Canada Ultimate Masterclass

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ONTARIO IMMIGRANT NOMINEE PROGRAM (OINP)

The Ontario Immigrant Nominee Program (OINP) is the province's economic immigration program. It works in partnership with the Government of Canada through Immigration, Refugees and Citizenship Canada (IRCC).

Foreign workers, international students and others with the right skills, experience and education apply to the OINP for a nomination.

The OINP recognizes and nominates people for permanent residence who have the skills and experience the Ontario economy needs, and the Government of Canada makes the final decision to approve applications for permanent residence.

The OINP has nine streams you may qualify for:

If you have a job offer in Ontario

The following streams operate through the <u>OINP's Expression of Interest</u> <u>System.</u> To qualify, you must register an expression of interest and receive an invitation to apply.

1. Employer Job Offer: Foreign Worker stream

LINK: https://www.ontario.ca/page/oinp-employer-job-offer-foreign-worker-stream

The Employer Job Offer: Foreign Worker stream gives foreign workers with a job offer in a skilled occupation the opportunity to apply to permanently live and work in Ontario.

Your job offer must be in a skilled occupation at TEER (Training, Education, Experience and Responsibilities) category 1, 2 or 3 of the National

Occupational Classification (NOC). This stream is open to foreign workers in and outside of Canada.

You must first register in the <u>OINP's Expression of Interest System</u> and receive an invitation to apply before you can apply online to be nominated by the Ontario government for permanent residence.

If you are nominated, your next step is to apply to the <u>federal government</u> <u>through Immigration, Refugees and Citizenship Canada</u> (IRCC). They make the final decision on who becomes a permanent resident.

Job Offer Requirements

To qualify under the Employer Job Offer: Foreign Worker stream, you must have a job offer in Ontario from an employer that meets the following requirements:

Please refer to section 4 of <u>Ontario Regulation 422/17</u> and the Employer Guide for more details on each requirement.

Important: In order for your application to be approved, the job offer must be effective the date that you are nominated by the OINP, if you are already working for the employer in the approved employment position; or if you are not, on the date you obtain a work permit and begin working in the approved employment position. This means that your employer must adhere to the terms and conditions in the job offer and begin paying you the approved wage once you are nominated and begin working.

Full-Time And Permanent

The job offer must be for a full-time and permanent position.

Full-time means the job must be a minimum of 1,560 hours a year and a minimum of 30 hours of paid work per week.

Permanent means the job must have no end date (also known as an indeterminate duration). Job offers that are seasonal and/or contract based are ineligible.

Note: Your job offer will not qualify if it affects the employment of a person involved in a labour dispute.

Eligible Occupation

The job offered must be in a skilled occupation at TEER category 0, 1, 2 or 3 of the National Occupational Classification (NOC).

Median Wage Level

The pay of the job offered must meet or be higher than the median wage level, for that occupation, in the specific region of Ontario where you will be working.

To find the median wage, go to the <u>Job Bank website</u>. Enter the occupation title and NOC code of the job offer into the occupation search. Then enter the location where you will be working into the filter search. Refer to the median wage level listed on the chart.

If the wage of the employment region where the applicant will work or report to work is not available on the wage report, the Ontario wage should be used.

Position Is Urgently Necessary To Employer's Business

The position offered must be urgently necessary to your employer's business. This means that the job offer must align with your employer's existing business activities and the position must be urgently needed to maintain or grow ongoing business activity.

Work Based In Ontario

The work you do while in the position of the job offer must occur primarily in Ontario

Applicant Requirements

After you receive an invitation to apply, you may apply to the Employer Job Offer: Foreign Worker stream. You must meet all the requirements in the categories below in order for your application to be approved.

Please refer to section 5 of Ontario Regulation 422/17 for more details on each requirement

1. Expression Of Interest And Invitation To Apply

You must have received an invitation to apply and applied within the deadline identified. You must demonstrate that you had the qualifications that you claimed you had in the expression of interest that you registered with the OINP and attested to.

2. Work Experience Or Licence Or Other Authorization

You must meet one of the following requirements depending on the position of the job offer:

If your job offer is for an occupation that requires a mandatory licence or other authorization in Ontario, you must hold a valid licence or authorization from the appropriate regulatory body in Ontario at the time of application submission. If your job offer is not for an occupation that requires a mandatory licence or other authorization in Ontario, you must demonstrate work experience in the same occupation as the NOC code of your job offer.

