

# FACELAW

ONLINE LEGAL DIRECTORY

38 PAGES

NO.33 | APRIL 2023



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Canada Immigration Is Making C11  
LMIA Exemption Work Permit More  
Difficult For Temporary Workers



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The Importance  
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 **Government Of CANADA**

**Temporary Public Policy For  
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The Right Choice  
For All Your  
Legal Needs



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**WE** are a directory of Lawyers, Paralegals and Immigration consultants, striving to bring together the best professionals in the legal field.

In today's fast paced world, where almost everyone now has the internet in the palm of their hand, finding the relevant information and assistance you require has never been easier.

Finding an experienced lawyer, paralegal or immigration consultant ("Legal Professional") to assist you with your legal matters should be no different.

Whether your legal matter is complicated or simple, Facelaw.ca is here to make the initial interaction between the client and Legal Professional just as simple.

Facelaw.ca is a website which connects those looking for a Legal Professional to assist them with a legal matter (or those just wanting to get some preliminary legal advice) with an experienced Legal Professional in the appropriate field of law.

The Legal Professional will help guide you through the complex legal landscape and will provide the appropriate and professional legal advice.

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Facelaw.ca was created to eliminate the intimidating process of searching for a Legal Professional to provide legal services. Instead of having to call different offices and law firms searching for the right Legal Professional to retain, Facelaw.ca has compiled a searchable database of local Legal Professionals who are committed to serving their clients.

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# ABOUT US



“

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# Ashkan Anvari

Doctor Of Business Administration (DBA)

► Founder Of The Facelaw Platform

## Why You Should Consider Advertising in an Online Directory Such As Facelaw?

There are several reasons why you may want to consider advertising in an online directory like Facelaw. Here are a few:

### Increased visibility

Online directories can provide increased visibility for your business, making it easier for potential clients to find you. Facelaw, for example, is a popular directory for legal professionals in Canada and can help connect you with people who are looking for legal services.

### Targeted audience

Online directories can help you reach a targeted audience. Facelaw, for instance, is specifically designed for legal professionals and people looking for legal services, which means that the people who use it are more likely to be interested in the services you have to offer.

### Cost effective advertising

Online directories are often a cost effective way to advertise your business. While there may be some costs associated with listing your advertisement on a directory like Facelaw, it is often much cheaper than other forms of advertising, such as print ads or billboards.

### Access to additional resources

Some online directories, like Facelaw, may offer additional resources to help you promote your business and connect with clients. Facelaw offers a variety of tools and resources, including a blog and social media promotion, to help you get the most out of your listing.



Overall, listing your advertisement in an online directory like Facelaw can help you reach a targeted audience, increase your visibility, and promote your business in a cost effective way.







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- ▶ We believe that clients should feel welcome and comfortable every time they walk into our office.
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- ▶ We take the time to educate clients about their legal matter so that they are well informed about all aspects of their particular case.

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- ▶ HEAR FROM OUR CLIENTS
- ▶ COMPASSION AND RESPECT
- ▶ BILINGUAL SERVICES



# ONLINE SEMINARS

IN:



Facelaw has the technological ability to conduct various seminars for the community in order to increase awareness in the legal field. As well, Facelaw conducts private seminars for businesses to educate them in the different areas of law. This has the power to inspire businesses to tackle new projects and to advance their level of knowledge within the law. For these seminars, the speakers will be the direct members of Facelaw who are licensed professionals like that of lawyers, paralegals and immigration consultants.

Depending on the nature of discussion, the seminar may be led by one or more professionals.

These seminars will take place in North America. Some will be provided for free and others will require the purchase of a ticket. Facelaw will have all the details including prices, dates, and topics of discussion available on our website for your ease of reference.





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“

## How Long Does It Take To Get A Divorce In Ontario?

### ▲ One Year Separation

A divorce will not be granted unless you have been separated from your spouse for at least one year. You can start the Divorce Application process before the one year of separation is complete however for the judge to sign the divorce Order, the one year of separation must be completed.





## ▲ Uncontested Divorce v. Contested Divorce

A Simple Divorce is also known as an Uncontested Divorce, which is when you and your ex-spouse agree on the terms of the divorce.

A Contested Divorce, on the other hand, is one where the spouses disagree on some or all of the issues.

Some of the most common disagreements in divorce proceedings are over children decision making responsibility, child and spousal support, and division of assets.

An Uncontested Divorce could take between 4 to 6 months. Whereas Contested Divorce may take months, if not years.

Consult a divorce and family lawyer about your rights and obligations.



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Temporary public policy for nationals

of Iran in Canada



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> [Public policies](#)

### Temporary public policy for nationals of Iran in Canada as temporary residents



These new facilitative measures are in effect and individuals can apply until February 28, 2024.

This public policy will allow eligible Iranian nationals currently in Canada as temporary residents to apply for the following at no cost:

- extension of their temporary resident status in Canada
- open work permits
- study permits

Eligible applications submitted in Canada will be processed on a priority basis.

Canadian citizens and permanent residents living in Iran will also be able to apply for the following documents, at no cost, to help facilitate their travel:

- limited-validity Canadian passports
- Canadian citizenship certificates
- permanent resident travel documents

[How to apply under these measures](#)

### Background

Following the tragic killing of Mahsa Amini by the Iranian regime's so-called "morality police", the Government of Canada has introduced a number of measures designed to hold the Iranian regime accountable for its repression of peaceful protests. The actions by the Iranian regime represent a blatant disregard for human rights and human life. The Government of Canada reiterates its unequivocal and ongoing support for the brave women, students, and people of Iran.

Many Iranians have chosen to come to Canada to visit or spend time with family, study, or work temporarily. It is understood that some of these temporary residents may feel uncomfortable returning to Iran at this time, and may wish to prolong their stay. The measures outlined in this public policy will make it easier for those who wish to extend their temporary stay in Canada without fees and move between temporary resident streams.

As such, I hereby establish, pursuant to my authority under section 25.2 of the Act, that there are sufficient public policy considerations that justify the granting of an exemption from the provisions of the Act and Regulations to foreign nationals who meet the conditions (eligibility requirements) set out below.

