

How Canadian domicile lost.

period of residence in Canada which is necessary in order to acquire Canadian domicile. Canadian domicile is lost, for the purposes of this Act, by a person voluntarily residing out of Canada, not for a mere special or temporary purpose, but with the present intention of making his permanent home out of Canada unless and until something which is unexpected, or the happening of which is uncertain, shall occur to induce him to return to Canada;

“Alien.” (e) “alien” means a person who is not a British subject;

“Canadian citizen.” (f) “Canadian citizen” means—

- i. a person born in Canada who has not become an alien;
- ii. a British subject who has Canadian domicile; or,
- iii. a person naturalized under the laws of Canada who has not subsequently become an alien or lost Canadian domicile:

Proviso. Provided that for the purpose of this Act a woman who has not been landed in Canada shall not be held to have acquired Canadian citizenship by virtue of her husband being a Canadian citizen; neither shall a child who has not been landed in Canada be held to have acquired Canadian citizenship through its father or mother being a Canadian citizen;

“Immigrant.” (g) “immigrant” means a person who enters Canada with the intention of acquiring Canadian domicile, and for the purposes of this Act every person entering Canada shall be presumed to be an immigrant unless belonging to one of the following classes of persons, hereinafter called “non-immigrant classes,”—

Canadian citizens. i. Canadian citizens; and persons who have Canadian domicile;

Diplomatic representatives. ii. diplomatic and consular officers, and all accredited representatives and officials of British or foreign governments, their suites, families and guests, coming to Canada to reside or to discharge any official duty or to pass through in transit;

Military. iii. officers and men, with their wives and families, belonging to or connected with His Majesty’s regular naval and military forces;

Tourists. iv. tourists and travellers merely passing through Canada to another country;

Students. v. students entering Canada for the purpose of attendance, and while in actual attendance, at any university or college authorized by statute or charter to confer degrees; or at any high school or collegiate institute recognized as such for the purpose of this Act by the Minister;

Professional. vi. members of dramatic, musical, artistic, athletic or spectacular organizations entering Canada temporarily for the purpose of giving public performances or exhibitions of an entertaining or instructive nature; and actors, artists, lecturers, musicians, priests and ministers of religion, professors of colleges or other educational institutions, and commercial travellers, entering Canada for the temporary exercise of their respective callings;