To meet the work experience requirement, you must have at least two years of cumulative paid full-time work experience (or the equivalent in paid part-time

work) in the same occupation (same National Occupational Classification code) as your job offer.

You must have gained this work experience within the five years prior to the date you submit your application, not the date you received the invitation to apply.

Cumulative means the work you've done must add up to two years – it does not have to be two years of continuous work.

Full-time work experience means working in a job with at least 30 hours of paid work in a week that amounts to at least 3,120 hours of paid work over a two-year period.

Part-time equivalent work experience means:

Working in one job for at least 15 hours of paid work in a week that amounts to at least 3,120 hours of paid work over a four-year period working in more than one job for at least 30 hours of paid work in a week, for two years, that amounts to at least 3,120 hours of paid work in that two-year period.

3. Valid Licence Or Other Authorization (If Applicable)

If your job offer is for an occupation that requires a mandatory licence or other authorization in Ontario, you must hold a valid licence or authorization from the appropriate regulatory body in Ontario when you apply.

For more information on licences and authorizations in Ontario, please visit the <u>Ontario's Jobs and Employment website</u> or the <u>Skilled Trades</u> <u>Ontario website</u>.

4. Intention To Live In Ontario

You must intend to live in Ontario after you've been granted permanent residence. This is determined by examining your ties to Ontario, which can include doing things like:

Working or having worked in Ontario

- Getting job offers, applying to or interviewing for jobs
- Studying
- Volunteering
- Leasing or owning property
- Visiting
- Having professional networks and affiliations, family ties and personal relationships

Employer Requirements

Please refer to section 4 of <u>Ontario Regulation 422/17</u> and <u>the Employer Guide</u> for more details on each requirement.

1. General requirements:

To qualify under the Employer Job Offer: Foreign Worker stream, your employer must:

Have been in active business for at least three years prior to submitting your application have business premises in Ontario where you will work have no outstanding orders made against them under the Ontario Employment Standards Act, 2000 or the Occupational Health and Safety Act demonstrate that enough effort was made to recruit a Canadian citizen or a permanent resident prior to offering the position to you (this only applies if you are currently living outside Canada or working outside of Ontario)

2. Revenue Requirements

Your employer's business must meet the relevant revenue requirements for the most recently completed fiscal year (the year used for tax or accounting purposes):

- A minimum of \$1,000,000 in total gross annual revenue if you will work or report to work at a location in the Greater Toronto Area (City of Toronto, Durham, Halton, York and Peel regions) or
- A minimum of \$500,000 in total gross annual revenue if you will work or report to work at a location outside the Greater Toronto Area
- Meaning of report to work

In cases where the applicant will work at more than one location, the location where the applicant will report to work means either:

- The location where the applicant's immediate supervisor or manager works, or
- The location of the administrative office where the applicant will receive work assignments

3. Full-Time Employee Requirements

Your employer's business must have at the time of application submission one of the following:

- At least five full-time employees who are Canadian citizens or permanent residents who work at the location where you will work, or will report to work, if you will work or report to work at a location in the Greater Toronto Area (City of Toronto, Durham, Halton, York and Peel regions)
- At least three full-time employees who are Canadian citizens or permanent residents who work at the location where you will work, or will report to work, if you will work or report to work at a location outside the Greater Toronto Area Meaning of full-time employee

A full-time employee is an employee who has worked a minimum of 30 hours per week.

4. Employer Form

Your employer must make an application for approval of an employment position by filling out and signing an <u>Employer Form</u>.

Your employer then must give you the form so you can scan and upload it with your application.

When your application is assessed, they may need additional supporting documents from your employer to validate information included in the Employer Form.

Please read the <u>Employer Checklist</u> for a list of possible documents that may be requested.

Scoring Factors

Once you register an expression of interest under this stream you will be assigned points based on the following factors.

If you are invited to apply, you will be required to submit specific documents to support each scoring factor for which you received points. Scoring factors are not the same as stream criteria. You must meet all criteria for this stream and provide the mandatory documents with your application. Refer to the document checklist for the Employer Job Offer: Foreign Worker stream.

