Regulations and other Acts

M.O., 2014

Order number 2014-007 of the Minister of Immigration, Diversity and Inclusiveness dated 10 July 2014

An Act respecting immigration to Québec (chapter I-0.2)

Prescribed forms for an undertaking

THE MINISTER OF IMMIGRATION, DIVERSITY AND INCLUSIVENESS,

CONSIDERING section 3.1.1 of the Act respecting immigration to Québec (chapter I-0.2) which provides that the application for an undertaking and an undertaking to assist a foreign national in settling in Québec must be made on the form prescribed by the Minister;

CONSIDERING the Minister's Order number AM 2010-012 dated 20 December 2010, published in the *Gazette officielle du Québec* of 19 January 2011, concerning the prescribing as of 2 February 2011 of six forms for an undertaking;

CONSIDERING the Regulations to amend the Regulations respecting the selection of foreign nationals made by Order in Council 629-2014 dated 26 June 2014;

CONSIDERING that it is expedient to prescribe two forms for an undertaking;

ORDERS AS FOLLOWS:

The following forms for an undetaking attached to this Order are hereby prescribed as of 1 August 2014 pursuant to the Act respecting immigration to Québec:

- UNDERTAKING Family class
- UNDERTAKING

Economic class or applicant referred to in section 18(c) (i) or 18(c) (iv) of the Regulations respecting the selection of foreign nationals — On-site applicant — Québec Resident

The forms for an undertaking replace those that were prescribed by the Minister's Order AM 2010-012 dated 20 December 2010.

KATHLEEN WEIL,

Minister of Immigration, Diversity and Inclusiveness

Immigration,		
Diversité		
et Inclusion		
0.,41	*	*
Québec	*	*

UNDERTAKING Family Class

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Please note that this application form must be filled out in French. This English translation is included only to help you do so accurately. Please refer to the Sponsor's Guide to fill out the form.

SECTION 1 IDENTIFICATION OF S	PONSORS	3					
All persons who are identified in sections 1 and 2 must be included in the sponsorship application that has been deemed admissible by Citizenship and Immigration							
Canada (CIC). You may not change the sponsor or principal s	ponsored persor	n, befo	re obtaining permiss	sion to do so fro	om CIC.		
A. Identification of sponsor							
Family name at birth:		F	amily name after ma	arriage:	(if applicable	9)	
First name:		D	ate of birth:		Year / Month / Day		
Sex: F M Civil status:		s	tatus: Perma	nent resident	Canadian citizen		
Social Insurance Number:		T	elephone No. at hon	ne:			
Residential address:		Т	elephone No. at wor	·k:			
M. W. and J. and		b	ave you or your cos		se previously	Yes	☐ No
Mailing address (if different):		D	Do you or your cosignatory spouse have children Yes No from a previous union?				
B. Identification of cosignatory spouse (if a	pplicable)						
After having referred to the <i>Sponsor's Guide</i> , the sponsor's spill out the " Declaration " in Section 5 of this form, and sign the <i>Sponsor's Guide</i> .							
Family name at birth:		E	amily name after ma	arriage:			
			•	•	(if applicable	9)	
First name: Date of birth:							
Relationship with sponsor: Spouse De facto spou	ise	S	tatus: Perma	nent resident	Canadian citizen		
Social Insurance Number:	1 1						
Telephone no. at work:							
SECTION 2 IDENTIFICATION OF THE PRINCIPAL SPONSORED PERSON							
FAMILY NAME (at birth) AND FIRST NAME	RELATIONSHIP with sponsor	SEX	DATE OF BIRTH Year / Month / Day	НС	OME ADDRESS		RM OF THE ERTAKING*
FAMILY NAME (after marriage, if applicable):							

