

Immigration Inadmissibilities: Non-Compliance and Financial Inadmissibilities

Course Summary: This course will provide an in-depth discussion of how to address financial inadmissibility in immigration applications, as well as inadmissibility arising due to non-compliance with the restrictions to one's status. The instructor will review the legislative scheme for non-compliance, provide sample scenarios and address special considerations. Applications to overcome inadmissibility permanently and temporarily will be discussed, as well as ethical issues that arise in these types of cases.

Course Outline:

1. Introduction and course objectives
2. The legislative scheme in general
3. What to keep in mind during the client intake
4. Non-compliance
 - When is it likely to arise
 - What does IRPA say
 - Policy instruments
 - Special considerations for refugee claimants
 - The interplay with future visa applications
 - 6 month bar for work and study permits
 - Common scenarios
 - Important case law
 - Cures for non-compliance – becoming compliant, TRP, H&C
5. Financial inadmissibility
 - When is it likely to arise
 - What does IRPA say
 - Policy instruments
 - Interplay with family class sponsorship regulations
 - Common scenarios
 - Important case law
 - Procedural fairness
 - Cures for financial inadmissibility – becoming admissible, TRP, H&C

6. Refusal Remedies

7. Ethical considerations

- Honesty and candour with your client
- Competence
- Dishonesty/misrepresentation
- Mandatory and optional withdrawal of services

8. Practice Scenarios

9. Questions and Answers