Immigration, Refugees and Citizenship Canada / Immigration, Réfugiés et Citoyenneté Canada
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Archived: June 2, 2025 11:37:11 AM
From: Immigration Representatives / Représentants immigration (IRCC)
Sent: Tue, 4 Mar 2025 18:41:29
To:
Cc: Immigration Representatives / Représentants immigration (IRCC)
Subject: FW: question about new reg amendments re: students (Nov. 8, 2024) - REP-2024-2456 -- REP-2025-0014- Due 31-Jan-25
Importance: Normal
Sensitivity: None

Good day,

Please see below the response to your question.

Q3: Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI **and** switched to another DLI **prior to this date**?

> [Initial response] **A3:** Based on [redacted] a study permit becomes invalid 90 days after the permit holder completes their studies or is no longer enrolled at the DLI named in the permit. The 90 days do not apply in this scenario as the student has withdrawn from their studies, rather than completing their studies . If a student withdrew from their original DLI and switched to another DLI before November 8th, 2024, the student should have changed DLI via their IRCC [redacted] i[redacted]h[redacted]n [redacted]han[redacted]LIs after [redacted]m[redacted], th[redacted]vill [redacted] to [redacted] for [redacted] study permit extension.
>
> **Clarification:** The study permit did not become as the student changed DLIs prior to November 8th and are actively pursuing studies.

Q4: Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI and had **not** enrolled into any new studies **prior to this date**?

> [Initial response] **A4:** Under R222(1)(a), if a study permit holder withdrew from their original DLI and did not enroll in any new studies, they are breaching the conditions of their study permit as they are not actively pursuing studies.

Clarification: Yes, the study permit became invalid on November 8th if the permit holder was not on an authorized leave,had withdrawn from the original DLI and had not enrolled in any new studies prior to this date, as they were not actively pursuing studies, breaching the conditions of their study permit.

Sincerely,

The Immigration Representatives Mailbox

De :
Envoyé : 3 janvier 2025 14:08
À : Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-[redacted]
Objet : RE: question about new reg amendments re: students (Nov. 8, 2024) - REP-2024-2456 - Due 30-Dec-24

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[redacted]

[redacted] in [redacted] to all my [redacted] questions. I [redacted] ill [redacted] to clarify the answers to my questions [redacted] and [redacted] [redacted] the [redacted] [redacted] [redacted] not [redacted] directly to the [redacted] [redacted] [redacted] you please kindly answer these [redacted] questions [redacted] [redacted] [redacted] **became invalid** in the described scenarios?

Q3: Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI **and** switched to another DLI **prior to this date**?

[Initial response] A3: Based on R222(1)(a), a study permit becomes invalid 90 days after the permit holder completes their studies or is no longer enrolled at the DLI named in the permit. The 90 days do not apply in this scenario as the student has withdrawn from their studies, rather than completing their studies . If a student withdrew from their original DLI and switched to another DLI before November 8th, 2024, the student should have changed DLI via their IRCC Account. However, if the student changed DLIs after November 8th, they will need to apply for a new study permit extension.

Q4: Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI and had **not** enrolled into any new studies **prior to this date**?

[Initial response] A4: Under R222(1)(a), if a study permit holder withdrew from their original DLI and did not enroll in any new studies, they are breaching the conditions of their study permit as they are not actively pursuing studies.

Please see Your conditions as a study permit holder in Canada - Canada.ca for more information

[redacted] [redacted]

The Immigration Representatives Mailbox

De :
Envoye : 30 novembre 2024 16:41
[redacted] : Immigration Representatives [redacted] Représentants immigration [redacted] [redacted]
Representantsimmigration. [redacted]
Objet : question about new reg amendments re: students (Nov. 8, 2024)

[redacted] [redacted] [redacted]

I am an immigration lawyer working at a non-profit for low-income individuals in Edmonton. I am contacting you to ask about IRCC's position on the retrospective application of certain amendments to the immigration regulations regarding int'l students that took effect on Nov. 8, 2024.

https://www.gazette.gc.ca/rp-pr/p2/2024/2024-11-20/html/sor-dors219-eng.html

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In particular,

R220.1(1)(a):

Conditions — study permit holder

220.1 (1) The holder of a study permit in Canada is subject to the following conditions:
(a) they shall enroll at the designated learning institution that is named in their permit and remain enrolled there until they complete their studies

[Previously: SP-holders were required to enroll and maintain academic progress at any DLI]

R222(1)(a):

Invalidity

222 (1) A study permit becomes invalid upon the first to occur of the following days:
[...]
(a.1) the day on which the permit holder is no longer enrolled at the designated learning institution that is named in the permit, other than as a result of completing their studies;

[Previously: This invalidating event was absent. SP remained valid (unless IRCC formally cancelled it) until its stated expiry date even if its holder stopped their enrollment or otherwise withdrew from studies, or switched to another DLI]

My questions:

1. 1. Regarding R220.1(1)(a): does a SP-holder become non-compliant under this particular provision if they had withdrawn from their original DLI **and switched** to another one **prior to** November 8th?

2. 2. Regarding R220.1(1)(a) and (b): does a SP-holder become non-compliant under this section if they had withdrawn from their original DLI and did **not** enroll into any new studies?

3. 3. Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI **and** switched to another DLI **prior to this date**?

4. 4. Regarding R222(1)(a): did the SP become invalid on November 8th if the SP-holder had withdrawn from the original DLI and had **not** enroll into any new studies **prior to this date**?

[redacted] in advance for answering my questions.

I am a full member in good standing with the Law Society of Alberta, member

Yours truly,

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