

NOTES ON MILITARY LAW

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Notes on Military Law by Douglas Jones

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DOUGLAS JONES

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COMPILED BY

CAPTAIN DOUGLAS JONES,

ROYAL ARTILLERY, P. S. C.

PROFESSOR OF MILITARY HISTORY, MILITARY ADMINISTRATION AND LAW,

AT

THE ROYAL MILITARY COLLEGE OF CANADA.



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ABBREVIATIONS.

Act	Army Discipline and Regulation Act.
A. W.	Articles of War.
C. in C.	...	...	...	Commander-in-Chief.
C. O.	...	...	...	Commanding Officer.
C. B.	...	...	...	Confinement to Barracks.
C. M.	...	...	...	Court or Courts Martial.
G. C. M.	...	...	...	General Court or Courts Martial.
D. C. M.	...	...	...	District " " " "
R. C. M.	...	...	...	Regimental " " "
Field G. C. M.	...	...	...	Field General " " "
F. O.	...	...	...	Field Officer.
H. M.	...	...	...	Her Majesty's.
J. A. G.	...	...	...	Judge Advocate General.
J. A.	...	...	...	Judge Advocate.
M. A.	...	...	...	Mutiny Act.
N. C. O.	...	...	...	Non-Commissioned Officer.
P. S.	...	...	...	Penal Servitude.
S. of S.	...	...	...	Secretary of State.
U. K.	United Kingdom.

The figures in the margin refer to the sections of the Discipline Act.

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NOTES ON MILITARY LAW.

CHAPTER I.

INTRODUCTORY.

THE Laws of Great Britain and Ireland, as applicable to every subject, are derived from two separate sources :—

1. *Statute Law*—Passed by Parliament and sanctioned by the Crown.

2. *Common Law*—A Judge-made Law, derived from precedents formed by the decisions of celebrated Judges, which are sure to be followed, and become as binding as Statute Laws.

Statute Law is gradually replacing Common Law, but it is a slow process.

Military Law has no permanent Statute, and reference to precedent is by no means frequent. Still there exists the Written Law, the Army Discipline and Regulation Act, and the Unwritten Law recognized in the former Articles of War under the term "Custom of War," which was analogous to the Common Law. The Act which is now in force states (*under the Rules of Procedure for C. M.*) that "where any matter or thing is not provided for, the