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SECTION 3 IDENTIFICATION OF THE PRINCIPAL SPONSORED PERSON'S FAMILY MEMBERS							
All persons who are identified in this section must be included in the sponsorship application that has been deemed admissible by Citizenship and Immigration Canada (CIC). You may not add other family members or change the status of no-accompanying family member to accompanying family member before obtaining permission to do so from CIC.							
Α	Members of th	e principal sponsored person's far	mily who are a	ccom	panying that pe	erson to Québec	
	FAMILY NAM	ME (at birth) AND FIRST NAME	RELATIONSHIP with sponsored person	SEX	DATE OF BIRTH Year / Month / Day	HOME ADDRESS	TERM OF THE UNDERTAKING*
1							
	FAMILY NAME	(after marriage, if applicable):					
2							
3							
4							
5							
6							
В	Members of th		mily who are r	not ac	companying tha	at person to Québec and who are no	ot covered
1	by the underta	ixing					
2							
3							
4							
	the undertaking undertaking is vi The obligations	is valid for ten years or until the acalid for three years or until age 22,	ge of majority (whichever is lo om the mome	18 year onger. ont the	ars), whichever is For other sponso sponsored perso	partner. In the case of a child under the longer. In the case of a child aged 13 ared persons, the undertaking is valid for its admitted as a permanent resider	or over, the or ten years.
S	ECTION 4	SPECIFIC DETAILS RE ARE IN THE PROCESS				O HAVE BEEN OR	
tha	Check the box at corresponds your situation						
		The child I wish to sponsor wi I'adoption internationale (licen				a procedure authorized by the S	ecrétariat à
		The child I wish to sponsor has or adoption.	already been	the su	ubject of a judgi	ment (or decision) regarding his or he	er placement
		If the child has already been a your application.	dopted, pleas	se an	swer the followi	ng questions and attach all the do	cuments to
		The judgment or decision was rendered inon					
	Age of the child at the time of the judgment or decision Check only one of the following boxes. I obtained the adoption judgment (or decision) before immigrating to Québec.			·			
				,	•	or decision (specify the circumstance	es):
I was domiciled in Québec at the time of the adoption.							

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SECTION 5 DECLARATION						
SPONSOR	COSIGNATORY SPOUSE	You must indicate by "yes" or "no" if the following statements apply to you. The spouse should fill out this section only if co-signer to the undertaking.				
Yes No	Yes No	I am domiciled in Québec.				
Yes No	Yes No	I am a recipient of last resort assistance benefits.				
Yes No	Yes No	I am subject to a removal order from Canada (deportation order).				
Yes No	Yes No	I am detained in a jail or penitentiary.				
Yes No	Yes No	I have been subject to a recourse for non-payment of support payments in the past five years.				
Yes No	Yes No	If "yes", I have repaid all outstanding amounts.				
Yes No	Yes No	I have been convicted, in or outside Canada, of a sexual offence or an attempt or threat to commit such an offence against another person; or an offence involving bodily injury or an attempt or threat to commit such an offence against a member of my family or a relative, my spouse, my de facto spouse, my conjugal partner, or a member of their family or a relative of theirs.				
Yes No	Yes No	If "yes", I was acquitted upon final appeal, rehabilitated as defined in the Criminal Records Act (R.S.C. (1985), c. C-47), or have served my sentence at least five years before filing this application.				
Yes No	Yes No	I have sponsored someone before.				
Yes No	Yes No	If "yes", I have complied with the financial obligations related to that undertaking.				
SECTION 6	DECLARA	TION OF THE PERSON SPONSORING A SPOUSE				
	You must answer	the following two questions.				
Yes No	At the time of my	marriage, I was someone else's spouse.				
Yes No	I have a de facto s	spouse or a conjugal partner, and I have been living separate and apart from my spouse for at least one year.				
SECTION 7	DECLARA	TION OF THE PERSON SPONSORING A DE FACTO SPOUSE				
	Answer only one	of the following two questions.				
Yes No	I reside with, and	have been in a conjugal relationship withName of de facto spouse				
	Since Year / Month / Day					
Yes No	No I have been in a conjugal relationship with					
	Name of de facto spouse since Due to persecution or penal control, we are unable to reside together.					
SECTION 8	DECLARA	TION OF THE PERSON SPONSORING A CONJUGAL PARTNER				
Yes No	No I have been in a conjugal relationship withName of conjugal partner					
	since and this person lives outside Canada.					

