



Government of Canada
High Commission of Canada

Gouvernement du Canada
Haut-commissariat du Canada

Date: April 13, 2020

Dear

This refers to your application for a Canadian Work Permit.

I have reviewed your application and documents you submitted in its support. Subsection 11(1) of the Immigration and Refugee Protection Act provides that a foreign national must, before entering Canada, apply to an officer for a visa or any other document required by the Regulations. The visa or document shall be issued if, following an examination, the officer is satisfied that the foreign national is not inadmissible and meets the requirements of this Act.

I am not satisfied that you have fulfilled the requirement put upon you by section 16(1) of the Immigration and Refugee Protection Act, which states:

16(1) A person who makes an application must answer truthfully all questions put to them for the purpose of the examination and must produce a visa and all relevant evidence and documents that the officer reasonably requires.

Specifically, I have concerns that your employment offer may not be genuine due to the company size of your potential employer.

To assess this application, you are required to provide the following documents pertaining to your potential employer within two weeks. Please request these documents and information from your employer:

1. Please indicate the total number of trucks owned and operated by your company.
2. Please indicate the total number of truck drivers employed full-time with your company.
3. Please identify the recruiters you have engaged in India to recruit the applicant(s) and provide a detailed description of the recruitment steps you have followed to identify the applicant(s) as suitable for the employment offered. Please also state your reasons for having been reasonably satisfied the applicant(s) is/are able to perform the job duties and is/are sincerely motivated to report for work and fulfill the terms of their employment contract. Also include any due diligence you have exercised to satisfy yourself the applicant(s) can be relied upon to fulfill the terms of their visa status as a temporary foreign worker and any precautionary steps followed by you to promote and encourage visa compliance.



4. Provide a description of your business, including but not limited to, the size of your current business and a brief history of operations, the address(es) where business operations take place, the goods or services produced by your business, the type of business ownership with the names of the owners, and include the number of temporary foreign workers you have employed annually over the last three years in comparison to non-foreign workers for the same period.
5. Your business registration.
6. Your most recent unaudited financial statement.
7. Your business notices of assessment from Revenue Canada for the last 3 years (include T4 Summary of Remuneration Paid and T2 Schedule 100/125).
8. An organizational chart of your business including job titles and the names of the individuals occupying each position. If you have employees who hold temporary resident status in Canada on staff provide full names, dates of birth and the social insurance number for each.
9. Evidence the employer contribution to the employment insurance (EI) plan has been made for each employee as well as Workers' Compensation Clearance Letter.
10. A list of your major customers including supporting materials such as sales contracts and accounts receivable.
11. A list of your major suppliers including supporting materials such as purchase contracts and accounts payable.

Please note that if it is found that you have engaged in misrepresentation in submitting your application for a Work Permit, you may be found to be inadmissible under Section 40(1)(a) of the **Immigration and Refugee Protection Act**. A finding of such inadmissibility would render you inadmissible to Canada for a period of five years according to section 40(2)(a):

40(1) A permanent resident or a foreign national is inadmissible for misrepresentation (a) for directly or indirectly misrepresenting or withholding material facts relating to a relevant matter that induces or could induce an error in the administration of this Act.

40(2) The following provisions govern subsection (1):

(a) the permanent resident or the foreign national continues to be inadmissible for misrepresentation for a period of five years following, in the case of a determination outside Canada, a final determination of inadmissibility under subsection (1) or, in the case of determination in Canada, the date the removal order is enforced.

I would like to give you an opportunity to respond to this information. I will afford you 30 days from the receipt of this letter to make any representations in this regard. Please upload your response to your IRCC My Account (My CIC) before the due date. If you do not respond to this request within the time outlined above, your application will be refused.

Sincerely,

Migration Officer