



Table of Contents

EMPLOYMENT INSURANCE ACT

SHORT TITLE

- 1 Short title
 - § 1:1 Commentary

INTERPRETATION

- 2 Definitions
 - § 2:1 Explanation
 - § 2:2 Commentary

REPORT

- 3 Commission to assess adjustment
 - § 3:1 Commentary

MAXIMUM YEARLY INSURABLE EARNINGS

- 4 Maximum yearly insurable earnings
 - § 4:1 Commentary

INSURABLE EMPLOYMENT

- 5 Types of insurable employment
 - § 5:1 Commentary—Comparison to Former Unemployment Insurance Act
 - § 5:2 —General
 - § 5:3 —Discerning a Contract of Service
 - § 5:4 —Insurable Employment
 - § 5:5 —Excluded (Formerly Excepted) Employment—Subsection (2)(a)
 - § 5:6 — — —Casual Employment
 - § 5:7 — — —“Other than for the Purpose of the Employer’s Trade or Business”
 - § 5:8 — — —Non-Arm’s-Length Employment: Subs. (2)(i)
 - § 5:9 — — —Controlling Shareholders: Subs. (2)(b) [formerly s. 3(2)(d)]
 - § 5:10 —Regulations Extending Insurable Employment: Subss. 5(4) and (5)
 - § 5:11 —Regulations for Excluding from Insurable Employment: s. 5(6)

ANNOTATED EMPLOYMENT INSURANCE ACT

- § 5:12 —Transitional Provision
- § 5:13 —Related Regulations
- § 5:14 —Effective Date
- § 5:15 Related Provisions

PART I UNEMPLOYMENT BENEFITS (SS. 6–55)

INTERPRETATION

- 6 Definitions
 - § 6:1 Explanation
 - § 6:2 Commentary
 - § 6:3 Related Provisions

QUALIFYING FOR BENEFITS

- 7 Benefits payable to persons who qualify
 - § 7:1 Explanation
 - § 7:2 Commentary
 - § 7:3 Related Provisions
- 7.1 Increase in required hours
 - § 7.1:1 Commentary
- 8 Qualifying period
 - § 8:1 Explanation
 - § 8:2 Commentary
 - § 8:3 Related Provisions

BENEFIT PERIOD

- 9 Establishment of benefit period
 - § 9:1 Commentary
 - § 9:2 Related Provisions
- 10 Beginning of benefit period
 - § 10:1 Explanation
 - § 10:2 Commentary—Commencement of Benefit Period: Subs. (1)
 - § 10:3 —Length of Benefit Period: Subs. (2)
 - § 10:4 —Only One Benefit Period May Exist at a Time: Subs. (3)
 - § 10:5 —Antedate: Subs. (4)
 - § 10:6 — —“Good Cause for the Delay”—Determination, Timing and Meaning of “Good Cause”
 - § 10:7 — — —Causes for Delay—Ignorance of the Law
 - § 10:8 — — — —Misinformation Given to the Claimant
 - § 10:9 — — — —Change in the Legislation
 - § 10:10 — — — —Subsequent case law
 - § 10:11 — — — —Waiting for Supporting Documents

TABLE OF CONTENTS

- § 10:12 — — — —Illness, Incapacity, Physical Handicap,
Pregnancy
- § 10:13 — — — —Inexperience With Employment Insurance
System
- § 10:14 — — — —Error Concerning Employment Status
- § 10:15 — — — —Seeking Benefits from Another Source
- § 10:16 — — — —Expecting Reinstatement or New Employment
- § 10:17 — — — —Difficulty with an Official Language
- § 10:18 — — — —Miscellaneous
- § 10:19 — — — —Qualified for Benefits on the Date Sought for
Antedate—Requirements to be Met as of the Earlier
Date
- § 10:20 — — — —Where Antedate is not the Issue
- § 10:21 — — — —Backdate: Subs. (5)
- § 10:22 — — — —Background
- § 10:23 — — — —Similarities to Antedate
- § 10:24 — — — —Exceptions to Antedate and Backdate: Subss. (5.1),
(5.2) and (5.3)
- § 10:25 — — — —Cancellation of Benefit Period: Subss. (6) and (7)
- § 10:26 — — — —Termination of Benefit Period: Subss. (8) and (9)
- § 10:27 — — — —Extension of Benefit Period: Subss. (10)–(15)
- § 10:28 Related Provisions
- 11 Week of unemployment
 - § 11:1 Explanation
 - § 11:2 Commentary
 - § 11:3 Related Provisions