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SECTION 9	PAID INDIVIDUAL WHO ADVISES, ASSISTS OR REPRESENTS FRAMEWORK YOU IN THE OF YOUR APPLICATION
Yes No	You must answer the following questions. Have you, in the framework of this application, retained a paid individual to advise, assist or represent you? If Yes, is the person: a lawyer who is a member of the Barreau du Québec? a notary who is a member of the Chambre des notaires du Québec? a person holding a special authorization issued by the Barreau du Québec or the Chambre des notaires du Québec? an immigration consultant? another paid individual? If the person is an immigration consultant or another paid individual, give:
	Family name First name Registration number as it appears in the Registre québécois des consultants en immigration www.midi.gouv.qc.ca/consultant

SECTION 10 IMPORTANT INFORMATIONS

The amounts required to provide for basic needs are determined in Schedule C of the Regulation respecting the selection of foreign nationals. They include food, clothing, personal necessities, and any other expenses pertaining to living accommodations, insofar as the sponsored persons reasonably need them. These amounts are indexed annually.

The sponsor's spouse or de facto spouse participating in the undertaking as cosignatory spouse is responsible of this undertaking jointly and with solidarity.

The undertaking lapses if the sponsored persons do not qualify under the Regulation respecting the selection of foreign nationals, are not admitted as permanent residents or as holders of a temporary resident permit, or do not obtain a Québec Selection Certificate within 24 months following the date on which the undertaking was accepted by the immigration officer.

SECTION 11 PROTECTION OF PERSONAL INFORMATION

The personal information collected in this document is necessary in order to process your undertaking application, and is required under the terms of the Act respecting immigration to Québec, the Regulation respecting the selection of foreign nationals, the Regulation respecting immigration consultants and the incumbent administrative rules.

This information may also be used by the Ministry to verify directly or by the means of an intermediate the accuracy of the information provided, for the purpose of research, statistics, program evaluation, or to convey to you any information that is liable to affect your undertaking.

The personal information provided is confidential and cannot be disclosed without your consent, unless authorized by law. Under certain conditions, the law allows for personal information to be communicated **without permission** if such communication is necessary in order to

- enforce a law in Québec;
- exercise the powers of an agency of the Government of Québec or the Government of Canada, particularly federal immigration officials;
- render a service provided by the Ministry, or fulfill a service contract awarded by the Ministry;
- lay charges for violating a law that is applicable in Québec, or to respond to an emergency.

Access to this information within the Ministry is restricted to the persons authorized to receive it in order to carry out their duties. Any omission or refusal to answer, with the exception of the optional sections, may result in the rejection of your application or cause delays in the processing of your file.

You can obtain information pertaining to your file held by the Ministry, and if necessary, corrections may be requested in writing. For additional information, please contact the office processing your application. If the latter cannot provide the information requested, contact the person within the Ministry responsible for the protection of personal information at Secrétariat général du Ministère de l'Immigration, de la Diversité et de l'Inclusion, located at: Édifice Gérald-Godin, 360, rue McGill, 4° étage, Montréal (Québec), H2Y 2F9

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SECTION 12 DECLARATION AND UNDERTAKING

The undertaking is a contract that binds you to provide for your sponsored person's basic needs throughout the term of the undertaking.

I declare that the information contained in this form is complete and accurate.

I declare that I have read the notice respecting the "Protection of personal information" in Section 11 of this form.

I further acknowledge being informed that:

- the Minister of Immigration, Diversity and Inclusion may request from any other department or body information related to the sponsor's address, and may forward a copy of this undertaking to the sponsored person(s);
- the Minister may revoke an undertaking or a Québec Selection Certificate if the undertaking was accepted or the certificate issued on the strength of false or misleading information or documents, were accepted or issued by mistake, or if the conditions required for the acceptance of the undertaking or the issue of the Québec Selection Certificate cease to exist:
- the undertaking is effective, and cannot be cancelled, once the sponsored person has obtained permanent residence or is admitted under a temporary resident permit;
- the Minister may reject an application that contains false or misleading information or documents;
- the Minister may refuse to consider an undertaking application from someone who has provided false or misleading information or documents within the past two years;
- legal proceedings may be taken against the sponsor and the cosignatory spouse if they fail to comply with the undertaking or if they provide false or misleading information.

