

ARTICLE 5. Whatsoever officer or soldier shall be convicted of having advised or persuaded any other officer or soldier to desert the service, shall suffer such punishment as shall be inflicted upon him by the sentence of a general court-martial.

S E C T I O N VII.

ARTICLE 1. No officer or soldier shall use any reproachful or provoking speeches or gestures to another, upon pain, if an officer, of being put in arrest; if a private, imprisoned, and of asking pardon of the party offended, in the presence of his commanding officer.

ARTICLE 2. No officer or private shall presume to send a challenge to any other officer or private, to fight a duel, upon pain, if a commissioned officer, of being cashiered; if a non-commissioned officer or private, of suffering such punishment as shall, by a court-martial, be adjudged.

ARTICLE 3. If any commissioned or non-commissioned officer, commanding a guard, shall knowingly and willingly suffer any person whatsoever to go forth to fight a duel, he shall be punished as a challenger; and likewise all seconds, promoters and carriers of challenges, in order to duels, shall be deemed as principals, and be punished accordingly.

ARTICLE 4. All officers, of what condition soever, have power to part and quell all quarrels, frays and disorders, though the persons concerned should belong to another regiment, troop or company, and either to order officers into arrest, or non-commissioned officers or privates to prison, till their proper superior officers shall be acquainted therewith; and whosoever shall refuse to obey such officer (though of an inferior rank) or shall draw his sword upon him, shall be punished at the discretion of a general court-martial.