



Date: November 26, 2018

UCI: 11-1679-7122

Application no.: S302956386



AAGAM NILESHKUMAR SHAH
I/501 SARJAN TOWER, GURUKUAL ROAD, MAMNAGAR
AHMEDABAD AHMEDABAD 380052
India

Dear AAGAM NILESHKUMAR SHAH,

Thank you for your interest in studying in Canada. After a careful review of your study permit application and supporting documentation, I have determined that your application does not meet the requirements of the *Immigration and Refugee Protection Act and Regulations*. I am refusing your application.

In making a decision on an application, a number of factors are considered. These may include but are not limited to:

- whether the person has been accepted to study at a Canadian educational institution;
- the information in the travel and identity documents;
- the person's ability to pay for the trip, to pay tuition fees and to support himself or herself while in Canada;
- whether the person is likely to respect the conditions of his or her admission to Canada;
- whether the person is inadmissible to Canada; and
- whether the person would be likely to leave Canada at the end of his/her authorized stay.

To help you understand my decision, the reason(s) are provided on the following pages.

You are welcome to reapply if you feel that you can respond to these concerns and can demonstrate that your situation meets the requirements. All new applications must be accompanied by a new processing fee.

Sincerely,
CPC-Ottawa, NHQ - Centralized Processing Region
365 Laurier Avenue West
Ottawa ON
K1A 1L1, Canada
Application Enquiry: CPC-CTD-Ottawa@cic.gc.ca

www.cic.gc.ca

Subsection 11(1) of the *Immigration and Refugee Protection Act (IRPA)* provides that any person wishing to become a temporary resident of Canada must satisfy an officer that he or she is not inadmissible to Canada and that she or he meets the requirements of the Act.

Following an examination of your application, I am not satisfied that your application meets the requirements of the Act and the Regulations for the reasons explained below. Please note that only the grounds that are checked off apply to the the refusal of your application.

- ☐ Pursuant to Section 219 of the *Immigration and Refugee Protection Regulation*, I am not satisfied that you:
- ☐ have submitted written documentation from the educational institution at which you intend to study that states that you have been accepted to study there
 - ☐ have sufficient and available financial resources, without working in Canada, to pay the tuition fees for the course or program of studies that you intend to pursue
 - ☐ have sufficient and available financial resources, without working in Canada, to maintain yourself and any family members who are accompanying you during your proposed period of study
 - ☐ have sufficient and available financial resources, without working in Canada, to pay the costs of transporting yourself and any family members who are accompanying you to and from Canada.
- ☐ You have not submitted a *Certificat d'acceptation du Québec (CAQ)*.
- ☒ You have not satisfied me that you would leave Canada at the end of your stay. In reaching this decision, I considered several factors, including:
- ☐ travel history
 - ☐ immigration status in country of residence
 - ☐ family ties in Canada and in country of residence
 - ☐ length of proposed stay in Canada
 - ☒ purpose of visit
 - ☐ employment prospects in country of residence
 - ☐ current employment situation
 - ☐ personal assets and financial status.
 - ☐ your history of having contravened the conditions of admission on a previous stay in Canada
- ☐ You have submitted documentation which lacks authenticity as part of your application. This has diminished the overall credibility of your submission. I was therefore not satisfied that you are not inadmissible to Canada and that you meet the requirements of the Act and Regulations. Specifically, I was not satisfied that the following documentation is authentic:
- ☐ You have not complied with our request for information, as per section 16(1) of the *Immigration and Refugee Protection Act*. To date, you have failed to comply with our request for:
- ☐ Completion of a medical examination
 - ☐ An interview
 - ☐ The following documents:

☐ From the documents which you have submitted in support of your application, I am not satisfied that you have answered all questions truthfully, as required by subsection 16(1) of the Act. Specifically, I am not satisfied that the following information is truthful:

☐ Other reasons:

- ☐ You are a member of an inadmissible class of persons described in the *Immigration and Refugee Protection Act*. As a result, you are inadmissible to Canada pursuant to the following Section(s):

On security grounds for:

- ☐ Section 34(1)(a): Engaging in an act of espionage or subversion against a democratic government, institution or process as they are understood in Canada;
- ☐ Section 34(1)(b): Engaging in or instigating the subversion by force of any government;
- ☐ Section 34(1)(b.1): Engaging in an act of espionage that is against Canada or that is contrary to Canada's interests;
- ☐ Section 34(1)(c): Engaging in terrorism;
- ☐ Section 34(1)(d): Being a danger to the security of Canada;
- ☐ Section 34(1)(e): Engaging in acts of violence that would or might endanger the lives or safety of persons in Canada;
- ☐ Section 34(1)(f): Being a member of an organization that there are reasonable grounds to believe engages or will engage in acts referred to in paragraph (a), (b) or (c).

