

Indian Emigration Act, 1922

Section 2 - DEFINITIONS

1) In this Act, unless there is anything repugnant in the subject or context," 3[(a) "conveyance" includes a vessel, a country craft and an aircraft;] 4[(aa)] "dependent" means any woman or child who is related to an emit grant and any aged or incapacitated relative of an emigrant; (b) "emigrant" means any person who emigrates or has emigrated or who has been registered as an emigrant under this Act, and includes any dependent of an emigrant, but does not include" (i) any person emigrating to a country in which he has resided for not less than five years or the wife or child of such person, or (ii) the wife or child of any person who has lawfully emigrated when such wife or child departs for the purpose of Joining such person; (c) "emigrate", and "emigration" mean the departure by sea⁴[or by air] out of⁵[India] of" (i) any person who departs under an agreement to work for hire in any country beyond the limits of India, and (ii) any person who is assisted to depart, otherwise than by a relative, if he departs, for the purpose or with the intention of working for hire or engaging in agriculture in any country beyond the limits of India; 6[(cc) "emigrant ship" means any ship specially chartered for the convey- ance of emigrants, or conveying emigrants exceeding a number to be prescribed: "A" in the citations stands for AIR Provided that the Central Government may, by notification in the Official Gazette, declare that ships conveying emigrants to any specified port shall not be deemed to be emigrant ships;] (d) "prescribe" means to prescribe by rules made under this Act; (e) "work", with its grammatical variations, means skilled or unskilled work; (f) "skilled work" means" (i) working as an artisan; or (ii) working as a clerk or shop assistant; or (iii) working for the purpose of any exhibition or entertainment; or (iv) service in any restaurant, tea-house, or other place of public resort; or (v) domestic service; or (vi) any other occupation which the⁷[Central Government] may, by notifications in the Official Gazette,⁹[declare to be skilled work; (g) "unskilled work" includes engaging in agriculture. (2) In case of any doubt or dispute arising otherwise than in the course of any legal proceedings, as to whether" (a) any person is an emigrant, or (b) any work is skilled or unskilled, or (c) any person has been assisted otherwise than by a relative, within the meaning of this Act, the question shall be determined by such person and in such manner as the⁸[Central Government] may prescribe, and such determination shall be final.