

**MILITARY LAW: ITS PROCEDURE  
AND PRACTICE. BEING THE FIFTH  
VOLUME OF MILITARY  
HANDBOOKS FOR OFFICERS &  
SON-COMMISSIONED OFFICERS**

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649648740

Military Law: Its Procedure and Practice. Being the Fifth Volume of Military Handbooks for Officers & Son-Commissioned Officers by Sisson C. Pratt & C. B. Brackenbury

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**SISSON C. PRATT & C. B. BRACKENBURY**

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SON-COMMISSIONED OFFICERS**



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# MILITARY LAW

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*PROCEDURE AND PRACTICE*

BY

MAJOR SISSON C. PRATT, R.A.

PROFESSOR OF MILITARY HISTORY AT THE ROYAL MILITARY ACADEMY

BEING THE FIFTH VOLUME OF

*Military Handbooks for Officers & Non-commissioned Officers*

EDITED BY

COLONEL C. B. BRACKENBURY, R.A.

LATE SUPERINTENDING OFFICER OF GARRISON INSTRUCTION

*THIRD EDITION, REVISED*

16.  
LONDON

KEGAN PAUL, TRENCH, & CO., 1 PATERNOSTER SQUARE

1887

*Rec. Oct. 13, 1867*

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## PREFACE.

THE effect of recent legislation has been rather to complicate than to simplify the military code. Some anomalies have been swept away, but with them has also disappeared much of the simplicity which characterised the administration of military law under the Mutiny Act and Articles of War. Not only has the actual punitive code been largely increased in size, but the manner of carrying it out, on the Procedure of Courts-martial, has become so involved that the regulations concerning it require close attention. More help than was formerly necessary is now required by the student.

The present manual has been compiled by an acknowledged authority on the subject, in order to aid officers and non-commissioned officers in overcoming the many difficulties which attend the study of the legal part of their profession. It must be looked upon as an aid to, and not a substitute for, the ordinary legal military code. The method of arrangement is somewhat novel, and will, it is hoped, be found to have the merits of simplicity and ease of reference.

C. B. BRACKENBURY,  
*Colonel R.A.*

WALTHAM ABBEY, ESSEX.

## ABBREVIATIONS USED.

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- S. 5 . Section 5, Army Act, 1881.  
M.A. 10 . Section 10, Militia Act, 1882.  
R.F.A. 20 . Section 20, Reserve Force Act, 1882.  
R. 30 . Rule 30, Rules of Procedure, 1881.  
Q. vi 40 . Paragraph 40, section 6, Queen's Regulations, 1883.  
G.O. 5/80 . General Order No. 5 of 1880.  
A.C. 10/82 . Army Circular No. 10 of 1882.  
P.W. 582 . Paragraph 582, Pay Warrant of 1882.  
Sm. 100 . Paragraph 100 of Simmons' 'Court-Martial,' Seventh Edition.  
O'D. 45 . Page 45 of O'Dowd's 'Hints to Courts-Martial,' First Edition.  
CL 190 . Page 190, Clode's 'Military Forces of the Crown,' First Edition.  
Ho. 180 . Page 180, Hough's 'Precedents,' First Edition.  
Sth. 15 . Article 15, Stephen's 'Digest of the Law of Evidence,' Fourth Edition.

The large-sized figures in the margin refer to paragraphs on other pages.

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After a considerable portion of this book was written the 'Official Manual of Military Law' was provisionally issued, and I have had the advantage of deriving from it the most recent authoritative decisions on disputed points. The actual form which this valuable work of reference will permanently assume is not yet decided, and I have therefore been unable to include it in the list of authorities to which marginal references have been made. I must express my cordial thanks to Colonel Parsons, Deputy Judge Advocate, for his valuable assistance in revising the proof sheets of this work.

September 1, 1883.

B. C. P.

# CONTENTS.

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## CHAPTER I.

### *HISTORY OF MILITARY LAW.*

	PAGE
1. MILITARY LAW. 2. MILITARY CODE—Written Code—Unwritten Code. 3. CIVIL LAW—Statute Law—Common Law. 4. CIVIL <del>versus</del> MILITARY LAW. 5. ORIGIN OF ARTICLES OF WAR. 6. ORIGIN OF MUTINY ACT. 7. ORIGIN OF COURTS-MARTIAL . . . . .	1

## CHAPTER II.

### *THE MILITARY CODE, AND PERSONS SUBJECT TO IT.*

8. ARMY ANNUAL ACT. 9. ARMY ACT OF 1881—Its Contents. 10. ARTICLES OF WAR—Indian Articles of War. 11. RULES OF PROCEDURE. 12. QUEEN'S REGULATIONS. 13. GENERAL ORDERS. 14. ARMY CIRCULARS. 15. ROYAL WARRANTS. 16. ORDERS IN COUNCIL. 17. OTHER ACTS—Army Discipline Act—Regulation of Forces Act—Reserve Act—Militia Act. 18. PERSONS SUBJECT TO MILITARY LAW—Reserve and Auxiliary Forces—Indian and Colonial Forces—Civilians . . . . .	8
--	---

## CHAPTER III.

### *MILITARY CUSTODY.*

19. MILITARY CUSTODY—Offences against—No Duty while in—Trial of Persons taken into—Informal Custody—De-	
---	--