

Emigration Act, 1983

Section 2 -

1) In this Act, unless the context otherwise requires,

(a) certificate means a certificate of registration issued under section 11;

(b) conveyance includes a vessel, vehicle, country-craft and an aircraft;

(c) dependent means any person who is related to an emigrant and is dependent on that emigrant;

(d) emigrant means any citizen of India who intends to emigrate, or emigrates, or has emigrated but does not include

(i) a dependent of an emigrant, whether such dependent accompanies that emigrant, or departs subsequently for the purpose of joining that emigrant in the country to which that emigrant has lawfully emigrated;

(ii) any person who has resided outside India at any time after attaining the age of eighteen years, for not less than three years or the spouse or child of such person;

(e) emigrant conveyance means any conveyance specially chartered for conveyance of emigrants or for conveying emigrants exceeding such number as may be prescribed:

Provided that the Central Government may, by notification, declare that any conveyance conveying emigrants to such place as may be specified in the notification shall not be deemed to be an emigrant conveyance;

(f) emigrate and emigration mean the departure out of India of any person with a view to taking up any employment (whether or not under an agreement or other arrangements to take up such employment and whether with or without the assistance of a recruiting agent or employer) in any country or place outside India;

(g) employer means any person providing or offering to provide, employment in any country or place outside India;

(h) employment means any service, occupation or engagement (not being service, occupation or engagement under the Central Government or a State Government), in any kind of work within the meaning of clause (o), for wages or for reward, and all its grammatical variations and cognate expressions shall be construed accordingly;

(i) notification means a notification published in the Official Gazette;

1. 30th December, 1983, vide notification No. S.O. 940(E), dated 30th December, 1983, see Gazette of India, Extraordinary,