

s.19(1)

Green.Skyler

From:
Sent: January 6, 2023 1:00 PM
To: Immigration Representatives / Représentants immigration (IRCC)
Subject: RE: [EXTERNAL] RE: Work Permit - Location --REP-2022-2913--

Thank you for the email!

Kind regards,

From: Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.IRCC@cic.gc.ca>
Sent: Friday, January 06, 2023 9:56 AM
To:
Cc: Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.IRCC@cic.gc.ca>
Subject: [EXTERNAL] RE: Work Permit - Location --REP-2022-2913--

Hello,

Please see our response to your question.

QUESTION: An OOE was submitted in the employer portal with multiple locations. The officer issued the work permit with the primary location (Chilliwack) but not the secondary locations (Airdrie, Mississauga, Salaberry-de-Valleyfield). However, the remark “not authorized to work at any other location” was not stated on the work permit. Based IRCC’s Conditions and validity period on work permits (temporary workers) publication, it appears that under such circumstance, the foreign national can work at the other three locations without requesting for an amendment of the work permit:

Location

Worker conditions: The foreign national may have specific conditions imposed on them with the work permit. These conditions may include “not authorized to work at any other location”. If this condition is imposed and a location is specified, the worker will need a new work permit (including a new offer of employment in case of an LMIA-exempt work permit) in order to change locations.

Kindly confirm.

RESPONSE:

“Location of work” is a condition that an officer must impose on a temporary resident per R185(b)(iii), it is not imposed automatically by law. If a location is stated in the ‘Additional information’ section this does not automatically limit the foreign national to working in a single location. Unlike ‘Employer’ and ‘Occupation’, if there is a location noted, there must also be a specific condition stating ‘not authorized to work in any other location’ for this condition to be imposed. If a condition limiting location is not written then it can be said that a condition under R185(b)(iii) was not ‘imposed.’ Therefore, if the work permit indicates a specific work location (e.g. in the ADDITIONAL INFORMATION, REMARKS or CONDITIONS sections of the work permit), and the conditions do not state specifically “not authorized to work at any other location” or similar language in the REMARKS section, the foreign worker is able to work at one of the other locations listed in the offer of employment for the same employer.

Thank you for contacting the Temporary Resident Program Division of IRCC. We are unable to respond to case-specific enquiries, but encourage you to contact the appropriate resource below for assistance:

- 1) For more information about IRCC programs, please visit our [Help Centre](#).
- 2) For case status updates, you can [check the status of your application online](#).
- 3) For other enquiries, please contact the Department using the appropriate method provided on the [Contact Us](#) page.
- 4) If you have already contacted the Client Support Centre or migration office, and submitted a request via the IRCC [Webform](#) on the processing of your application and the reasons for decision and require further information, then you may contact the [Cases and Advice Unit](#) of the Immigration Cases Division at Case Management Branch.
- 5) For technical issues with the Employer Portal, please contact the [Employer Portal Mailbox](#). Employers should review the Employer Portal [Enrolment](#) and [User Guides](#).
- 6) For employers wishing to hire temporary workers who are outside Canada and from visa-exempt countries who may be exempt from a Labour Market Impact Assessment (LMIA) or a work permit, you are encouraged to contact the [International Mobility Worker Unit](#) to seek an opinion. There are no costs associated with the opinion request. The opinion provided by the IMWU may be considered by the border services officer but will not guarantee that the temporary worker will be exempt from needing an LMIA / work permit or entry into Canada.

Kind Regards,
The Immigration Representatives Mailbox

From
Sent: December 15, 2022 4:36 PM
To: Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.IRCC@cic.gc.ca>
Cc: Jones, Correna <correna.jones@dlapiper.com>
Subject: Work Permit - Location

Dear Sir/Madam,

I am a paralegal assisting _____ authorized representative, on immigration matter. We need some guidance with respect to the location noted on the work permit.

An OOE was submitted in the employer portal with multiple locations. The officer issued the work permit with the primary location (Chilliwack) but not the secondary locations (Airdrie, Mississauga, Salaberry-de-Valleyfield). However, the remark “not authorized to work at any other location” was not stated on the work permit.

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Kindly confirm.

Thank you,