PAYMENT OF BENEFITS

- 12 Benefits
 - § 12:1 Explanation
 - § 12:2 Commentary
 - § 12:3 Related Provisions
- 13 Waiting period
 - § 13:1 Explanation
 - § 13:2 Commentary
 - § 13:3 Related Provisions
- 13.1 Presumption
 - § 13.1:1 Commentary

RATE OF BENEFITS

- 14 Rate of weekly benefits
 - § 14:1 Commentary
- 15 [Repealed 2001, c. 5, s. 5.]
- 16 Rate increase—family supplement

- § 16:1 Commentary
- 17 Maximum rate of weekly benefits
- § 17:1 Commentary

DISENTITLEMENT TO BENEFITS

- 18 Availability for work, etc.
 - § 18:1 Commentary—Introduction
 - § 18:2 —Availability—General
 - § 18:3 — — —Meaning of “Availability”
 - § 18:4 — — —Available for Normal Working Days and Hours
 - § 18:5 — — —Application of Requirement
 - § 18:6 — — —Proving Availability—Onus
 - § 18:7 — — —Factors to be Considered
 - § 18:8 — — —Statements and Conduct of Claimant
 - § 18:9 — — —Job Search
 - § 18:10 — — —Claimant’s Circumstances and Availability—Absent from the Work Area
 - § 18:11 — — —Attending Course of Instruction—General
 - § 18:12 — — — —General Presumption of Non-Availability
 - § 18:13 — — — —Rebutting the Presumption
 - § 18:14 — — —Awaiting Recall or Future Employment
 - § 18:15 — — —Jury Duty
 - § 18:16 — — —Lack of Work Permit
 - § 18:17 — — —Self-Employment and Volunteer Work
 - § 18:18 — — —Teachers
 - § 18:19 — — —Incarceration
 - § 18:20 — — —Self-Imposed Restrictions and Availability—General
 - § 18:21 — — —Onus to Prove and Evidence of Unreasonable Restriction
 - § 18:22 — — —Warning before Disentitlement
 - § 18:23 — — —Removal of Restriction
 - § 18:24 — — —Restriction as to Type of Work
 - § 18:25 — — — —Restriction as to Hours or Part-time Employment
 - § 18:26 — — — —Restriction as to Wage
 - § 18:27 — — — —Restriction as to Geographical Area—General
 - § 18:28 — — — —Residence in a Region of Limited Employment Opportunities
 - § 18:29 — — — — —Moving into a New Region
 - § 18:30 — — — — —Following Spouse to Area of Limited Work
 - § 18:31 — — — — —Geographical Restrictions and the Charter
 - § 18:32 — — — — —Restriction Based on Lack of Transportation
 - § 18:33 — — — — —Restriction Based on Domestic Situation
 - § 18:34 — — — — —Restriction Based on Religious Convictions
 - § 18:35 —Capability—General

TABLE OF CONTENTS

- § 18:36 — —“Sickness Benefits”—General
- § 18:37 — — —Onus and Evidence
- § 18:38 — — —Sickness vs. Regular Benefits
- § 18:39 — — —Pregnancy
- § 18:40 — — —Claimant’s not family member’s incapacity
- § 18:41 Related Provisions

DEDUCTIONS FROM BENEFITS

- 19 Earnings in waiting period
 - § 19:1 Commentary
- 20 Deduction for excluded days in waiting period
 - § 20:1 Explanation
 - § 20:2 Commentary
 - § 20:3 Related Provisions