### Conditions (eligibility requirements):

Based on public policy considerations, delegated officers may grant an exemption from the requirements of the Regulations identified if:

1. The foreign national
  - a. Is a national of Iran in Canada with valid temporary resident status; and
  - b. Has applied for
    - i. an extension of their authorization to remain in Canada as a temporary resident under section 181 of the Regulations, or
    - ii. a temporary resident permit.
2. The foreign national



## Temporary public policy for nationals

2. The foreign national
  - a. Is a national of Iran in Canada with valid temporary resident status;
  - b. Has applied for
    - i. an extension of their authorization to remain in Canada as a temporary resident under section 181 of the Regulations, or
    - ii. a temporary resident permit; and
  - c. Has applied for a work permit under section 200 or 201 of the Regulations.
3. The foreign national
  - a. Is a national of Iran in Canada with valid temporary resident status;
  - b. Has applied for
    - i. an extension of their authorization to remain in Canada as a temporary resident under section 181 of the Regulations, or
    - ii. a temporary resident permit; and
  - c. has applied for a study permit under section 216 or 217 of the Regulations from within Canada.

**Provisions of the Regulations for which an exemption may be granted:****For foreign nationals who meet the conditions listed in 1:**

- Subsection 298(1) – the requirement to pay an application processing fee for a temporary resident permit;
- Subsection 305(1) – the requirements to pay an application processing fee for an extension of authorization to remain in Canada as temporary resident;
- Subsection 315.1(1) – the requirement to pay for the provision of service in relation to the collection of biometric information.

**For foreign nationals who meet the conditions listed in 2:**

- Paragraphs 199(a)-(i) of the Regulations – the requirements that a foreign national must meet in order to apply for a work permit after entering Canada;
- Paragraph 200(1)(c) of the Regulations – the requirement to be described under this paragraph of the Regulations;
- Subsection 298(1) – the requirement to pay an application processing fee for a temporary resident permit;
- Subsection 299(1) – the requirement to pay an application processing fee for a work permit;
- Subsection 315.1(1) – the requirement to pay for the provision of service in relation to the collection of biometric information.

**For foreign nationals who meet the conditions listed in 3:**

- Section 213 of the Regulations – the requirement to apply for a study permit before entering Canada;
- Paragraphs 215(1)(a)-(g) of the Regulations – the requirements that a foreign national must meet in order to apply for a study permit after entering Canada;
- Subsection 298(1) – the requirement to pay an application processing fee for a temporary resident permit;
- Subsection 300(1) – the requirement to pay an application processing fee for a study permit;
- Subsection 315.1(1) – the requirement to pay for the provision of service in relation to the collection of biometric information.

**Other Admissibility and Selection Criteria**

Foreign nationals eligible under this public policy are subject to all other legislative obligations and admissibility and selection requirements not exempted under this, or another, public policy.

**Effective Date and Expiration**

This public policy comes into effect upon signature.

This public policy applies to applications received on or after the date it comes into effect.

This public policy expires on February 28, 2024, and may be revoked at any time without prior notice.

---

The Hon. Sean Fraser, P.C., M.P.  
Minister of Citizenship and Immigration  
Dated at Ottawa, this 9th day of February 2023

of Iran in Canada



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## Are You Hesitant To Call A Lawyer About Your Child's Injury?

Reaching out to a lawyer can be a difficult thing to do. Over the years, I have discovered that parents / caregivers have shared concerns. The reasons I hear time and again. I want to explore these reasons and offer answers and a new perspective.

**“**

### **I don't have the time Or energy to deal with A birth injury lawyer.**

When you first call a medical negligence lawyer, you'll discuss what happened during your child's birth or neonatal care and how your child is doing now. The next step in the law is to obtain health records to review. Often we can have a follow up meeting with the parents and give insight into what happened simply from our review of the documents.

**“**

### **I can't afford a birth injury lawyer**

The initial call with a lawyer requires no commitment or fee. Once you decide to proceed with an investigation or subsequent legal action, you will sign a contingency agreement, which means that the lawyer will be paid from the money the client receives at the end of the lawsuit. No legal fees are expected to be paid out of our client's pockets.

**“**

### **I don't know what happened**

Parents are worried that without explicit knowledge of an error, there is no way to prove what happened to their child. I always say the same thing let us take a look at the records. There is no commitment at the investigation stage; it's a fact finding mission.

**“**

### **Did a health care provider Save my child?**

Maybe. Health care providers save lives every day. This includes those who deliver babies and treat newborns. We will let you know if your child was saved by a medical professional. The first step after contacting my law firm is an investigation. We hear your birth story, order the records and review them.



## “ Did I do something wrong?

This is an overwhelming feeling and one that can bring up feelings of immense guilt. You may have heard this before but let me take a minute to repeat it nothing that happened to your child is your fault! Care providers must inform you about various approaches to labour and delivery or neonatal care risks and benefits. They monitor your baby to ensure that everything is proceeding normally and safely.

