Immigration, Refugees and Citizenship Canada / Immigration, Réfugiés et Citoyenneté Canada
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Archived: June 2, 2025 10:06:27 AM
From: Immigration Representatives / Représentants immigration (IRCC)
Sent: Thu, 23 Jan 2025 19:55:55
To:
Cc: Immigration Representatives / Représentants immigration (IRCC)
Subject: TR: Express Entry - Simultaneous Work Experiences - Working in Canada with Canadian Employer (Canadian Experience) and Working Remotely From Canada (Foreign Work Experience) - REP-2025-0074- Due 6-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:

Scenario

If someone was working remotely from Canada with a foreign employer, and were to declare this foreign work experience *and* that person was also working in Canada with a Canadian employer and met the criteria to declare that work experience as Canadian,

Question

Could they claim foreign work experience (s. 25) to be assigned points under s. 23 and s. 24 of the *Ministerial Instructions* AND claim the Canadian work experience (s. 15) to be assigned points under s. 15 of the same *Ministerial Instructions*?

The question is asking whether a person can declare and be awarded points for simultaneous foreign and Canadian work experiences where the foreign work is performed by the worker for a foreign company remotely while they are living in Canada with status and work authorization.

Answer:

Remote work for a foreign employer while residing in Canada may be eligible to be awarded Comprehensive Ranking System (CRS) score as foreign work experience under the skill transferability points if it meets all the requirements.

The applicant may claim concurrent work experience for two full-time jobs: one in Canada and one performed remotely outside Canada. Depending on the applicant's qualifications the system may grant them CRS skill transferability points for foreign work experience and CRS core points for Canadian work experience at the same time.

The system will not grant additional Federal Skilled Worker program selection criteria points for work experience in excess of 30 hours per week.

Please note that the system does not currently capture remote work. Please make sure to select the Country/territory of the employer [redacted] work performed from [redacted] the applicant [redacted] to [redacted] please [redacted] an [redacted] detailing the remote work agreement, and where the employer and employee are physically located.

The assessment of an application is based on a case-by-case basis, considering the particular circumstances in conjunction with the supporting documentation available to the officer. The onus is on the applicant to provide sufficient documentation to satisfy the officer that they meet all of the requirements for all work experiences.

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We trust that this information will assist you.

Sincerely,

The Immigration Representatives Mailbox

De
Envoyé : 9 janvier 2025 12:26
À : Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-[redacted]
Objet : Express Entry - Simultaneous Work Experiences - Working in Canada with Canadian Employer (Canadian Experience) and Working Remotely From Canada (Foreign Work Experience)

Hello,

On March 11, 2024 I received the response (below) for REP-2024-0378. This question follows the same line of question.

Scenario
If someone was working remotely from Canada with a foreign employer, and were to declare this foreign work experience *and* that person was also working in Canada with a Canadian employer and met the criteria to declare that work experience as Canadian,

Question
Could they claim foreign work experience (s. 25) to be assigned points under s. 23 and s. 24 of the *Ministerial Instructions* AND claim the Canadian work experience (s. 15) to be assigned points under s. 15 of the same *Ministerial Instructions*?

The question is asking whether a person can declare and be awarded points for simultaneous foreign and Canadian work experiences where the foreign work is performed by the worker for a foreign company remotely while they are living in Canada with status and work authorization.

Sincerely,

[redacted]

FW: Claiming Work Experience While Working Remotely from Canada (Express Entry) -- REP-2024-0378

[redacted]

Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-[redacted]

Mar 11, 2024, 11:11 'a0AM

to me

[redacted]

Hello,

[redacted] to Immigration, Refugees and Citizenship Canada's Immigration Representatives mail[redacted] appreciate your patience.

Immigration, Refugees and Citizenship Canada / Immigration, Réfugiés et Citoyenneté Canada
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Question:

I am requesting an interpretation of the *Ministerial Instructions respecting the Express Entry system* in cases where remote skilled (NOC 0,A,B) work experience is gained while performed with a foreign employer, reporting to work at a foreign/overseas location (not a Canadian location), [redacted]ile the foreign national is in [redacted] that this [redacted] to [redacted] response [redacted] December [redacted]

According to the current Ministerial Instructions:

25 (1) For the purposes of sections 23 and 24, foreign work experience is work experience that

(a) is **acquired by a foreign national outside Canada** in one or more occupations listed in Skill Type 0 Management Occupations or Skill Level A or B of the National Occupational Classification matrix;
(b) consists of full-time work experience, or the full-time equivalent for part-time work experience, with one or more employers;
(c) is acquired within the 10-year period preceding the day on which points are assigned to the foreign national under section 23 or subsection 24(1); and
(d) is remunerated by the payment of wages or a commission.

Source: https://www.canada.ca/en/immigration-refugees-citizenship/corporate/mandate/policies-operational-instructions-agreements/ministerial-instructions/express-entry-application-management-system/current.html

QUESTION 1

Does a worker (a) employed by a foreign employer and (b) performing that work remotely inside of Canada and (c) in a manner that does not compete with the Canadian labour market) constitute "foreign work experience" under the ministerial instructions for Express Entry?

In other words, I am trying to determine what "acquired by a foreign national outside Canada" means.

QUESTION 2 (only if Question 1 is NO)

If it does not constitute foreign work experience, and assuming no other eligibility factors or criteria, would this work experience be considered Canadian work experience in the ministerial instructions, s. 15(3)(a)?

15... (3) For the purposes of this section, Canadian work experience is work experience that
(a) **is acquired by a foreign national in Canada** in one or more occupations listed in Skill Type 0 Management Occupations or Skill Level A or B of the National Occupational Classification matrix;

I am hoping for some clarity on the meanings of inside Canada/outside Canada in the ministerial instructions in cases of remote work, and I understand that there are other factors involved to determine whether the candidate would be awarded points.

Answer:

Remote work for a foreign employer while residing in Canada may be eligible under the Express Entry as foreign work experience if it meets all the other requirements. Work outside of the Canadian labour market is not eligible as Canadian work experience.

Please be advised that the assessment of an application is based on a case-by-case basis, considering the particular circumstances in conjunction with the supporting documentation available to the officer. The onus is always on the applicant to provide sufficient documentation to satisfy an officer that they meet the requirements.

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We trust that this information will assist you.

Sincerely,

Immigration Representatives Mailbox

Claiming Work Experience While Working Remotely from Canada (Express Entry)

Page 827

is not relevant

est non pertinente

Page 828

is withheld pursuant to section

est retenue en vertu de l'article

19(1)

of the Access to Information Act

de la Loi sur l'acces a l'information