

Tariff reform 2023: Summary of changes immigration / refugee law



Updated: September 27, 2023

Description	Tariff maximum	
	Certificates issued prior to October 16, 2023	Certificates issued on or after October 16, 2023
For refugee claim filing, including preparation of the Basis of Claim and refugee portal application where the claim is selected for the file-review process	10 hours	12 hours
For refugee claim filing, including preparation of the Basis of Claim and refugee portal application where the claim is not selected for the file-review process	7 hours	9 hours
For Basis of Claim form preparation and filing for one or more additional immediate family members.		3 hours
To apply in Canada for permanent residence on humanitarian and compassionate grounds.	16 hours	16 hours
For representation in second stage processing after a humanitarian and compassion application has received approval in principle.		10 hours
For submissions to the minister of immigration on danger to the public in a deportation matter.	10 hours	20 hours
For representation before the Refugee Protection Division related to working with a designated representative when the claimant has an inability to appreciate the nature of the proceedings.		3 hours

Description	Tariff maximum	
	Certificates issued prior to October 16, 2023	Certificates issued on or after October 16, 2023
For representation before the Refugee Protection Division related to minister's interventions or issues of exclusion.		3 hours
For preparation for a subsequent sitting of an Immigration Refugee Board hearing which began but did not conclude.	2 hours (Refugee Protection Division only)	2 hours (all Immigration Refugee Board hearings)

Notes

- No action required from the roster members to receive the increased tariffs for the Basis of Claim and Danger Opinions, as they will be automatically applied to certificates issued on or after October 16, 2023.
- To be considered for coverage for any other authorization listed in this section, roster members will continue to submit written requests uploaded to Legal Aid Online using the "Submit certificate coverage materials" link found under the "Certificates" tab.
- The authorization for claims with an additional immediate family member(s), where a family member requires a separate narrative, will be available on certificates issued on or after October 16, 2023, where:
 - There is a different country of citizenship from the principal claimant; or
 - There is a separate risk profile from the principal claimant.

Members of the immediate family unit are defined as the main client (principal claimant), the spouse or common-law partner, and all dependent children under 22 with no children of their own.

- The authorization for a designated representative will be available on certificates issued on or after October 16, 2023 where the applicants are unaccompanied/separated minors, have serious mental health concerns, and/or cannot appreciate the nature of the proceedings.
- The authorization for ministerial intervention will be available on certificates issued on or after October 16, 2023, to respond to ministerial interventions and/or when a member has formally raised exclusion (in writing).
- As with the original Refugee Protection Division authorization, the 2-hour "subsequent attendance" authorization should not be requested or billed for an attendance where the matter did not proceed and was postponed/adjourned.