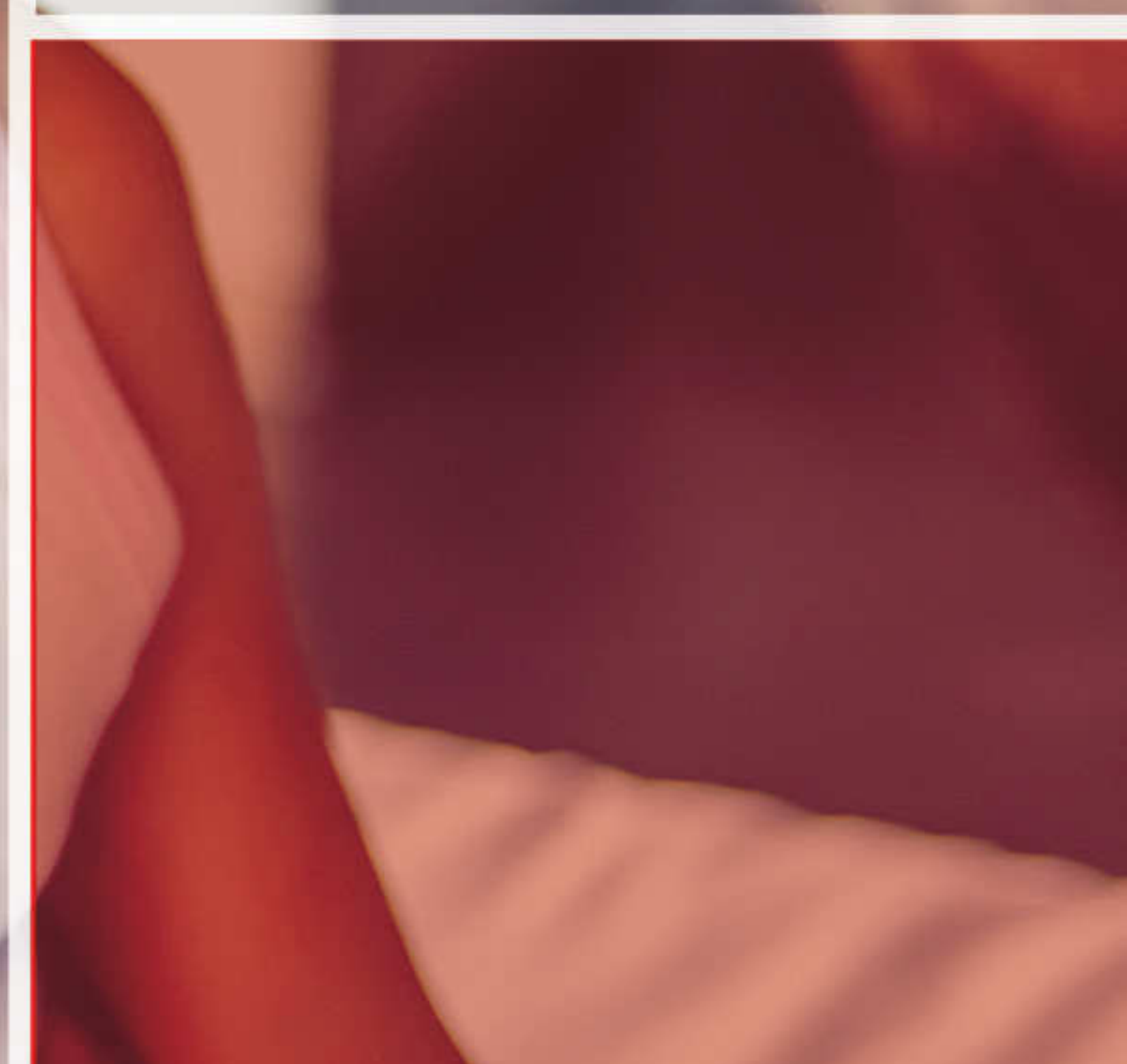
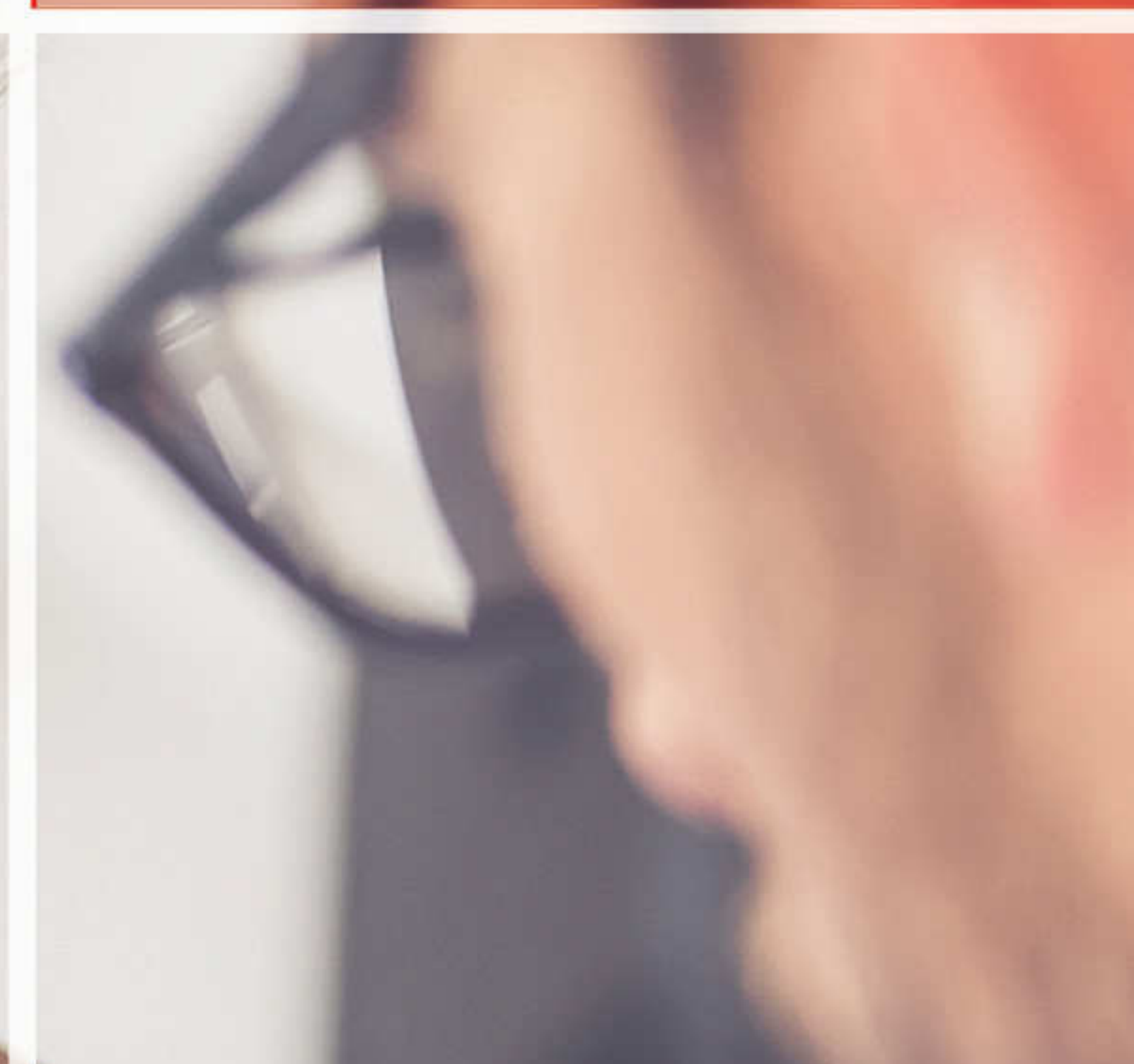
