

NEW ZEALAND.

ANNO VICESIMO SEXTO

VICTORIÆ REGINÆ.

No. 38.

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AN ACT to amend the Militia Acts.  
[15th September 1862]

Title.

WHEREAS it is expedient to amend the "Militia Act 1858" and the "Militia Act Amendment Act 1860"

Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled and by the authority of the same as follows:—

I. The Short Title of this Act shall be "The Militia Acts Amendment Act 1862."

Short Title.

II. The Fifteenth Section of the Militia Act 1858 is hereby repealed.

Section 15 of Militia Act 1858 repealed.

In lieu thereof it is hereby enacted as follows:—

The number of days or hours for the meeting of the Militia of any district for training and exercise shall be from time to time fixed by the Governor and notice thereof shall be posted in some conspicuous place within the district and shall be published in some local newspaper circulating in the Province in which such district is situated. The particular times and places for such meetings shall be fixed in every Militia District by the Officer commanding in such District. Notice of such meetings shall be given or caused to be given from time to time

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by such Commanding Officer by notice in some local newspaper circulating within the Province fourteen days before such meetings provided that it shall be lawful for every Officer in command at any such meeting by Order on Parade and without further notice to give notice of and to appoint other times and places for such meetings All Militiamen bound in pursuance of this Act or the above recited Acts to attend meetings of Militia for training and exercise shall be bound to attend meetings so appointed as aforesaid Such notice as aforesaid shall be deemed sufficient notice to every Militiaman of the time and place of every meeting Provided always that it shall be lawful for the Governor or such person as he shall appoint as his Deputy for that purpose from time to time to call out the whole or any part or number of any Regiment Battalion Corps or Company as he shall think fit Provided also that no Militiaman shall be compelled to attend for training and exercise more than one hundred and sixty eight hours in any one year.

Penalty for not attending for training and exercise.

III. Every Militiaman liable to attend at any meeting of the Militia for training and exercise who shall fail to attend at the time and place appointed or shall leave before being dismissed shall be liable to a penalty not exceeding Five Pounds to be recovered in like manner as penalties under the Eleventh Section of the Militia Act Amendment Act 1860.

Definition of Militiamen.

IV. Every person liable to serve as a Militiaman under the provisions of the said recited Acts shall be deemed to be a Militiaman and subject to the provisions of the said Acts whether he shall have been enrolled or not.

Oaths.

V. So much of the Twenty-first Section of the Militia Act 1858 as requires Militiamen to appear at the time and place appointed for exercise with reference to the taking of the Oath required by the said Act is hereby repealed The Oath so appointed to be taken by Militiamen may be administered and taken before any Commissioned Officer of the Militia at any time or place In the case of any person objecting from conscientious scruples to take an Oath such person may make a solemn Affirmation to the same effect as the Oath.

Pension for wounds.

VI. Every Officer of Militia and Militiaman who shall be so seriously wounded or otherwise injured when on actual service as to afterwards impede his obtaining a livelihood shall be entitled to a Pension so long as he shall be so disabled according to such Regulations as the Governor in Council shall from time to time make in that behalf as nearly as the circumstances will admit in accordance with the Regulations in force in respect of the Queen's Regular Forces and of a similar amount.

Pension to Widows &c.

VII. In the event of any Militia Officer being killed on service his family shall be entitled to such Pension as they would have been entitled to had he been an Officer of the same rank in Her Majesty's Regular Service and in the event of a Non-commissioned Officer or Private being killed in service his family shall be entitled to such Pension as they would have been entitled to had he been an Ensign in Her Majesty's service.

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VIII. Officers of Volunteers enrolled under the provisions of the Militia Act 1858 shall rank with Officers of Militia according to the dates of their respective Commissions.

Rank of Officers of  
Volunteers and Mili-  
tia.