Immigration, Refugees and Citizenship Canada / Immigration, Réfugiés et Citoyenneté Canada
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Archived: June 2, 2025 10:19:20 AM
From: [redacted] Représentants [redacted]
Sent: Fri, 7 Feb 2025 19:43:49
To:
Cc: Immigration Representatives / Représentants immigration (IRCC)
Subject: TR: Query - Applying PGWP in maintained Status - REP-2025-0126- Due 11-Feb-25
Importance: Normal
Sensitivity: None

Good day,

[redacted] **Immigration Representatives Mailbox**

Please note that this mailbox is intended for general guidance and does not provide responses to case-specific inquiries but have provided the following information as guidance.. If you have case specific questions about a file, you are encouraged to submit the IRCC Web form.

Please see our response to your question:

Question:
My Client applied for study permit extension in July 2024 and the application is still in progress. She also added her spouse as dependent to extend his work permit.

Now, in Dec 2024 she completed her studies and is eligible to apply Post graduate work permit and we are submitting application for the same. She will not be able to get authorization to work as she is on maintained status as of now. My question is what should be done for the spouse in such scenario. She will not be able to work and clear the employment requirements for spousal extension.

If there existing extension application gets refused as study has already been completed . What are the options for spouse. Will he be able to get grace restoration period as his original permit expired on 30 September 2024 and is waiting for extension application result.

Answer:
Please note that this service provides guidance and not case-specific advice.
A spouse may continue to work according to R186(u) until a decision is made on an application made by them under subsection 201(1), if they have remained in Canada after the expiry of their work permit and they have continued to comply with the conditions set out on the expired work permit, other than the expiry date.
Extend or change the conditions on your work permit: How to apply - Canada.ca
Extend or change the conditions on your work permit: What to do if your work permit expires or is expiring - Canada.ca
Temporary residents: Maintained status during processing (previously called implied status) - Canada.ca

We hope this information is of assistance.

Regards,

The Immigration Representatives Mailbox

De :
Envoyé : 14 janvier 2025 12:27
À : Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.[redacted].gc.ca>

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Objet : Query - Applying PGWP in maintained Status

Dear Officer

Greetings of the day!

I have a query related to a particular scenario.

My Client applied for study permit extension in July 2024 and the application is still in progress. She also added her spouse as dependent to extend his work permit.

Now, in Dec 2024 she completed her studies and is eligible to apply Post graduate work permit and we are submitting application for the same. She will not be able to get authorization to work as she is on maintained status as of now. My question is what should be done for the spouse in such scenario. She will not be able to work and clear the employment requirements for spousal extension.

If there existing extension application gets refused as study has already been completed . What are the options for spouse. Will he be able to get grace restoration period as his original permit expired on 30 September 2024 and is waiting for extension application result.

Any insight on above will be helpful.

Thank you.