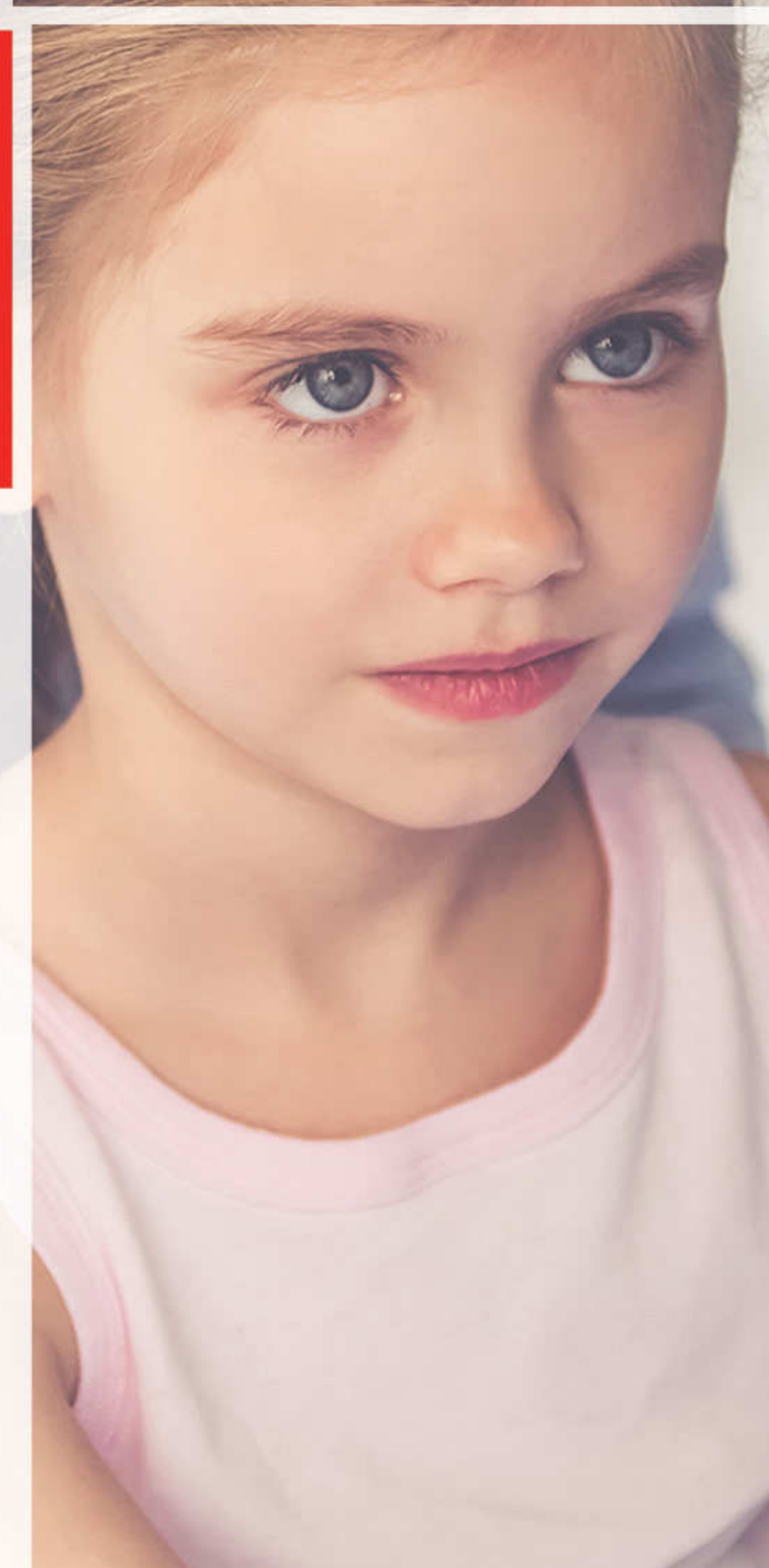
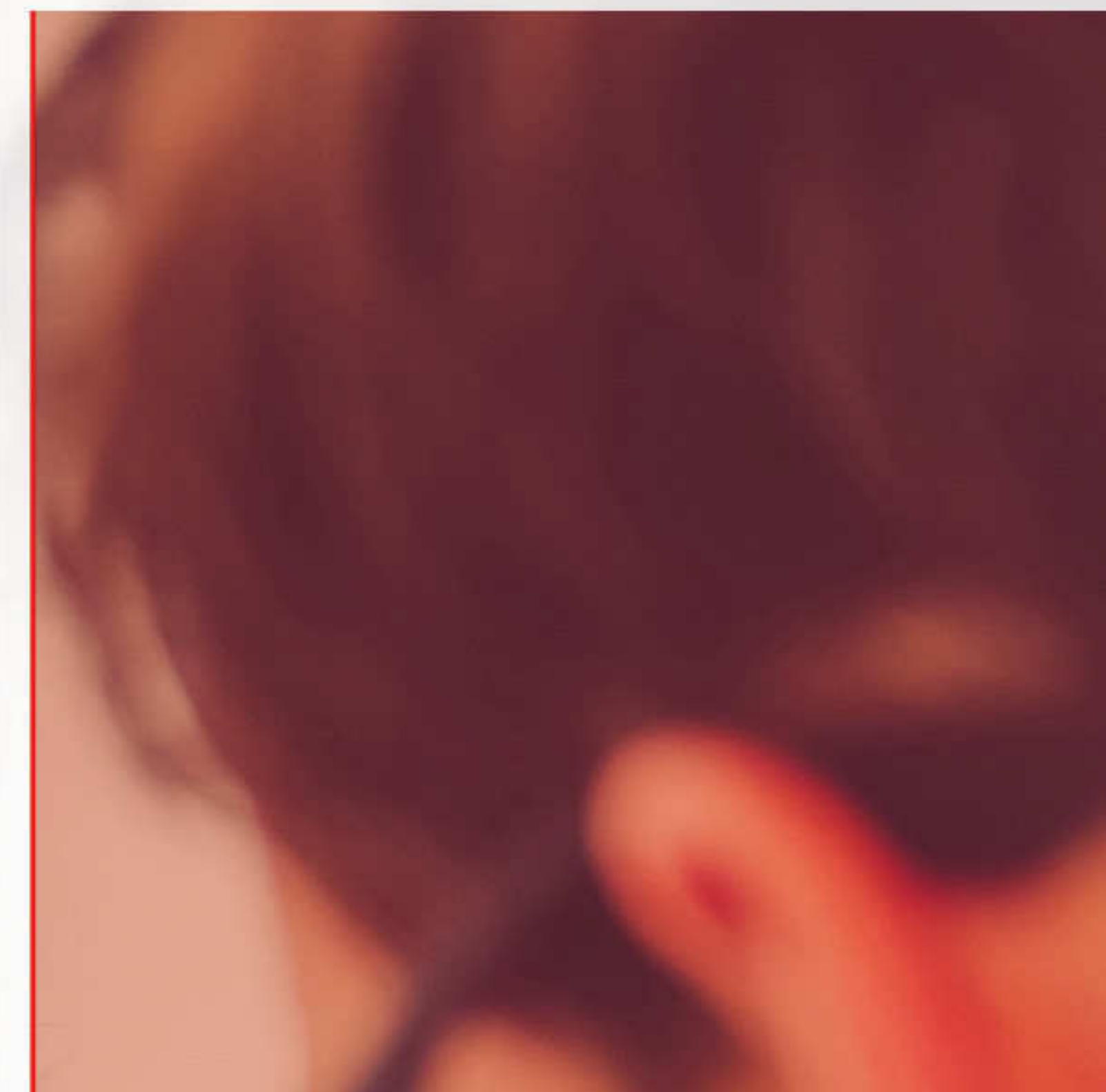
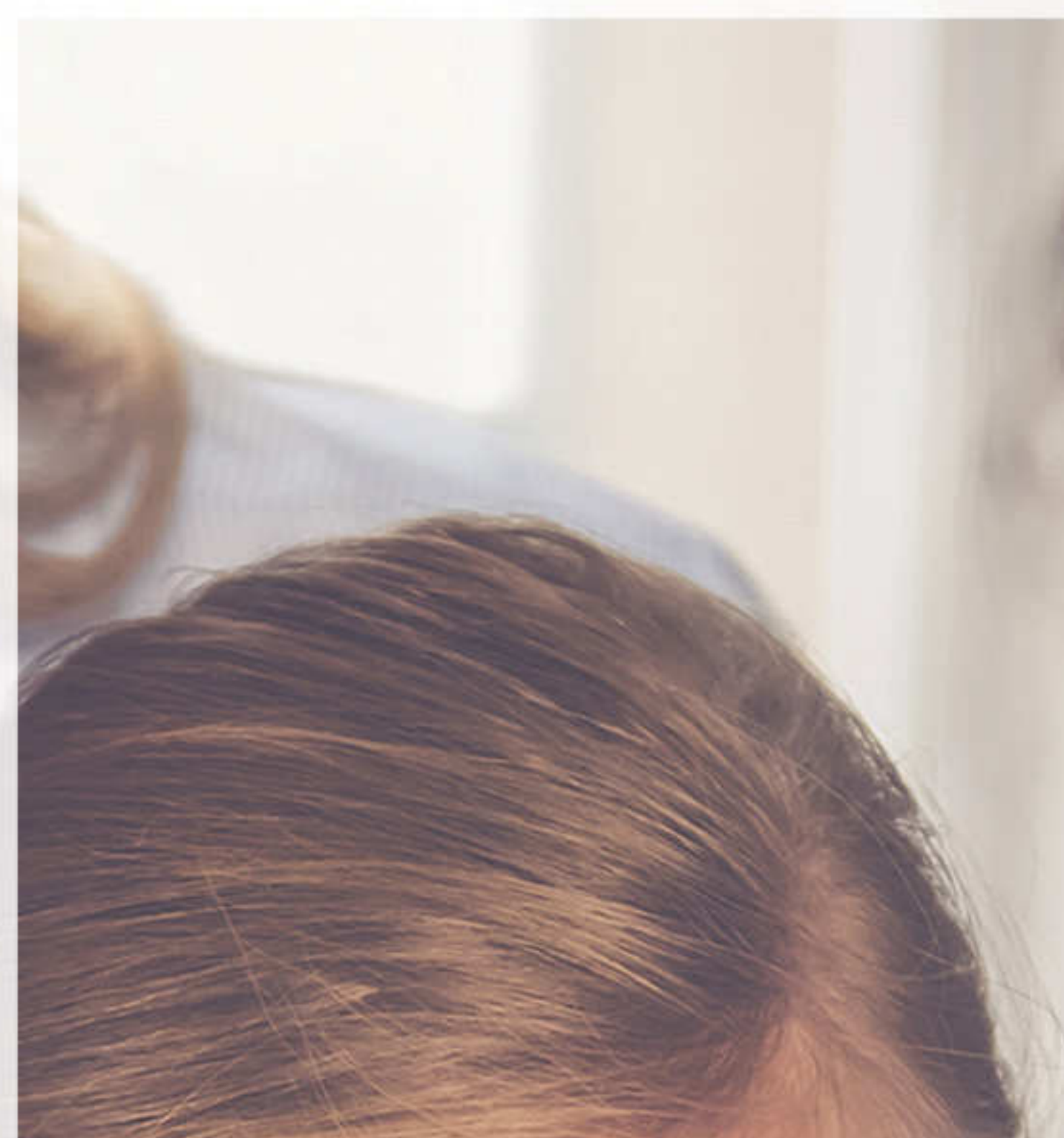
## “ Will my child's ongoing Medical care be impacted If I start a lawsuit?

