

such Officer shall suffer such Pains and Penalties as are directed by this Act to be inflicted on those that shall make and present any false Muster-Roll or Certificate; to be recovered in the same Manner, and applied, as hereafter directed.

XXII. And to discourage, and as far as may be prevent, all Officers from making and presenting false Muster-Rolls and Certificates; *Be it further Enacted*, That upon Complaint, or Information filed, against any Officer, for Breach of this Act, in the Clerk's Office of the Provincial Court, setting forth the Facts committed by the said Officer, Fourteen Days before the setting of the said Court, upon Leave obtained under the Hand of the Governor or Commander in Chief, for the Time being, the Clerk shall issue forth a Summons to the Officer informed against, commanding him to appear at the Provincial Court, to answer to such Complaint; which Summons, with a Copy of the Information, shall be served upon the Officer complained of Fourteen Days before the setting of the Court.

XXIII. *And be it further Enacted*, That if any Witnesses, to prove the Facts complained of, be retained in the Pay of this Province, at any of the Stations, Fort, or Ranges, hereafter directed; upon Application made to, and Leave therefore had, from the Governor or Commander in Chief, as aforesaid, the Clerk shall make out *Subpœnas* for such Witnesses to attend the said Court as Evidences in the Cases.

XXIV. *And be it further Enacted*, That if any Officer shall presume to detain any Soldier under his Command, when summoned and notified as before directed, or if any Officer or Soldier shall, by any Ways or Means whatever, obstruct the Service of any such *Subpœna* as aforesaid, such Officer or Soldier, upon Conviction thereof, shall forfeit and pay; That is to say, a Captain or Lieutenant, One Hundred Pounds Current Money; an Officer under the Degree of a Lieutenant, Fifty Pounds Current Money; and a common Soldier, Thirty Pounds Current Money; to be recovered and applied as hereafter directed.

XXV. *And be it further Enacted*, That the said Three Hundred Men (Officers included) shall be forthwith drafted by Order and Direction of his Excellency *Horatio Sharpe*, Esq; or the Governor or Commander in Chief of this Province, for the Time being, out of such of the aforesaid Five Hundred Men, taken into the Pay of this Province by Virtue of an Act of Assembly, entituled, *An Act for his Majesty's*