Immigration, Refugees and Citizenship Canada / Immigration, Réfugiés et Citoyenneté Canada
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Archived: June 2, 2025 10:16:19 AM
From: Immigration Representatives / Représentants immigration (IRCC)
Sent: Wed, 5 Feb 2025 14:38:59
To:
Cc: Immigration Representatives / Représentants immigration (IRCC)
Subject: TR: (CPD-2025-0060) RE: Question about Calculating Physical Presence for Citizenship - REP-2025-0280 - Due 26-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:

1. 1. Does time on maintained status count toward the physical presence requirement for Canadian citizenship?

   [redacted] n application [redacted] the date [redacted] the [redacted] represents the date [redacted] was [redacted] The period of authorized stay is now equivalent to the validity of the new document. If the extension application is refused, the applicant is considered in status until the day the decision is made on their application. The 90-day restoration period under section R182 begins on the date of refusal. Please note: If the extension application is rejected due to being incomplete, it is as if the application was never submitted, and the applicant is in status until their existing temporary resident status expires.

2. 2. Does time during the restoration period (without an application for restoration submitted yet) count toward the physical presence requirement for Canadian citizenship?

   No it does not. If a foreign national does not apply to extend their work, study or visitor permit prior to it's expiry, then they have lost their status and authority to work or study after the expiry date. They then have 90 days from the date their status expired to submit their restoration application – but they may not continue to work or attend school until their status and authorization have been restored.

3. 3. Does time after submitting a restoration application but before a decision is made count toward the physical presence requirement for Canadian citizenship?

   No it does not – they cannot count the time as physical presence for Canadian citizenship until their status and authorization have been restored.

[redacted]

The Immigration Representatives Mailbox

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De :
Envoyé : 28 janvier 2025 09:46
À : Immigration Representatives / Représentants immigration (IRCC) <IRCC.ImmigrationRepresentatives-Representantsimmigration.IRCC[redacted]
Objet : Question about Calculating Physical Presence for Citizenship

Hello,

1. Does time on maintained status count toward the physical presence requirement for Canadian citizenship?

2. Does time during the restoration period (without an application for restoration submitted yet) count toward the physical presence requirement for Canadian citizenship?

3. Does time after submitting a restoration application but before a decision is made count toward the physical presence requirement for Canadian citizenship?

The Citizenship Act is not clear:

> Length of physical presence — calculation (1.001) For the purpose of subparagraph (1)(c)(i), the length of physical presence is calculated in the following manner:
>
> (a) for every day during which the person was physically present in Canada as a temporary resident or protected person under the Immigration and Refugee Protection Act before becoming a permanent resident, the person accumulates half of a day of physical presence, up to a maximum of 365 days; and ...

Thank you,