In most cases, a lawsuit will not impact your child's ongoing care. Typically, the nurses and physicians working in labour and delivery have no ongoing follow up care with your child. The only time where there may be some impact on going care is if you are suing your family doctor or another active treatment provider, and you will likely prefer to find a new health care provider.

## “ Am I out of time to bring legal action?

A child's two year time limit to bring a lawsuit starts to run once they turn 18.

In cases where the child does not have the capacity, they are not subject to the running of a limitation period. My one caution for parents that plan to hold off on bringing legal action until some point in the future is that health records are only maintained for a while.



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**Gambriani Law PC**  
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# Sourena Sarbazevatan

**Criminal Lawyer  
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✉ [office@gambrianilaw.com](mailto:office@gambrianilaw.com)

Criminal law is not simply a vocation for Gambriani Law PC. This law firm exists because it's passion for giving individuals the outcome they deserve is more than just winning a case, it's fighting for justice and it is in this firm's DNA.

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When you choose Gambriani Law you are choosing a law firm with experience and tenacity that values professionalism, discretion and an unwavering commitment to your case.

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### contact us:

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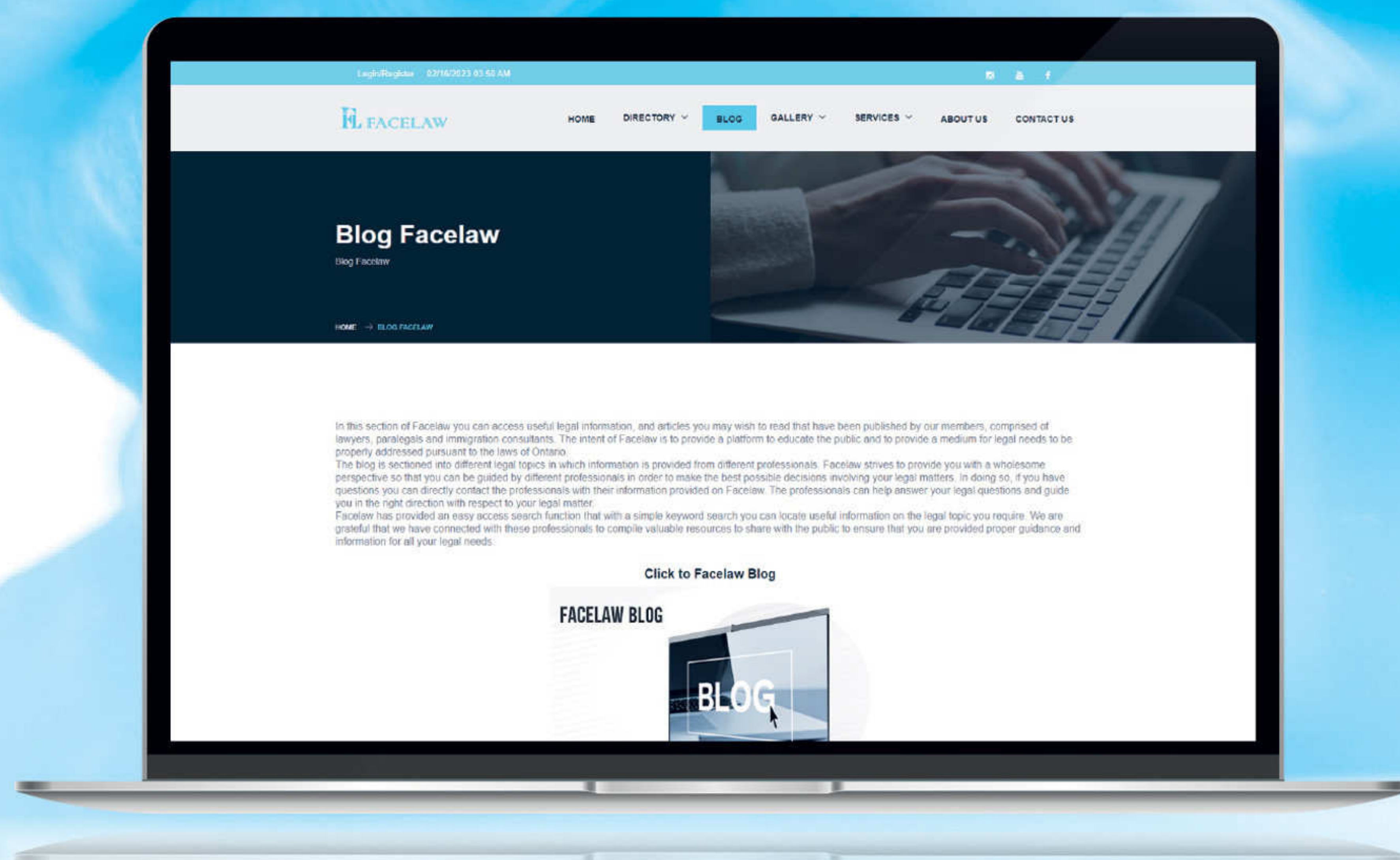


# BLOG & ARTICLE

In this section of Facelaw you can access useful legal information, and articles you may wish to read that have been published by our members, comprised of lawyers, paralegals and immigration consultants. The intent of Facelaw is to provide a platform to educate the public and to provide a medium for legal needs to be properly addressed pursuant to the laws of Ontario.

The blog is sectioned into different legal topics in which information is provided from different professionals. Facelaw strives to provide you with a wholesome perspective so that you can be guided by different professionals in order to make the best possible decisions involving your legal matters. In doing so, if you have questions you can directly contact the professionals with the information provided on Facelaw. The professionals can help answer your legal questions and guide you in the right direction with respect to your legal matter.

Facelaw has provided an easy access search function that with a simple keyword search you can locate useful information on the legal topic you require information about. We are grateful that we have connected with these professionals to compile valuable resources to share with the public to ensure that you are provided quick and accurate guidance and information.





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## The Importance Of Maintaining A Minute Book.

There will be instances when a corporation may be required to prove that it was duly incorporated, or provide evidence that specific corporate actions received proper director and shareholder approval. Examples of these situations can be Government reviews and audits or even certain financial activities such as opening a bank account or applying for a loan or line of credit in the name of the corporation. Therefore, Canadian corporations, whether incorporated federally or provincially and regardless of their size, are excepted and required to adequately maintain their corporate records in a minute book.

Often, individuals will try to save on legal expenses by incorporating on their own or with the assistance of other third parties such as

accountants or online incorporation companies. While saving money is understandable, often these individuals are not aware or do not receive appropriate advice with respect to the necessity of maintaining of a properly organized corporate minute book, resulting in the organization of the corporate minute being overlooked entirely following an incorporation. Whether the corporation has only one shareholder or numerous shareholders, one director or numerous directors, maintenance of the corporate minute book is a must.