SPECIAL BENEFITS

- 21 Illness, etc.—minor attachment claimants
 - § 21:1 Commentary
- 22 Pregnancy
 - § 22:1 Explanation
 - § 22:2 Commentary
 - § 22:3 —General
 - § 22:4 —Eligibility for Maternity Benefits
 - § 22:5 —Entitlement to Benefits
 - § 22:6 —Extension of the Benefit Period
 - § 22:7 —Combined Benefits
 - § 22:8 —Proof of Pregnancy and Birth
 - § 22:9 —Premature Births
 - § 22:10 —Miscarriages/Clinical Abortions/Stillbirths
 - § 22:11 —Extension of Qualifying Period
 - § 22:12 —Work-Sharing and Job Creation Programs
 - § 22:13 —Claiming Benefits while Outside Canada
 - § 22:14 —Monies Received while in Receipt of Maternity Benefits
 - § 22:15 —Pregnancy as a Ground of Discrimination
 - § 22:16 —Labour Disputes
 - § 22:17 —Employer-Sponsored Maternity Benefit Plans and Wage-loss Indemnity Plans—Interruption of Earnings
 - § 22:18 — —Maternity Benefit Plans—Interruption of Earnings
 - § 22:19 — — —Type of Plan Contemplated
 - § 22:20 — — —Waiver of the Waiting Period
 - § 22:21 — —Wage-loss Indemnity Plans—General
 - § 22:22 — — —Payments from Group Plan
 - § 22:23 — — —Payments from Individual Plan

ANNOTATED EMPLOYMENT INSURANCE ACT

- § 22:24 —Provincial Employment Standards Legislation
- § 22:25 Related Provisions
- 23 Parental benefits
 - § 23:1 Commentary
 - § 23:2 —Maximum Benefit Period
 - § 23:3 —“Placement”
 - § 23:4 —Placement of More Than One Child for Adoption
 - § 23:5 —Combined Benefits
 - § 23:6 —Parental Benefits and Availability for Work
 - § 23:7 —Claiming Benefit while Outside Canada
 - § 23:8 —Work-sharing Benefits
 - § 23:9 —Waiver of Waiting Period
 - § 23:10 —Past Charter Challenges
 - § 23:11 —Labour Disputes
 - § 23:12 —Employer-Sponsored Parental Leave Plans and Wage-loss Indemnity Plans—Interruption of Earnings
 - § 23:13 — —Parental Leave Benefit Plans—Interruption of Earnings
 - § 23:14 — — —Type of Plan Contemplated
 - § 23:15 — — —Waiver of the Waiting Period
 - § 23:16 — — —Wage-loss Indemnity Plans—General
 - § 23:17 — — —Payments from Group Plan
 - § 23:18 — — —Payments from Individual Plan
 - § 23:19 —Monies Received while in Receipt of Parental Benefits
 - § 23:20 Related Provisions
- 23.1 Compassionate care benefits
 - § 23.1:1 Commentary
 - § 23.1:2 Commentary
 - § 23.1:3 Related Provisions
- 23.2 Benefits—critically ill child
 - § 23.2:1 Commentary
 - § 23.2:2 Related Provisions
- 23.3 Benefits—critically ill adult
 - § 23.3:1 Commentary

WORK-SHARING

- 24 Regulations for work-sharing benefits
 - § 24:1 Explanation
 - § 24:2 Commentary
 - § 24:3 Related Provisions

COURSES, PROGRAMS AND EMPLOYMENT SUPPORT MEASURES

- 25 Status of claimants
 - § 25:1 Commentary

TABLE OF CONTENTS

- 26 Benefits are not earnings
 - § 26:1 Commentary

DISQUALIFICATION AND DISENTITLEMENT

- 27 Disqualification—general
 - § 27:1 Explanation
 - § 27:2 Commentary
 - § 27:3 —Purpose and Application of s. 27
 - § 27:4 —Imposition of Disqualification for Refusal of or Failure to Apply for Suitable Employment: ss. 27(1)(a) and (b)—Generally
 - § 27:5 — —Suitable Employment—General
 - § 27:6 — — —Test
 - § 27:7 — — —Refusal of usual/former employment
 - § 27:8 — — —Attempting the job
 - § 27:9 — — —Claimant’s Qualification for Employment
 - § 27:10 — — —Wages and Working Conditions
 - § 27:11 — — —A Waiting Recall; Accepting “Work Call-out”
 - § 27:12 — — —Miscellaneous
 - § 27:13 — —Refusal or Failure to Avail Oneself of Suitable Employment
 - § 27:14 — — —Good Cause—Test
 - § 27:15 — — —Good cause vs. just cause
 - § 27:16 — — —Subjective and objective elements
 - § 27:17 — — —No reconsideration by the Commission
 - § 27:18 — — —Misinformation by the Commission
 - § 27:19 — — —Short-term Work
 - § 27:20 — — —Employment Conditions and Wages
 - § 27:21 — — —Distance to Employment and Transportation Difficulties
 - § 27:22 — — —Childcare
 - § 27:23 — — —Professional Conscience
 - § 27:24 — — —Health and Medical Conditions
 - § 27:25 — — —Miscellaneous
 - § 27:26 —Failure to Comply with Reasonable Written Direction(s) or Attend an Interview: ss. 27(1)(c) and (d)
 - § 27:27 —Commission-referred Courses: s. 27(1.1)
 - § 27:28 —Reasonable Interval: s. 27(3)
 - § 27:29 Related Provisions
- 28 Duration of disqualification
 - § 28:1 Commentary
- 29 Interpretation
 - § 29:1 Explanation
 - § 29:2 Commentary