Employment / Labour Market Factors

Job offer: NOC TEER category

NOC TEER 0 or 1: 10 Points NOC TEER 2 or 3: 8 Points NOC TEER 4: 0 Points

NOC TEER 5: 0 Points

Job offer: NOC broad occupational category

Occupational Category 0, 2, 3: 10 points

Occupational Category 7: points

Occupational Category 1, 9: 5 points

Occupational Category 4, 8: 4 points

Occupational Category 5, 6: 3 points

Job offer: Wage

\$40 per hour or higher - 10 points

\$35 to \$39.99 per hour – 8 points

\$30 to \$34.99 per hour - 7 points

\$25 to \$29.99 per hour – 6 points

\$20 to \$24.99 per hour – 5 points

Less than \$20 per hour – 0 points

Work Permit Status

With valid work permit: 10 points Without valid work permit: 0 points

Job Tenure With Job Offer Employer

6 months or more working in job offer position: 3 points

Less than 6 months working in job offer position or not currently working in position: 0 points

Canadian Work Experience: Earnings History

Based on a Notice of Assessment issued by the Canada Revenue Agency in the last five years.

\$40k or more earnings in a year: 3 points Less than \$40k earnings in a year: 0 points

Language

Official language ability

CLB 9 or higher: 10 points

CLB 8: 6 points CLB 7: 4 points

CLB 6 or lower: 0 points

Knowledge of official languages

2 Official Languages: 10 points 1 Official Language: 5 points

Regionalization

Regional immigration: location of job offer

Northern Ontario: 10 points

Other areas outside GTA (except Northern Ontario): 8 points

Inside GTA (except Toronto): 3 points

Toronto: 0 points

Employer Job Offer: In-Demand Skills stream

LINK: https://www.ontario.ca/page/oinp-employer-job-offer-demand-skills-stream

The Employer Job Offer: In-Demand Skills stream gives foreign workers with a job offer in specific in-demand occupations such as in agriculture, construction, and other select occupations the opportunity to apply to permanently live and work in Ontario. This stream is open to foreign workers in and outside of Canada.

You must first register in <u>the OINP's Expression of Interest System</u> and receive an invitation to apply before you can apply online to be nominated by the Ontario government for permanent residence.

If you are nominated, your next step is to apply to <u>the federal government</u> <u>through Immigration</u>, <u>Refugees and Citizenship Canada</u> (IRCC). They make the final decision on who becomes a permanent resident.

Job Offer Requirements

To qualify under the Employer Job Offer: In-Demand Skills stream, you must have a job offer in Ontario from an employer that meets the following requirements.

Please refer to section <u>4 of Ontario Regulation 422/17</u> and the <u>Employer Guide</u> for more details on each requirement.

Important: For your application to be approved, the job offer must be effective the date that you are nominated by the OINP, if you are already working for the employer in the approved employment position; or if you are not, on the date you obtain a work permit and begin working in the approved employment position. This means that your employer must adhere to the terms and conditions in the job offer and begin paying you the approved wage once you are nominated and begin working.

1. Full-Time And Permanent

The job offer must be for a full-time and permanent position.

Full-time means the job must be a minimum of 1,560 hours a year and a minimum of 30 hours of paid work per week.

Permanent means the job must have no end date (also known as an indeterminate duration). Job offers that are seasonal and/or contract based are ineligible.

Note that your job offer will not qualify if it affects the employment of a person involved in a labour dispute.

2. Eligible Occupation

The position offered can be in any location in Ontario (inside and outside the Greater Toronto Area) and must be in one of the following occupations in National Occupational Classification (NOC) TEER category 4 or 5:

NOC 44101 - Home support workers, caregivers and related occupations

NOC 65202 - Meat cutters and fishmongers – retail and wholesale

NOC 75110 - Construction trades helpers and labourers

NOC 84120 - Specialized livestock workers and farm machinery operators

NOC 85100 - Livestock labourers

NOC 85101 - Harvesting labourers

NOC 85103 - Nursery and greenhouse labourers

NOC 94141 - Industrial butchers and meat cutters, poultry preparers and related workers

The position offered must be outside the Greater Toronto Area (City of Toronto, Durham, Halton, York and Peel regions) and must be in one of the following occupations in <u>National Occupational Classification</u> (NOC) TEER category 4 or 5:

NOC 94100 - Machine operators, mineral and metal processing

NOC 94105 - Metalworking and forging machine operators

NOC 94106 - Machining tool operators

NOC 94107 - Machine operators of other metal products

NOC 94110 - Chemical plant machine operators

NOC 94111 - Plastics processing machine operators

NOC 94124 - Woodworking machine operators

NOC 94132 - Industrial sewing machine operators

NOC 94140 - Process control and machine operators, food and beverage processing

NOC 94201 - Electronics assemblers, fabricators, inspectors and testers

NOC 94204 - Mechanical assemblers and inspectors

NOC 94213 - Industrial painters, coaters and metal finishing process operators

NOC 94219 - Other products assemblers, finishers and inspectors

NOC 95102 - Labourers in chemical products processing and utilities

3. Median Wage Level

The pay of the job offered must meet or be higher than the median wage level, for that occupation, in the specific region of Ontario where you will be working. To find the median wage, go to the Job Bank website. Enter the occupation title and NOC code of the job offer into the occupation search. Then enter the location where you will be working into the filter search. Refer to the median wage level listed on the chart.

If the wage of the employment region where the applicant will work or report to work is not available on the wage report, the Ontario wage should be used.

4. Position Is Urgently Necessary To Employer's Business

The position offered must be urgently necessary to your employer's business. This means that the job offer must align with your employer's existing business activities and the position must be urgently needed to maintain or grow ongoing business activity.

5. Work Based In Ontario

The work you do while in the position of the job offer must occur primarily in Ontario.

Applicant Requirements

After you receive an invitation to apply, you may apply to the Employer Job Offer: In-Demand Skills stream. You must meet all the requirements in the categories below in order for your application to be approved.

Please refer <u>to section 7 of Ontario Regulation 422/17</u> for more details on each requirement.

1. Expression of interest and invitation to apply

You must have received an invitation to apply and applied within the deadline identified. You must demonstrate that you had the qualifications that you claimed you had in the expression of interest that you registered with the OINP and attested to.

2. Work experience

You must have at least 9 months of cumulative paid full-time work experience (or the equivalent in part-time work) in Ontario, in the same in-demand occupation (same NOC code) as your job offer.

You must have gained this work experience within the three years prior to the date you submit your application, not the date you received the invitation to apply, while legally living and working in Ontario..

Cumulative means the work you've done must add up to 9 months — it does not have to be 9 months of continuous work.

Full-time work experience means working in a job with at least 30 hours of paid work in a week that amounts to at least 1,200 hours of paid work over a 9-month period.

Part-time equivalent work experience means:

Working in one job for at least 15 hours of paid work in a week that amounts to at least 1,200 hours of paid work over an 18-month period working in more than one job for at least 30 hours of paid work in a week for nine months that amounts to at least 1,200 hours of paid work in that 9-month period.

3. Valid Licence Or Other Authorization (If Applicable)

If your job offer is for an occupation that requires a mandatory licence or other authorization in Ontario, you must hold a valid licence or authorization from the appropriate regulatory body in Ontario when you apply.

For more information on licences and authorizations in Ontario, please visit the <u>Ontario's Jobs and Employment website</u> or the <u>Skilled Trades</u> Ontario website.

4. Language

You must be able to understand, read, write and speak either English or French at a Canadian Language Benchmark (CLB) level 4 or higher.

To prove that you have the mandatory language skills, you must take an approved English or French language test before you submit your application to this stream.

The test must have been taken within two years from the date you submit your application, not the date you receive your invitation to apply.

For English tests,

- 1. International English Language Testing (IELTS) only the General Training test is accepted.
- 2. Canadian English Language Proficiency Index Program (CELPIP)
 - only the General test is accepted

For French tests,

1. Test d'évaluation de français pour le Canada (TEF Canada)Test de connaissance du français pour le Canada (TCF Canada)

5. Education

You must have a Canadian secondary school (high school) diploma or credential, or its equivalent in another country.

If you completed your studies outside of Canada, you need to get an Educational Credential Assessment (ECA) that proves your education is equivalent to a Canadian high school diploma.

