



Employment and Social Development Canada

Fees Report

Fiscal year 2022 to 2023

The Honourable Randy Boissonnault, P.C., M.P.
Minister of Employment, Workforce Development
and Official Languages

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Minister's message

I am pleased to present Employment and Social Development Canada's report on fees for 2022 to 2023.

The *Service Fees Act* provides a modern legislative framework that enables cost-effective delivery of services and, through better reporting to Parliament, improves transparency and oversight.

This year's report provides detailed information on Employment and Social Development Canada's Labour Market Impact Assessment fee, such as the type and rate of adjustment, the service standard and the performance result. This information provides additional context in the spirit of open and transparent fee management.



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About this report

This report, which is tabled under section 20 of the *Service Fees Act*ⁱ, the *Low-Materiality Fees Regulations*ⁱⁱ, and subsection 4.2.8 of the Treasury Board *Directive on Charging and Special Financial Authorities*ⁱⁱⁱ, contains information about the fees Employment and Social Development Canada had the authority to set in fiscal year 2022–23.

The report covers fees that are exempted from the *Service Fees Act*.

For reporting purposes, fees are categorized by fee-setting mechanism. There are three mechanisms:

1. Act, regulation or fees notice
The authority to set these fees is delegated to a department, minister or Governor in Council pursuant to an act of Parliament.
2. Contract
Ministers have the inherent authority to enter into contracts, which are usually negotiated between the minister and an individual or organization, and which cover fees and other terms and conditions. In some cases, that authority may also be provided by an act of Parliament.
3. Market rate or auction
The authority to set these fees is pursuant to an act of Parliament or a regulation, and the minister, department or Governor in Council has no control over the fee amount.

For fees set by act, regulation or fees notice, the report provides totals for fee groupings, as well as detailed information for each fee. The Department of Employment and Social Development Canada did not have fees set by contract, market rate or auction.

Although the fees Employment and Social Development Canada charges under the *Access to Information Act* were subject to the *Service Fees Act*, they are not included in this report. Information on Employment and Social Development Canada's access to information fees for 2022 to 2023 is in our annual report to Parliament on the administration of the *Access to Information Act*: [Reports and publications: Access to Information and Privacy - Canada.ca](#)^{iv}

Remissions

In 2022 to 2023, Employment and Social Development Canada was not subject to the requirements in section 7 of the *Service Fees Act* and had no authority to remit, so this report does not include remission amounts.

Overall totals, by fee-setting mechanism

The following table presents the total revenue, cost and remissions for all fees Employment and Social Development Canada had the authority to set in 2022 to 2023, by fee-setting mechanism.

Overall totals for 2022–23, by fee-setting mechanism

Fee-setting mechanism	Revenue (\$)	Cost (\$)	Remissions (\$)
Fees set by act, regulation or fees notice	138,274,900	161,536,027	These fees were not subject to remission

Totals, by fee grouping, for fees set by act, regulation or fees notice

A fee grouping is a set of fees relating to a single business line, directorate or program that a department had the authority to set for those activities.

This section presents, for each fee grouping, the total revenue, cost and remissions for all fees Employment and Social Development Canada had the authority to set in 2022 to 2023 that are set by the following:

- act
- regulation

Labour Market Impact Assessment: totals for 2022–23

Revenue (\$)	Cost (\$)	Remissions (\$)
138,274,900	161,536,027	These fees were not subject to remissions

Details on each fee set by act, regulation or fees notice

This section provides detailed information on each fee Employment and Social Development Canada had the authority to set in 2022 to 2023 and that was set by the following:

- act
- regulation

Fee grouping

Labour Market Impact Assessment

Fee

Temporary Foreign Worker (TFW) Program Service Fee for Labour Market Impact Assessments (LMIA)

Fee-setting authority

Immigration and Refugee Protection Act, section 89^v

Financial Administration Act, section 19(1)^{vi}

Immigration and Refugee Protection Regulations, 315.2(1)^{vii}

Year fee-setting authority was introduced

2013

Last year fee-setting authority was amended

2017

Service standard

The following service standard is not subject to remissions pursuant to the *Service Fees Act*:

Applicants submitting an eligible Labour Market Impact Assessment (LMIA) application for high-demand occupations (skilled trades), high-paid occupations (top 10% of wages in the province or territory where the job is created), short duration work periods (120 days or less), or any Global Talent Stream application, are to receive a decision on their application within 10 business days, starting on the business day after the application has been received by Service Canada. The target for achieving this standard is set at 80%.

Expedited processing of eligible applications within the 10-day period, excluding Global Talent Stream applications, was suspended in March 2020 in response to labour market conditions linked to the pandemic, and remained suspended in 2022-23 as labour market conditions continued to evolve. Service Canada is in the process of reviewing priority processing.

Performance result

The Global Talent Stream is the only Temporary Foreign Worker Program Stream that has an active service standard. In 2022-2023, for Global Talent Stream applications, the

10 business-day service standard was met 82% of the time (excluding employer-related delays).

Application of *Low-Materiality Fees Regulations*

Not subject to section 17 of the *Service Fees Act*.

2022–23 fee amount (\$)

1,000

2022–23 total fee revenue (\$)

138,274,900

2022–23 total remissions issued for the fee (\$)

0

Fee adjustment date in 2024–25

Not applicable.

2024–25 fee amount (\$)

1,000

Endnotes

- ⁱ *Service Fees act*, <https://laws-lois.justice.gc.ca/eng/acts/S-8.4/index.html>
- ⁱⁱ *Low Materiality Fees Regulations*, <https://laws-lois.justice.gc.ca/eng/regulations/SOR-2019-109/index.html>
- ⁱⁱⁱ *Directive on Charging and Special Financial Authorities*, <https://www.tbs-sct.gc.ca/pol/doc-eng.aspx?id=32502>
- ^{iv} Annual Report on the Administration of *Access to Information Act* and the *Privacy Act* for the 2022 to 2023 fiscal year, <https://www.canada.ca/en/employment-social-development/corporate/transparency/access-information/reports.html>
- ^v *Immigration and Refugee Protection Act*, section 89, <https://laws-lois.justice.gc.ca/eng/acts/I-2.5/>
- ^{vi} *Financial Administration Act*, section 19(1), <https://laws-lois.justice.gc.ca/eng/acts/F-11/>
- ^{vii} *Immigration and Refugee Protection Regulations*, section 315.2(1), <https://laws.justice.gc.ca/eng/regulations/SOR-2002-227/FullText.html>