## Council Council

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2 December 1943

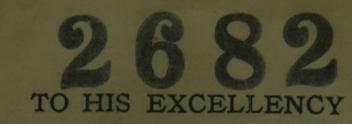


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Major-General the Right Honourable the Earl of Athlone, Knight of the Most Noble Order of the Garter, a Member of His Majesty's Most Honourable Privy Council, Knight Grand Cross of the Most Honourable Order of the Bath, Grand Master of the Most Distinguished Order of Saint Michael and Saint George, Knight Grand Cross of the Royal Victorian Order, Companion of the Distinguished Service Order, one of His Majesty's Personal Aides-de-Camp.

GOVERNOR GENERAL AND COMMANDER IN CHIEF
OF THE DOMINION OF CANADA

Report of a Committee of the Privy Council ON MATTERS OF STATE.

## PRESENT

The HONOURABLE

J. H. KING

J. L. ILSLEY

J. E. MICHAUD

C. D. HOWE

J. G. GARDINER

N. A. MCLARTY

J. A. MacKINNON

W. P. MULOCK

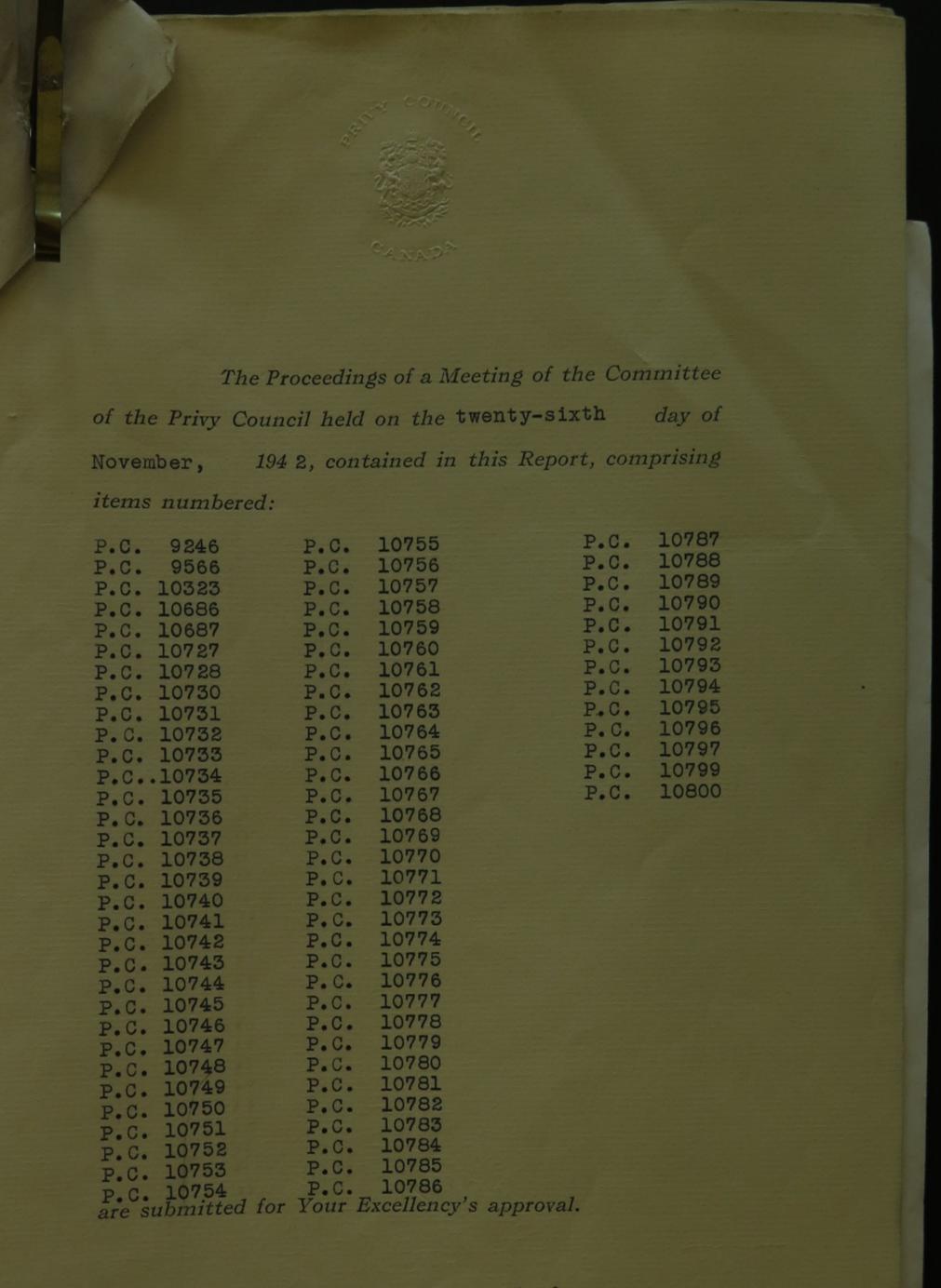
COLIN GIBSON

A. L. MACDONALD

L. S. ST. LAURENT

H. MITCHELL

26 HOVEWBER 1942



Government House,

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Ottawa.

approved 26.11.42. HODA A SIGNITURE DE LA SIGNITURE DE And Sidon Isola Sull P.C. 10773 Revoked by Rb. 269- 23-1-47 51 AT THE GOVERNMENT HOUSE AT OTTAWA THURSDAY, the 26th day of NOVEMBER, 1942. PRESENT: HIS EXCELLENCY THE GOVERNOR GENERAL IN COUNCIL: WHEREAS the Secretary of State, with the concurrence of the Secretary of State for External Affairs, reports that arrangements have been made with the Japanese Government for the repatriation of persons of Japanese race, together with their wives and minor children, from Canada to Japan in exchange for Canadian nationals and other persons repatriated from Japan and Japanese-occupied territory to Canada; That it is possible that similar arrangements may be made from time to time with the governments of other enemy states; and That it is undesirable that any persons so repatriated to enemy territory in time of war should be allowed to retain their status as British subjects or as Canadian nationals; THEREFORE, His Excellency the Governor General in Council, on the recommendation of the Secretary of State, and under the authority of the War Measures Act. Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:-(a) any person who is a British subject by reason of marriage, or by reason of birth or naturalization in Canada, or by reason of the birth or naturalization of his father in Canada, and who makes applicationfor repatriation to any country which at the time of the application is at war with Canada. shall as from the date of his departure from Canada for repatriation, cease to be a British subject. and any person who is a Canadian national but not a British subject. who makes application for repatriation to any country which at the time of the application is at war with Canada, shall, as from the date of his departure from Canada for repatriation, cease to be a Canadian national. (b) The wife and minor children of any person

who ceases to be a British subject by virtue of paragraph (a) of this clause, shall, if they are included in that person's application for repatriation, cease to be British subjects as from date of their departure from Canada.

Canadian War d. + Rigis Nob# 9, 1942 P. 434.

Participal Arties JO ROPE OF STREET STREE P.C. 10773 (c) Notwithstanding the provisions of section 15 of the Naturalization Act, Chapter 138 of the Revised Statutes of Canada, 1927, a minor child of a person who ceases to be a British subject by virtue of paragraph (a) of this clause, shall not cease to be a British subject by reason only that his parent has ceased to be a British subject, unless he is included in his parent's application for repatriation and actually departs from Canada. (a) Any person who is a British subject by reason of marriage, or by reason of birth or naturalization in Canada, or by reason of the birth or naturalization of his father in Canada. and who makes application for protection to the Protecting Power of a state at war with Canada. or who asserts allegiance to such state, or who makes application for repatriation to such a state but is not so repatriated may in the discretion of the Secretary of State, be deprived of his status as a British subject, and any other person who is a Canadian national and who applies for protection or repatriation as aforesaid may, at the discretion of the Secretary of State, be deprived of his status as a Canadian national. (b) The wife and minor children of a person who is deprived of his status as a British subject, or of his status as a Canadian national. under paragraph (a) of this clause, may, in the discretion of the Secretary of State, be deprived of their status as British subjects. The Secretary of State shall publish in the Canada Gazette the names of all persons who have lost their status as British subjects or as Canadian nationals by virtue of this Order in Council. Mahle approved . athlones NOV 26 1942