On grounds of violating human or international rights for:

- ☐ Section 35(1)(a): Committing an act outside Canada that constitutes an offence referred to in sections 4 to 7 of the *Crimes Against Humanity and War Crimes Act*;
- ☐ Section 35(1)(b): Being a prescribed senior official in the service of a government that, in the opinion of the Minister, engages or has engaged in terrorism, systematic or gross human rights violations, or genocide, a war crime or a crime against humanity within the meaning of subsections 6(3) to (5) of the *Crimes Against Humanity and War Crimes Act*;
- ☐ Section 35(1)(c): Being a person, other than a permanent resident, whose entry into or stay in Canada is restricted pursuant to a decision, resolution or measure of an international organization of states or association of states, of which Canada is a member, that imposes sanctions on country against which Canada has imposed or has agreed to impose sanctions in concert with that organization or association.

On grounds of serious criminality for:

- ☐ Section 36(1)(a): Having been convicted in Canada of an offence under an *Act of Parliament* punishable by a maximum term of imprisonment of at least 10 years, or of an offence under an *Act of Parliament* for which a term of imprisonment of more than six months has been imposed;
- ☐ Section 36(1)(b): Having been convicted of an offence outside Canada that, if committed in Canada, would constitute an offence under an *Act of Parliament* punishable by a maximum term of imprisonment of at least 10 years;
- ☐ Section 36(1)(c): Committing an act outside Canada that is an offence in the place where it was committed and that, if committed in Canada, would constitute an offence under an *Act of Parliament* punishable by a maximum term of imprisonment of at least 10 years.

On grounds of criminality for:

- ☐ Section 36(2)(a): Having been convicted in Canada of an offence under an Act of Parliament punishable by way of indictment, or of two offences under any Act of Parliament not arising out of a single occurrence;
- ☐ Section 36(2)(b): Having been convicted outside Canada of an offence that, if committed in Canada, would constitute an indictable offence under an Act of Parliament, or of two offences not arising out of a single occurrence that, if committed in Canada, would constitute offences under an Act of Parliament;
- ☐ Section 36(2)(c): Committing an act outside Canada that is an offence in the place where it was committed and that, if committed in Canada, would constitute an indictable offence under an Act of Parliament;
- ☐ Section 36(2)(d): Committing, on entering Canada, an offence under an Act of Parliament prescribed by regulations.

On grounds of organized criminality for:

- ☐ Section 37(1)(a): Being a member of an organization that is believed on reasonable grounds to be or to have been engaged in activity that is part of a pattern of criminal activity planned and organized by a number of persons acting in concert in furtherance of the commission of an offence punishable under an *Act of Parliament* by way of indictment, or in furtherance of the commission of an offence outside Canada that, if committed in Canada, would constitute such an offence, or engaging in activity that is part of such a pattern;
- ☐ Section 37(1)(b): Engaging, in the context of transnational crime, in activities such as people smuggling, trafficking in persons or money laundering.

On health grounds as your health condition:

- ☐ Section 38(1): Is likely to be a danger to public health or to public safety, or might reasonably be expected to cause excessive demand on health or social services.

For financial reasons:

- ☐ Section 39: You are or will be unable or unwilling to support yourself or any other person who is dependent on you, and have not satisfied an officer that adequate arrangements for care and support, other than those that involve social assistance, have been made.

On misrepresentation:

- ☐ Section 40(1)(a): For directly or indirectly misrepresenting or withholding material facts relating to a relevant matter that induces or could induce an error in the administration of this Act;
- ☐ Section 40(1)(a) and Section 40(2)(a): You are still inadmissible to Canada as a period of two years has not passed since your prior refusal.