I acknowledge having read the information contained in this form and in the *Sponsor's Guide*, and I understand the nature and scope of the undertaking that binds me to the persons covered by my undertaking application. Consequently:

- 1. I undertake to provide, during the entire term of the undertaking, for the basic needs of the sponsored person(s), as established in Schedule C to the Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r. 2);
- 2. I undertake to reimburse the Government of Québec any amount that the latter may grant to the sponsored person(s), as special benefits or last resort assistance benefits, in accordance with the Individual and Family assistance Act (R.S.Q., c. A-13.1.1);

3. I undertake to reimburse the Government of any province of Canada the amount paid as special benefits, last resort

assistance benefits or other similar benefits it may grant to the sponsored person(s).				
In witness whereof, I have signed in:	Sponsor's signature			
Year / Month / Day	Cosignatory spouse's signature (if applicable)			

Year / Month / Day	Cosignatory spouse's sign:	ature (if applicable)
SECTION 13 DECISION (for official use	e only)	
Undertaking accepted	Undertaking denied	Undertaking rejected
Name of authorized officer	Signature	Year / Month / Day

Immigration,
Diversité
et Inclusion
Québec

UNDERTAKING

Economic Class or applicant referred to in section 18 (c) (i) or 18 (c) (iv) of the Regulation respecting the selection of foreign nationals

ON-SITE APPLICANT — QUÉBEC RESIDENT

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Please refer to the instructions sheet to fill out this form.

SECTION 1 IDENTIFICATION OF SPONSORS				
A. Identification of sponsor				
Individual Reference No.:	_			
Family name at birth:	Far	nily name after marria	age: (if applicable)	
First name:	Dat	e of birth:	Year / Month / Day	
Sex: F M Civil status:	Sta	tus: Permanent	nt resident	
Social Insurance Number:	Tele	ephone No. at home:		
	Tele	ephone No. at work: _		
Residential address:	Mai	ling address (if differe	rent):	
B. Identification of co-signer spouse (if applicable)				
After having referred to the instructions, the spouse or de facto spouse of a participate in the undertaking. In that case, this person must fill out the " ${f Dec}$	sponsor w laration" i	ho signs an undertaki n Section 7 of this for	king that is valid for a period of five years may decide to orm, and sign the undertaking.	
Individual Reference No.:				
Family name at birth:	Fan	nilv name after marria	iage:	
First name:	Family name after marriage:(if applicable) Date of birth:			
	Year / Month / Day			
		. 🗆 -		
	ionship to sponsor: Spouse De facto spouse Status: Permanent resident Canadian citizen			
Social Insurance Number:				
SECTION 2 IDENTIFICATION OF THE PRINCIPAL SPONSORED PERSON				
FAMILY NAME (at birth) and FIRST NAME	SEX	DATE OF BIRTH Year / Month / Day	RESIDENTIAL ADDRESS	
FAMILY NAME (after marriage, if applicable)				

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S	ECTION 3	IDENTIFICATION OF	THE PRINC	IPAL :	SPONSORED	PERSON'S FAMILY MEMBERS	
Α		the principal sponsored person's family who are accompanying that person to Québec ktra page if necessary.)					
	FAMILY NAM	RELATIONSHIP with principal sponsored person	SEX	DATE OF BIRTH Year / Month / Day	HOME ADDRESS		
1							
	FAMILY NAM	1E (after marriage, if applicable)					
2							
3							
4							
В		ers of the principal sponsored person's family who are not accompanying that person to Québec and who are not covered undertaking (Attach an extra page if necessary.)					
1							
2							
3							
4							
S	ECTION 4	PAID INDIVIDUAL WH	IO ADVISE	s you	, ASSISTS YO	OU OR REPRESENTS	
		YOU IN THE FRAMEV					
		You must answer the following questions.					
	Yes No	No Have you, in the framework of this application, retained a paid individual to advise, assist or represent you?					
		If Yes, is the person:					
	Yes No	a lawyer who is a member of the Barreau du Québec?					
	Yes No	No a notary who is a member of the Chambre des notaires du Québec?					
	Yes No	No a person holding a special authorization issued by the Barreau du Québec or the Chambre des notaires du Québec?					
	Yes No	an immigration consultant?					
	Yes No	another paid individual?					
		If the person is an immigration consultant or another paid individual, give:					
		Family name First name					
		Registration number as it appears in the Registre québécois des consultants en immigration www.midi.gouv.qc.ca/consultant					