ANNOTATED EMPLOYMENT INSURANCE ACT

- § 29:3 —Disqualification Under s. 29—General
- § 29:4 — —Employment (s. 29): Background and Interpretation
- § 29:5 —Voluntary Leaving Without Just Cause—General
- § 29:6 — —Section 29(b.1): Expanded definition of voluntarily leaving
- § 29:7 — —Burden of Proof
- § 29:8 — —Leaving “voluntarily”
- § 29:9 — —“Just Cause”—Legal Considerations—Test and Meaning
- § 29:10 — — — —Distinction of Terms “Just Cause” and “Good Cause”
- § 29:11 — — — —Burden of Proof
- § 29:12 — — — —Commission bound by its decision
- § 29:13 — — — —Factual Considerations: Examples of Just Cause—Working Conditions
- § 29:14 — — — —Employment Relations
- § 29:15 — — — —Health or Physical Difficulties
- § 29:16 — — — —Duty to Take Steps to Improve Conditions or to Find Other Employment
- § 29:17 — — — —Leaving Prematurely
- § 29:18 — — — —Reasonable Assurance of Another Employment in the Immediate Future
- § 29:19 — — — —Where There are Changes in Working Conditions
- § 29:20 — — — —Mistaken Belief
- § 29:21 — — — —Labour Disputes
- § 29:22 — — — —Working Within One’s Field or Area of Competence or Expertise
- § 29:23 — — — —Personal Reasons
- § 29:24 — — — —Religious and Other Rights
- § 29:25 — — — —Domestic Reasons
- § 29:26 — — — —Transportation Problems
- § 29:27 — — — —Attempting Job
- § 29:28 — — — —Education
- § 29:29 — — — —Such Other Reasonable Circumstances as are Prescribed
- § 29:30 — — — —Social Policy—Early Retirement
- § 29:31 — — — —Unionized Employees: Bumping Rights and Voluntary Lay-Off
- § 29:32 — — — —Non-Union Situations: Voluntary Lay-Off
- § 29:33 — — — —Workforce Reduction Process
- § 29:34 — — — —Voluntary Leaving and Availability
- § 29:35 — — — —Misconduct—Requirement of Employment
- § 29:36 — — — —Meaning of and Test for Misconduct
- § 29:37 — — — —Wilfulness

TABLE OF CONTENTS

§ 29:38 — — — Dismissal for Cause vs. Misconduct
§ 29:39 — — — Objective Standard
§ 29:40 — — — Outside the Workplace/Outside Working Hours
§ 29:41 — — — The Steps that Must Be Followed
§ 29:42 — — — Onus
§ 29:43 — — — Examples—Employer-employee “Disputes”
§ 29:44 — — — Employer’s Economic Interests
§ 29:45 — — — Disobedience
§ 29:46 — — — Company rules
§ 29:47 — — — Failure to Maintain or Renew a Licence or
Qualification
§ 29:48 — — — Absenteeism
§ 29:49 — — — Rude or aggressive behaviour
§ 29:50 — — — Criminal conduct
§ 29:51 — — — Misconduct and Labour Disputes: s. 29(b)
§ 29:52 — — — Evidentiary Issues Relating to Voluntary Leaving and
Misconduct
§ 29:53 Related Provisions
30 Disqualification—misconduct or leaving without just cause
§ 30:1 Explanation
§ 30:2 Commentary
31 Disentitlement—suspension for misconduct
§ 31:1 Commentary
32 Disentitlement—period of leave without just cause
§ 32:1 Commentary
33 Disentitlement—anticipated loss of employment
§ 33:1 Commentary
34 Suspension of disentitlement
35 Exception
§ 35:1 Commentary
36 Labour disputes
§ 36:1 Commentary
§ 36:2 —General—Overview
§ 36:3 — —Rationale and Validity of S. 36
§ 36:4 — —Definition of “Labour Dispute”
§ 36:5 — —Persons Subject to the Disentitlement
§ 36:6 —Imposition of the Disentitlement—Loss of or Inability
to Resume Employment by Reason of Work Stoppage
Attributable to a Labour Dispute
§ 36:7 — — —Loss of or Inability to Resume Employment—
Claimant Must Have Employment to Lose
§ 36:8 — — — —Loss of Employment
§ 36:9 — — — —Inability to Resume Employment
§ 36:10 — — — —By Reason of a Stoppage of Work
§ 36:11 — — — —Attributable to a Labour Dispute