For corporations incorporated in Ontario, these record keeping requirements are mandated under the Ontario Business Corporations Act, R.S.O. 1990, c. B.16, and for corporations incorporated Federally under the Canada Business Corporations Act, R.S.C., 1985, c. C-44. While the proper maintenance of a corporate minute book is mandated by statute, there are numerous practical business reasons to ensure that your corporate minute book is kept up to date.



# What is A Minute Book?

A minute book is typically a loose leaf binder that holds and organizes the essential incorporation documents, and other key corporate documents, including but not limited to, the corporate by laws, as well as directors and shareholders resolutions.

Although recently virtual minute books have also become popular allowing for access to a corporation minute book virtually without the need for the original physical minute book.

A corporation's legal status can be viewed by conducting a thorough review of the minute book and the documents contained therein, and it should also keep tracks of all important corporate documents and corporate decisions that have been made such as issuance of shares, loans and mortgages, shareholder agreements, major financial transactions, and payment of bonuses and dividends.

## Why Keeping A Minute Book Is Important?

Here we have numerated some of the reasons that help to explain how a properly maintained minute book shelters a business from potential complications and contributes to the effective operation of a business.

## The Legality Of The Corporations Actions

In order to make shareholder's and director's decisions effective and valid, their decisions should be recorded by way of passing a resolution.

At each meeting of the shareholders and the directors of a corporation, one individual will typically transcribe notes (a.k.a. "minutes") of the outcome of discussions of the meeting (i.e., the resolution), should be placed in the corporation minute book.

This ensures that the corporation complies with applicable legislation such as the Canadian Business Corporations Act, and the Ontario Business Corporations Act, its bylaws and the articles of the incorporation.

Therefore, any significant decisions by the directors and shareholders should be recorded by keeping resolutions in the minute book; otherwise, these decisions could be considered invalid.



## Opening a Bank Account

To open a bank account, the bank is required to ensure that the corporation is legally incorporated and has proper corporate authority and authorization to open a bank account. An adequately documented and updated minute book will ensure the corporation is permitted to open a bank account.

## Obtaining a Loan

In providing a loan to a corporation, a bank will take more precautions compared to opening an account and will examine whether the borrower corporation has the legal standing to borrow the funds.

A lawyer, acting on behalf of the bank normally addresses this concern by inspecting the corporation's minute book to ensure that the corporate by laws permit the corporation to borrow money and whether the proper corporate authority has been given for same.

In providing their legal opinion, the lawyer will determine whether the corporation has the requisite power, capacity, and authority to borrow from the bank and whether the security agreement granted by a bank conflict with the corporation's articles and bylaws.

It should be noted that reviewing a corporation's minute book is a mandatory part of a lawyer's due diligence in connection with the mortgage or loan transactions involving a corporation.



## Selling Company & Raising Capital

For those corporate stake holders who intend to sell their business or raise the funding for the corporation from a financier, holding an updated and organized minute book plays a crucial role.

In a share or asset purchase or sale transaction, it is an ordinary course of practice that the counsel of the potential buyer reviews the corporate minute book.

In her / his assessment, if the minute book is disorganized, the transaction may be delayed or even not move forward.



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Moreover, if the company moves to raise capital from external investors by issuing shares, it is expected that the financier will want to thoroughly inspect the corporate minute book.

Usually, a lawyer on behalf of the financier will conduct this due diligence to ascertain who is the major shareholder and who has a casting vote in the subject corporation.

Also, investors, typically by inspecting the minute book, will scrutinize what rights are attached to each particular class of shares.

## Shareholder Disputes

With respect to decisions such as the issuance of shares, dividends, and shareholder loans that are confirmed by the shareholders, if the appropriate shareholder resolution has not been reduced to writing and not signed, this could lead to disputes and challenges by dissatisfied shareholders claiming that proper corporate authority was not given for said actions.

These types of disputes could cause legal expenses and practical headaches for the corporation.

Finally, when business holders urgently need to organize their corporate minute book, such as when a corporate transaction is pending, the time and cost of having the minute books reviewed and amended by a lawyer is expensive.

Moreover, it is prudent for businesses to organize their minute book following incorporation, constantly updating to reflect required information.





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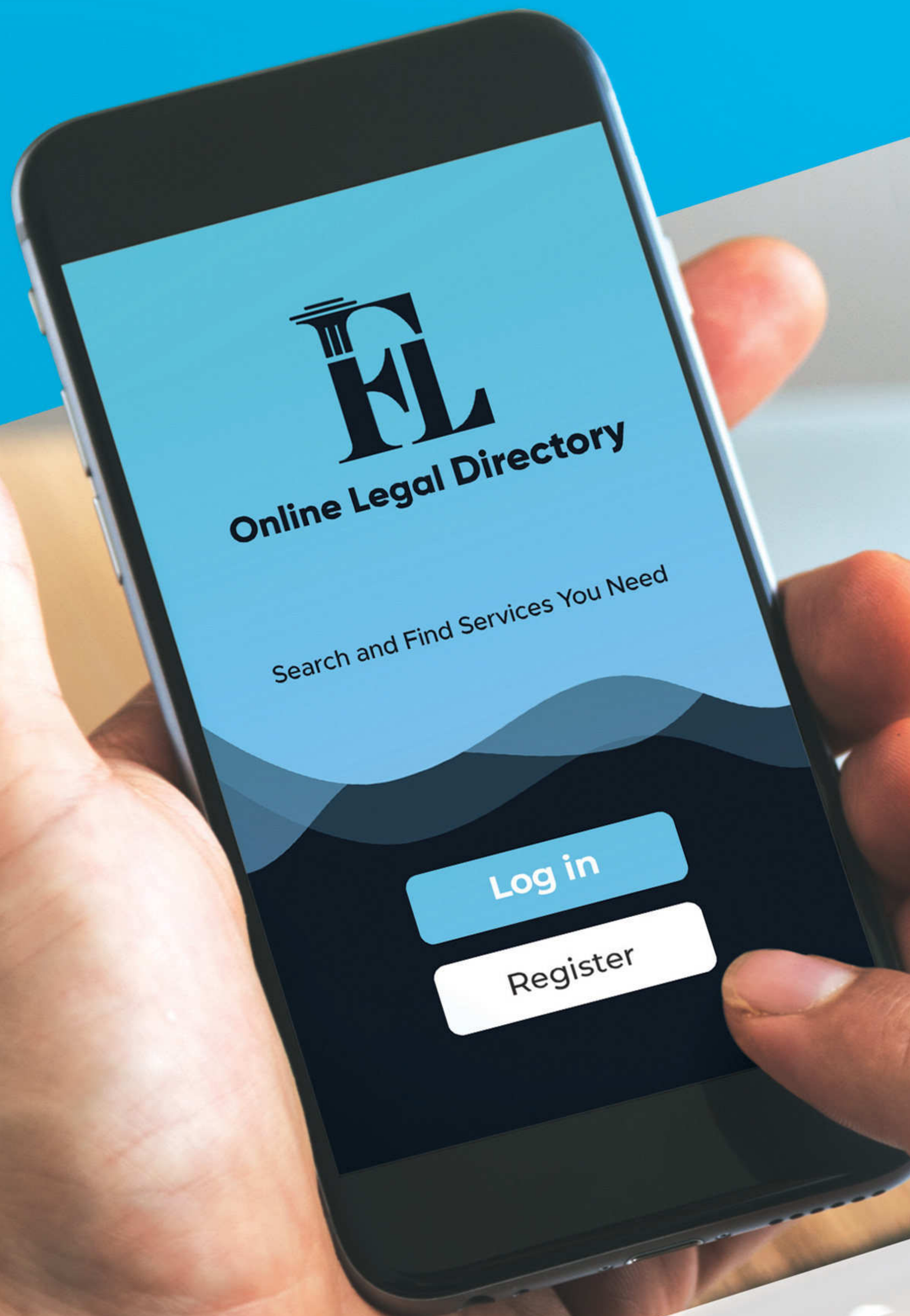


