



To Whom It May Concern:

This letter is provided in connection with the Ministry of Home Affairs of India requirement for "a letter from the Embassy of the foreign country in India or the Foreign Ministry of the country" stating that Canada recognizes surrogacy and that the child/children born to the commissioning couple through the Indian surrogate will be permitted entry into Canada as a/the biological child/children of the couple commissioning the surrogacy, to be submitted with the visa application in cases involving surrogacy.

In Canada, there is no federal law that prohibits the recognition of children born abroad through surrogacy. Under Canadian citizenship law, a child born abroad through surrogacy may be a Canadian citizen if the child is genetically related to a Canadian citizen who is able to pass on their citizenship to the child.

The *Citizenship Act* governs eligibility for Canadian citizenship. Determination of Canadian citizenship status is assessed on a case-by-case basis once an application for a proof of citizenship has been submitted on behalf of the child. For this reason, Citizenship and Immigration Canada is unable to confirm the citizenship status of an unborn child.

With a few exceptions, a child born outside Canada is a Canadian citizen at birth if the Canadian citizen parent was born or naturalized in Canada and if there is a genetic link between the Canadian citizen parent and the child.

When assessing an application for a proof of citizenship, in cases where a citizenship officer is not satisfied there is a genetic link to a Canadian citizen parent, DNA evidence may be requested to demonstrate a genetic parent-child link.

Parents of children who are born abroad through a surrogacy arrangement and who do not acquire Canadian citizenship automatically at birth may be eligible to apply for Canadian citizenship for their child through the intercountry adoption process, or for entry into Canada depending on the particulars of each case.

For more information on Canadian citizenship, please consult CIC's website at [www.cic.gc.ca](http://www.cic.gc.ca).

Sincerely,

Immigration Officer