

A BILL INTITULED

AN ACT to extend and apply the Mutiny Act to the Title.
Armed Constabulary when on service in Pro-
claimed Districts and to authorize the constitution
of Courts-Martial for the purpose of trying
Offenders serving in the Armed Constabulary in
such Districts and Offenders serving in the Militia
or Volunteers whilst on Actual Service.

WHEREAS by "The Militia Act Amendment Act 1860" it is Preamble.
enacted that during the time that any such Militia as in the said Act
mentioned shall be on actual service all things contained in any Act
of Parliament which shall then be in force for punishing mutiny and
5 desertion and for the better payment of the Army and their quarters
and in the Articles of War made in pursuance of such Act shall be in
force with respect to such Militia and to all the officers non-commis-
sioned officers drummers and privates of the same in all cases whatso-
ever And whereas by "The Militia Act 1865" it is enacted that
10 during the time that any part of the Militia shall be on actual service
all things contained in any Act of the Imperial Parliament which shall
then be in force for punishing mutiny and desertion and for the better
payment of the Army and their quarters and in the Articles of War
made in pursuance of such Act shall apply to and the powers thereby
15 created shall be exercised by such part of the Militia in all cases not
otherwise provided for as in the now-reciting Act mentioned And
whereas by "The Volunteer Act 1865" it is enacted that during the
time when any Volunteer Corps is on actual service or is undergoing
inspection by the Inspector the "Mutiny Act" shall apply to and the
20 powers thereby created shall be exercised by the Officers and Volun-
teers of such Corps And whereas it is expedient to extend and apply
the Mutiny Act to the New Zealand Armed Constabulary while
employed in Disturbed Districts proclaimed as such and to authorize
and regulate the constitution of Courts-Martial for the purpose of
25 trying offenders serving in such Armed Constabulary while employed
in such districts and offenders serving in the Militia or Volunteer
Forces in New Zealand whilst on Actual Service

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

1. The Short Title of this Act shall be "The Colonial Forces Short Title.
Courts-Martial Act 1868."

Governor authorized to proclaim Districts as Disturbed and in such Districts Armed Constabulary to be subject to Mutiny Act.

2. The Governor may from time to time by Proclamation published in the *New Zealand Gazette* appoint and declare any portion of the Colony defined in such Proclamation to be a "Disturbed District" within the meaning of this Act and also any such Proclamation by Proclamation published in the said *Gazette* at any time to 5
revoke. And during the time that any of the officers or men of the New Zealand Armed Constabulary embodied under "The Armed Constabulary Act 1867" shall be stationed employed or in any way on service within any district proclaimed under this section of this Act as a Disturbed District all things contained in any Act of the Imperial 10
Parliament which shall then be in force in New Zealand for punishing mutiny and desertion and for the better payment of the Army and their quarters and in the Articles of War made in pursuance of such Act shall apply to and the powers thereby created shall be exercised by such officers and men of the New Zealand Armed Constabulary 15
aforesaid.

Governor may authorize officers to convene Courts-Martial.

3. For the purpose of bringing to justice persons on actual service in the Militia or Volunteer Forces and persons in the New Zealand Armed Constabulary employed or on service in Disturbed Districts proclaimed as such as aforesaid who shall offend against the pro- 20
visions contained in any Act of the Imperial Parliament of Great Britain and Ireland for the time being in force and applicable in New Zealand as aforesaid for punishing mutiny and desertion and for the better payment of the Army and their quarters and against the Articles of War made under the authority of any such Act it shall be lawful for 25
the Governor to authorize any officer holding a command in the Militia or Volunteer Forces aforesaid or in the New Zealand Armed Constabulary aforesaid to convene Courts-Martial as occasion may require for the trial of offences committed by any of the Forces under the command of any such officer whether the same shall have been committed 30
before or after such officer shall have taken upon him such command provided that the officer so authorized be not below the degree of a Field-officer of the Militia or Volunteer Forces or a Commandant in the Armed Constabulary aforesaid except in detached situations where a Field-officer or Commandant as aforesaid is not in command in which 35
case a Captain of Militia or Volunteers or an Inspector in the Armed Constabulary may be authorized to convene District or Garrison Courts-Martial. Every officer so authorized to convene Courts-Martial may confirm the sentence of any Court-Martial convened by him according to the terms of his warrant. 40

Provisions of Mutiny Act and Articles of War to apply to Courts-Martial convened by officers authorized by this Act.

4. The provisions of the Act of the Imperial Parliament of Great Britain and Ireland for the time being in force in New Zealand for punishing mutiny and desertion and for the better payment of the Army and their quarters and the Articles of War made under the authority of the said Act shall apply to all Courts-Martial convened under the 45
authority of the Governor as provided by this Act and to all proceedings by such Courts in the same manner so far as the same may be applicable as such provisions apply to Courts-Martial convened by any officer authorized to convene Courts-Martial by the Commander of the Forces or the person or persons Commanding-in-chief any body of troops 50
belonging to Her Majesty's army and commissioned by Her Majesty to authorize officers to convene Courts-Martial.

Number of officers of which Courts-Martial shall consist.

5. It shall be lawful for the Governor in Council from time to time to fix the number of officers of which General Courts-Martial District Courts-Martial and Regimental or Detachment Courts-Martial 55
respectively to be convened by any such officer authorized by the Governor under this Act shall consist and any such Courts-Martial convened by any officer so authorized as aforesaid shall respectively consist of the number of officers fixed by the Order in Council made under this Act for the time being in force. 60