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SECTION 5 IMPORTANT INFORMATION

This undertaking is valid for three years for the spouse, de facto spouse, and conjugal partner. In the case of a dependent child under the age of 13 on the date when the obligations set forth herein take effect, the undertaking is valid for ten years or until the age of majority (18 years), whichever is longer. In the case of a dependant child aged 13 or over on the date when the obligations set forth herein take effect, the undertaking is valid for three years or until age 22, whichever is longer. For other sponsored persons, the undertaking is valid for five years.

The obligations set forth herein come into force from the moment the sponsored person is admitted as a permanent resident or under a temporary resident permit.

The amounts required to provide for basic needs are determined in Schedule C of the Regulation respecting the selection of foreign nationals. They include food, clothing, personal necessities, and any other expenses pertaining to living accommodations, insofar as the sponsored persons reasonably need them. These amounts are indexed annually.

The sponsor's spouse or de facto spouse participating in the undertaking as co-signer spouse is responsible of this undertaking jointly and with solidarity.

The undertaking lapses if the sponsored persons do not qualify under the Regulation respecting the selection of foreign nationals, are not admitted as permanent residents or as holders of a temporary resident permit, or do not obtain a *Québec Selection Certificate* within 24 months following the date on which the undertaking was accepted by the immigration officer.

SECTION 6 PROTECTION OF PERSONAL INFORMATION

The personal information collected in this document is necessary in order to process your undertaking application, and is required under the terms of the Act respecting immigration to Quebec, the Regulation respecting the selection of foreign nationals, the Regulation respecting immigration consultants and the incumbent administrative rules.

This information may also be used by the Ministry to verify directly or by the means of an intermediate the accuracy of the information provided, for the purpose of research, statistics, program evaluation, or to convey to you any information that is liable to affect your undertaking.

The personal information provided is confidential and cannot be disclosed without your consent, unless authorized by law. Under certain conditions, the law allows for personal information to be communicated **without permission** if such communication is necessary in order to:

- enforce a law in Quebec;
- exercise the powers of an agency of the Government of Quebec or the Government of Canada, particularly federal immigration officials:
- render a service provided by the Ministry, or fulfill a service contract awarded by the Ministry;
- lay charges for violating a law that is applicable in Quebec, or to respond to an emergency.

Access to this information within the Ministry is restricted to the persons authorized to receive it in order to carry out their duties.

Any omission or refusal to answer, with the exception of the optional sections, may result in the rejection of your application or cause delays in the processing of your file.

You can obtain information pertaining to your file held by the Ministry, and if necessary, corrections may be requested in writing. For additional information, please contact the office processing your application. If the latter cannot provide the information requested, contact the person within the Ministry responsible for the protection of personal information at Secrétariat général du Ministère de l'Immigration, de la Diversité et de l'Inclusion, located at: Édifice Gérald-Godin, 360, rue McGill, 4º étage, Montréal (Québec), H2Y 2E9.