ANNOTATED EMPLOYMENT INSURANCE ACT

- § 36:12 — —Disentitlement if Second Employment Lost
 - § 36:13 —Re-Entitlement: Subs. (1)
 - § 36:14 — —Re-entitlement on Termination of Work Stoppage—
General
 - § 36:15 — — —The “85 Per Cent Rule” and Reg. 53
 - § 36:16 — —Re-Entitlement When Claimant “Regularly
Engaged”
 - § 36:17 — —Re-Entitlement When Claimant Becomes “*Bona
Fide* Employed”
 - § 36:18 —Suspension of Disentitlement: Subs. (3)
 - § 36:19 —Non-Application of Disentitlement: Subs. (4)—General
 - § 36:20 — —Not Participating, Not Financing, Not Directly
Interested
 - § 36:21 — — —“Not Participating”
 - § 36:22 — — —“Not Financing”
 - § 36:23 — — —“Not Directly Interested”
 - § 36:24 —Separate Departments: Subs. (5)[formerly subs. (3)]
 - § 36:25 Related Provisions
- 37 Prison inmates and persons outside Canada
- § 37:1 Explanation
 - § 37:2 Commentary
 - § 37:3 Related Provisions

PENALTIES

- 38 Penalty for claimants, etc.
- § 38:1 Commentary—General
 - § 38:2 — —Third Party Statements
 - § 38:3 — —Statement Made “Knowingly”—Intention Required
 - § 38:4 — — —Falsity Alone Not Sufficient
 - § 38:5 — — —False Statement Innocently Made
 - § 38:6 — — —Subjective test
 - § 38:7 — —Burden and Standard of Proof—Onus on the
Commission
 - § 38:8 — — —Reasonable explanation (shifting onus to
claimant)
 - § 38:9 — — —Proof on a balance of probabilities
 - § 38:10 — — —Evidence
 - § 38:11 — —Causes of Incorrect Responses—General
 - § 38:12 — — —Necessity
 - § 38:13 — — —Confusion as to Employment Status
 - § 38:14 — — —Confusion Regarding Course of Instruction
 - § 38:15 — — —Confusion Regarding Availability
 - § 38:16 — — —Failure to Disclose or Error in the Disclosure of
Earnings—Error as to Character of Payment
 - § 38:17 — — —Earnings Received Subsequent to Report

