Married Women

Proxy Marriages

Marriage of a Canadian Woman to an Alien

whose citizenship has not been extended under Section 20 of the Canadian Citizenship Act;

- 6.07 a. A married woman does not change her national status upon becoming a widow or being divorced.
- b. Proxy marriages performed outside of Canada are recognized by the Department, provided such marriages are valid according to the law in force at the place of celebration and provided that according to Canadian law neither party is under a legal incapacity to marry. In view of the difficulty of deciding on "capacity to marry" under Canadian law, each instance of this kind should be referred to the Department. (Of course, proxy marriages after December 31st, 1946, do not affect the national status of women).
- c. The general approach of the Naturalization Act was that "the wife of a British subject shall be deemed to be a British subject, and the wife of an alien shall be deemed to be an alien". This was subject to qualification, but the result in recent years has been that where a British woman married an alien, and by the law of his country