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Archived: June 2, 2025 11:45:49 AM
From: Immigration Representatives / Représentants immigration (IRCC)
Sent: Mon, 10 Mar 2025 19:59:45
To:
Cc: Immigration Representatives / Représentants immigration (IRCC)
Subject: FW: SUV optional open work permit - REP-2025-0271 - Due 25-Feb-25
Importance: Normal
Sensitivity: None

Hello,

Please see our response to your question.

Question:

I am seeking clarification regarding the requirements for an open work permit as a Start-Up Visa (SUV) applicant under the Temporary Public Policy (TPP) detailed on the IRCC website:

https://www.canada.ca/en/immigration-refugees-citizenship/services/immigrate-canada/start-visa/work-permits.html

According to the IRCC guidelines, applicants should reply **"No"** to the following question during the application process:

"I have a job offer and my employer gave me an offer of employment number or LMIA number (or proof that your employer applied for an LMIA)."

Get your document checklist

Before you apply, use our Come to Canada tool to get a personal document checklist.

Answer the following questions in the tool **exactly as shown**:

Question	Answer
What would you like to do in Canada?	Work
How long are you planning to stay in Canada?	Temporarily - more than 6 months
I have a job offer and my employer gave me an offer of employment number or LMIA number (or proof that your employer applied for an LMIA).	No
Do you plan to work in one of the following categories?	No
Will you be coming to Canada under an active public policy or special measure announced by IRCC?	Yes

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How to fill out the IMM 1295 form

- Application for work permit made outside of Canada form (IMM 1295) [redacted]

Under **Details of Intended Work in Canada,** fill in the information as follows:

Question	Answer
1. What kind of work permit are you applying for?	Open Work Permit
2. a) Name of Employer	Enter the name of your start-up (if known) or your own name
4. My occupation in Canada will be:	• **Job title:** start-up visa entrepreneur • **Brief description of duties:** Enter the work you'll be doing for your business.

However, I recently received a request letter from IRCC instructing my client to create an Employer Portal and pay the compliance fee. This has caused some confusion, as **my application was explicitly for an open work permit and not a work permit under A77.**

To address the situation, I intend to advise my client to create the Employer Portal and pay the compliance fee as requested. However, I would also like to advocate that these requirements should not apply to an open work permit under the SUV program in accordance with the TPP.

I would greatly appreciate **clarification on whether the creation of the Employer Portal and the payment of the Employer Compliance Fee are necessary for this specific type of work permit (SUV optional open work permit)**

[redacted] and assistance. I look forward to your guidance.

Response:

You are correct that with the launch of the new SUV open work permit, and when applying applicants are no longer required to create a job offer in the Employer Portal and pay the employer compliance fee. We suggest that you respond to the officer's request to create and submit a job offer and pay fees and advise them that you are applying for an open work permit and that this is not needed.

For more information, please visit Work permits for Start-Up Visa applicants - Canada.ca.

We hope this information is of assistance.

[redacted]

The Immigration Representatives Mailbox

De :
Envoye : 27 janvier 2025 14:25
À : Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.IRCC[redacted]
Objet : SUV optional open work permit

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[redacted]

My name is , and I am a Regulated Canadian Immigration Consultant (RCIC) with membership number

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[redacted]. I [redacted] to your guidance.