The assessment must be done by one of the following organisations, designated by IRCC:

- Comparative Education Service University of Toronto School of Continuing Studies
- International Credential Assessment Service of Canada
- International Credential Evaluation Service
- International Qualifications Assessment Service
- World Education Services

6. Intention To Live In Ontario

You must intend to live in Ontario after you've been granted permanent residence. We determine this by examining your ties to Ontario, which can include doing things like:

- Working or having worked Ontario
- Getting job offers, applying to or interviewing for jobs
- Studying
- Volunteering
- · Leasing or owning property visiting
- Having professional networks and affiliations, family ties and personal relationships

Employer requirements

Please refer to section 4 of <u>Ontario Regulation 422/17</u> and the <u>Employer Guide</u> for more details on each requirement.

1. General Requirements

To qualify under the Employer Job Offer: In-Demand Skills stream, your employer must:

Have been in active business for at least three years prior to submitting your application have business premises in Ontario where you will work have no outstanding orders made against them under the Ontario Employment Standards Act, 2000 or the Occupational Health and Safety Act demonstrate that enough effort was made to recruit a Canadian citizen or a permanent resident prior to offering the position to you (this only applies if you are currently living outside of Canada or working outside of Ontario)

2. Revenue requirements

Your employer's business must meet the relevant revenue requirement for the most recently completed fiscal year (the year used for tax or accounting purposes):

A minimum of \$1,000,000 in total gross annual revenue if you will work or report to work at a location in the Greater Toronto Area (City of Toronto, Durham, Halton, York and Peel regions) a minimum of \$500,000 in total gross annual revenue if you will work or report to work at a location outside the Greater Toronto Area Meaning of report to work

In cases where the applicant will work at more than one location, the location where the applicant will report to work means either:

The location where the applicant's immediate supervisor or manager works the location of the administrative office where the applicant will receive work assignments3. Full-time employee requirements

Your employer's business must also have at the time of application submission one of the following:

At least five full-time employees who are Canadian citizens or permanent residents who work at the location where you will work, or will report to work, if you will work or report to work at a location in the Greater Toronto Area (City of Toronto, Durham, Halton, York and Peel regions) at least three full-time employees who are Canadian citizens or permanent residents who work at the location where you will work, or will report to work, if you will work or report to work at a location outside the Greater Toronto Area.

A full-time employee is an employee who has worked a minimum of 30 hours per week.

4. Employer Form

Your employer must make an application for approval of an employment position by filling out and signing an <u>Employer Form.</u>

Your employer then must give you the form so you can scan and upload it with your application.

When we assess your application, we may need additional supporting documents from your employer to validate information included in the Employer Form. Please read the Employer Checklist for a list of possible documents that may be requested

Scoring Factors

Once you register an expression of interest under this stream you will be assigned points based on the following factors.

If you are invited to apply, you will be required to submit specific documents to support each scoring factor for which you received points. Scoring factors are not the same as stream criteria. You must meet all criteria for this stream and provide the mandatory documents with your application. Refer to the document checklist for the Employer Job Offer: In-Demand Skills stream.

Employment / Labour Market Factors

Job Offer: NOC Broad Occupational Category

- Occupational Category 0,2,3 10 points
- Occupational Category 7 7 points
- Occupational Category 1,9 5 points
- Occupational Category 4,8 4 points
- Occupational Category 5,6 3 points

Job Offer: Wage

- \$40 per hour or higher 10 points
- \$35 to \$39.99 per hour 8 points

- \$30 to \$34.99 per hour 7 points
- \$25 to \$29.99 per hour 6 points
- \$20 to \$24.99 per hour 5 points
- Less than \$20 per hour 0 points

Work Permit Status

With valid work permit – 10 points Without valid work permit – 0 points

Job Tenure With Job Offer Employer

6 months or more working in job offer position – 3 points Less than 6 months working in job offer position or not currently Working in position – 0 points

Canadian Work Experience: Earnings History

Based on a Notice of Assessment issued by the Canada Revenue Agency in the last five years.

- \$40k or more earnings in a year 3 points
- Less than \$40k earnings in a year 0 points

Regionalization

Regional immigration: location of job offer

Northern Ontario – 10 points

- Other areas outside GTA (except Northern Ontario) 8 points
- Inside GTA (except Toronto) 3 points
- Toronto 0 points