

Jainal T. Rasul, Jr.

Labour Attache

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Re: CAPIC Requests a Virtual Meeting to Clarify Canadian Immigration Legal Practice Regarding Filipino Worker Protection

Dear Mr. Rasul,

We want to bring an issue to your attention related to the Canadian immigration consultants' practice and Filipino worker protection. We note that the Revised Poea Rules and Regulations Governing the Recruitment and Employment of Landbased Overseas Filipino Workers of 2016 and the [Guidance on the Verification of Employment Documents](#) issued by the Philippine Consulate General in Canada recently, are aligned with Canadian employment standards statutes concerning the rule of no charge to foreign workers.

Regulated Canadian Immigration Consultants (RCICs) are among three prescribed authorized representatives under section [s. 91\(2\)](#) of IRPA, who can charge fees for their immigration advice and services, work permits, and TRVs are part of the temporary resident classes under IRPA laws. **Hence, those fees are outside the jurisdiction of the Canadian employment standards statutes.** Although employers bear the Labour Market Impact Assessment (LMIA) costs, Immigration Representatives may charge a fee for other immigration services to would-be immigrants.

CAPIC's position related to Canadian work permits and temporary resident visas (TRV) supports what is prescribed by the *Immigration and Refugee Protection Act* (IRPA) and the *Immigration and Refugee Protection Regulations* (IRPR).

We also support the government's policy and approach to protecting citizens seeking employment opportunities overseas. **We at CAPIC actively engage in solution-making on behalf of our members as misunderstandings arise on interpretations of the Canadian Immigration Act and Regulations.**



Therefore, on behalf of CAPIC, I respectfully request a virtual meeting to clarify the interpretation of applicable Canadian laws in this field from the perspective of Filipino worker protection.

Yours Truly,



Dory Jade, C. Dir.
Chief Executive Officer
CAPIC-ACCPI



About CAPIC

The Canadian Association of Professional Immigration Consultants (CAPIC) is the professional organization representing the interests of Canadian Immigration Consultants. The organization advocates for competency, ethical conduct, and consumer protection in the immigration consulting industry.

CAPIC's mission is to lead, connect, protect, and develop the profession, serving the best interests of its members. It is the only association recognized by the Government of Canada as the voice of Canadian immigration and citizenship consultants.

CAPIC is a major stakeholder consulting with federal and provincial governments and their respective departments (IRCC, CBSA, IRB, ESDC) on legislation, policy, and program improvements and changes.

CAPIC has approximately 4400 members and is comprised of Regulated Canadian Immigration Consultants and Canadian Immigration Lawyers.