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SECTION 7	DECLARA	TION			
If you are an on-site applicant and are sponsoring a member of your family who is living abroad, you are not required to fill out this section. Proceed directly to Section 8.					
A. If you are a r	esident of Québe	c and you are sponsoring a foreign national for a period of five years, you must fill out this section.			
SPONSOR	CO-SIGNER SPOUSE	You must indicate by "yes" or "no" if the following statements apply to you. The spouse should fill out this section only if co-signer to the undertaking.			
Yes	Yes	I am domiciled in Québec. I am subject to a removal order from Canada (deportation order). I am detained in a jail or penitentiary. I have been subject to a recourse for non-payment of support payments in the last five years. If "yes", I have repaid all outstanding amounts. I have sponsored someone before. If "yes", I have complied with the financial obligations related to that undertaking. I have been convicted, in or outside Canada, of murder or an offence listed in Schedule I or II to the Corrections and Conditional Release Act (please refer to the instruction sheet). If "yes", I was acquitted upon final appeal, rehabilitated as defined in the Criminal Records Act (R.S.C. (1985), c.C-47), or have served my sentence at least five years before filling this application (please refer to the instruction sheet). I am the sponsor's de facto spouse. I am the sponsor's spouse.			
-		and you are sponsoring a spouse, de facto spouse or dependent child, applicant, you must fill out this section.			
SPONSOR		You must indicate by "yes" or "no" if the following statements apply to you.			
Yes No Yes No		I am domiciled in Québec I am subject to a removal order from Canada (deportation order). I am detained in a jail or penitentiary I have been subject to a recourse for non-payment of support payments in the last five years. If "yes", I have repaid all outstanding amounts. I have sponsored someone before. If "yes", I have complied with the financial obligations related to that undertaking. I have been convicted, in or outside Canada, of a sexual offence or an attempt or threat to commit such an offence against another person; or an offence involving bodily injury or an attempt or threat to commit such an offence against a member of my family or a relative, my spouse, my de facto spouse, my conjugal partner, or a member of their family or a relative of theirs. If "yes", I was acquitted upon final appeal, rehabilitated as defined in the Criminal Records Act (R.S.C. (1985), c. C-47), or have served my sentence at least five years before filing this application. Fill out this section only if you are sponsoring your spouse. At the time of my marriage, I was someone else's spouse. I have a de facto spouse or a conjugal partner, and I have been living separate and apart from my spouse for at least one year.			
		Fill out this section only if you are sponsoring your de facto spouse.			
		I reside with, and have been in a conjugal relationship withName of de facto spouse			
		Year / Month / Day			

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File No.:

SECTION 8 UNDERTAKING

The undertaking is a contract that binds you to provide for your sponsored person's basic needs throughout the term of the undertaking

I declare that the information contained in this form is complete and accurate.

I declare that I have read the notice respecting the "Protection of personal information" in Section 6 of this form.

I further acknowledge being informed that:

- the Minister of Immigration and Cultural Communities may request from any other department or body information related to the sponsor's address, and may forward a copy of this undertaking to the sponsored person(s);
- the Minister may revoke an undertaking or a Québec Selection Certificate if the undertaking was accepted or the certificate issued on the strength
 of false or misleading information or documents, were accepted or issued by mistake, or if the conditions required for the acceptance of the
 undertaking or the issue of the Québec Selection Certificate cease to exist (in no other case may an undertaking be revoked);
- the Minister may reject an application that contains false or misleading information or documents;
- the Minister may refuse to consider an undertaking application from someone who has provided false or misleading information or documents within the past two years;
- legal proceedings may be taken against the sponsor and the co-signer spouse if they fail to comply with the undertaking or if they provide false or misleading information.

I acknowledge having read the information contained in this form, and I understand the nature and scope of the undertaking that binds me to the persons covered by this undertaking application. Consequently:

- 1. I undertake to provide, during the entire term of the undertaking, for the basic needs of the sponsored person(s), as established in Schedule C to the Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r. 2);
- 2. I undertake to reimburse the Government of Québec any amount that the latter may grant to the sponsored person(s), as special benefits or last resort assistance benefits, in accordance with the Act respecting income support, employment assistance and social solidarity (R.S.Q., c. S-32.001);
- 3. I undertake to reimburse the Government of any province of Canada the amount paid as special benefits, last resort assistance benefits or other similar benefits it may grant to the sponsored person(s).

In witness whereof, I have signed in		
City	Sponsor's signature	_
Year / Month / Day	Co-signer spouse's signature (if applicable)	_
SECTION 9 DECISION (For office	al use only)	
Undertaking accepted	This undertaking is valid for three years for the spouse, de facto spouse, and conjugal partner.	
	In the case of a dependent child under the age of 13 on the date when the obligations set for herein take effect, the undertaking is valid for ten years or until the age of majority (18 year whichever is longer.	
	In the case of a dependent child aged 13 or over on the date when the obligations set forth here take effect, the undertaking is valid for three years or until age 22, whichever is longer.	in
	For other sponsored persons, the undertaking is valid for five years.	
Undertaking denied		
Name of authorized officer	Signature Year / Month / Day	

Ministère de l'Immigration, de la Diversité et de l'Inclusion

Page 5 of 5 A-0546-FA (2014-08)