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## “ Canada Immigration Is Making C11 LMIA Exemption Work Permit More Difficult For Temporary Workers

C11 category under International Mobility Program covers self employed or entrepreneur work permit under R205(a) Significant benefit within the Canadian Interests category.

In November 2022 the IRCC made some major updates on the eligibility criteria of the LMIA exemption code of the C11 work permit.

YLG was one of the pioneers of this program in 2019 and helped hundreds of applicants under C11 categories known as “Owner Operator LMIA Exempted Work Permit”.



# “ Overview Of The Category

According to the R205(a) of IRPR, under very specific situations the IRCC can determine work permit applications do not require LMIA approval where the work of a foreign national creates significant social, cultural or economic benefits or opportunities for Canadian citizens or permanent residents.

C11 is the administrative LMIA exemption code that provides that the work of certain foreign nationals entering Canada to create or maintain a business as an entrepreneur or self employed may create significant benefits.

An alternative in a broader LMIA exemption Code there is C10 for workers who do not meet the specific considerations for a C11 exemption, but still can create significant benefits and the IRCC may still assess them on a case by case basis.

## New Amendments To The Category Operational Manual

Work Permit LMIA Exemption code C11 officially has been recognized by the IRCC with two main subcategories. Unlike before, based on the applicants' intentions of planning to move to Canada permanently or temporarily there are now **two official categories**: Temporary workers with the temporary purpose of staying in Canada, and Business candidates with permanent residency dual intent.

Under the temporary workers with the temporary purpose of stay in Canada category, applicants intend to come to Canada temporarily usually seasonal to run their existing business in Canada. The IRCC's guideline highlights that they are usually self employed people. To be more specific, these applicants are different from entrepreneurs or self employed candidates under provincial nomination programs (PNP) or Federal or Quebec programs.



Therefore, under this category, there are self-employed people and entrepreneurs without any acceptance from PNPs, Quebec, or Federal SUV programs.

**In the second category,** business candidates with permanent residency dual intent category apply to those who seek entry as a business candidate to start or run their business to meet the requirements for provincial nomination programs or Quebec's selection as an entrepreneur or the requirements for the federal Start up Business Visa. Under this category, there are PNP Candidates, Quebec's Self Employed, and Start Up Visa Candidates (only essentials).

The candidates under PNP programs must first apply to a province or territory for acceptance into the provincial business immigration program.

If the candidate is approved, the province or territory will provide them with a support letter to obtain 2 year work permits before they can apply for permanent residency in Canada with their Confirmation of Nomination letter or a Quebec Selection Certificate (CSQ).

The second category is not the subject of this article, as I try to have a deeper view of the first category and new eligibility criteria.

It is important to highlight that it is unreasonable to list SUV work permits under C11 while the SUV work permit applicants fall under a different LIMA Exemption Code of A75 .

“

## There Are Two Subcategories Of Temporary Workers, Self Employed Peoples And Entrepreneurs

Considering even the temporary workers under C11 without first intention to become a permanent residents of Canada potentially still can apply for permanent residency in Canada through Skilled based or Business Based programs, dividing them into two categories makes big difference. For example, a self-employed worker in Canada is not eligible for Canadian Experience Class (CEC) whereas an entrepreneur is, but regardless of this legal fact, the IRCC made it very clear neither is eligible under the CEC category. Notwithstanding they are eligible for additional employment arrangement scores of up to 200 points as Federal Skilled Workers inside the Express Entry if they can provide at least one year of international work experience.

There two types of business structure from the legal point are not the same. self employed is a person who works for themselves as the owner of a business and rarely hires people outside of their family members, whereas an entrepreneur is a person who organizes and operates a business or businesses, taking on greater than normal financial risks to do so. They hire employees other than their family members to carry out the activities of the business.

Still, the IRCC does not clarify whether incorporating a business in Canada makes any difference. In legal terms, a company is a legal entity with a separate legal personality from its founders. A director of a company who is also the owner of the company is not necessarily self employed because the director is an employee of the company.



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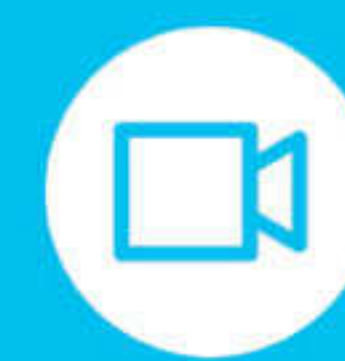
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