TABLE OF CONTENTS

§ 38:18 — — — —Incorrect Attribution of Earnings to Time
Period

§ 38:19 — — — —Gross Amount of Earnings

§ 38:20 —Cracking Down on Fraud

§ 38:21 —Level of Penalty

§ 38:22 — —General

§ 38:23 — —New facts

§ 38:24 — —Commission policy regarding voluntary admissions
of false statements

§ 38:25 —Notice of Penalty

§ 38:26 Related Provisions

39 Penalty for employers, etc.

§ 39:1 Commentary

40 Limitation on imposition of penalties

§ 40:1 Commentary

41 Rescission, etc., of penalty

§ 41:1 Commentary

41.1 Warning

§ 41.1:1 Commentary

**NON-ASSIGNMENT OF BENEFITS AND LIABILITY TO RETURN
BENEFITS AND PAY PENALTIES**

42 Benefits not assignable

§ 42:1 Commentary

43 Liability for overpayments

§ 43:1 Commentary

§ 43:2 Related Provisions

44 Liability to return overpayment

§ 44:1 Commentary

45 Return of benefits by claimant

§ 45:1 Explanation

§ 45:2 Commentary

§ 45:3 Related Provisions

46 Return of benefits by employer or other person

§ 46:1 Explanation

§ 46:2 Commentary

§ 46:3 Related Provisions

46.01 Limitation

§ 46.01:1 Commentary

46.1 Liability of directors to pay penalties

§ 46.1:1 Commentary

47 Debts to Crown

§ 47:1 Explanation

§ 47:2 Commentary

§ 47:3 Related Provisions

CLAIM PROCEDURE

- 48 Claim required
 - § 48:1 Explanation
 - § 48:2 Commentary
 - § 48:3 Related Provisions
- 49 Proof required
 - § 49:1 Commentary
 - § 49:2 Related Provisions
- 50 Entitlement to benefits
 - § 50:1 Explanation
 - § 50:2 Commentary
 - § 50:3 Related Provisions
- 51 Information
 - § 51:1 Commentary
- 52 Reconsideration of claim
 - § 52:1 Commentary
 - § 52:2 Related Provisions s.153.161 (Course, program of instruction or non-referred training)
- 53 Notification
 - § 53:1 Commentary

REGULATIONS

- 54 Regulations
 - § 54:1 Explanation
 - § 54:2 Commentary
 - § 54:3 Related Provisions
- 55 Hours of insurable employment
 - § 55:1 Commentary

PART II EMPLOYMENT SUPPORT MEASURES AND NATIONAL EMPLOYMENT SERVICE (SS. 56-65.2)

- 56 Purpose
 - § 56:1 Commentary
- 57 Guidelines
 - § 57:1 Commentary
- 58 Definition of “insured participant”
 - § 58:1 Commentary
- 59 Employment support measures
 - § 59:1 Commentary
- 60 National employment service
 - § 60:1 Commentary
- 61 Financial assistance

TABLE OF CONTENTS

- § 61:1 Commentary
- 62 Agreements for administering employment support measures
 - § 62:1 Commentary
- 63 Agreements for paying costs of similar benefits and measures
 - § 63:1 Commentary
- 63.1 [Repealed 2017, c. 20, s. 309.]
- 64 No appeal
 - § 64:1 Commentary
- 65 Liability for repayments
 - § 65:1 Commentary
- 65.1 Penalties
 - § 65.1:1 Commentary
- 65.2 Debts due to the Crown
 - § 65.2:1 Commentary

PART III PREMIUMS AND OTHER FINANCIAL MATTERS (SS. 65.21–80.1)

INTERPRETATION

- 65.21 Definition of “actuary”
 - § 65.21:1 Commentary

PREMIUMS

- 65.3 [Repealed 2008, c. 28, s. 126.]
- 66 Annual premium rate setting
 - § 66:1 Commentary
 - § 66:2 Related Provisions
- 66.1 Information provided
- 66.2 Information provided
- 66.3 Actuary’s report
- 66.31 Report and summary
- 66.32 Premium rate setting by Governor in Council
- 66.4 Rounding percentage rates
- 66.5 Publication in *Canada Gazette*
- 66.6 Service Fees Act
- 67 Employee’s premium
 - § 67:1 Commentary
- 68 Employer’s premium
 - § 68:1 Commentary
- 69 Premium reduction—wage-loss plans
 - § 69:1 Explanation
 - § 69:2 Commentary
 - § 69:3 Related Provisions
- 70 Overlapping pay periods

ANNOTATED EMPLOYMENT INSURANCE ACT

§ 70:1 Commentary

70.1 [Repealed 2012, c. 19, s. 613.]

EMPLOYMENT INSURANCE OPERATING ACCOUNT

70.2 Employment Insurance Operating Account established

[HEADING REPEALED 2010, C. 12, S. 2186.]

71 [Repealed 2010, c. 12, s. 2186.]

72 Payment into Consolidated Revenue Fund

§ 72:1 Commentary

73 Credits to Employment Insurance Operating Account

§ 73:1 Commentary

§ 73:2 Related Provisions

73.1 Benefit enhancements under this Act

74 Government premiums

§ 74:1 Commentary

§ 74:2 Related Provisions

75 Other credits to Employment Insurance Operating Account

§ 75:1 Commentary

§ 75:2 Related Provisions

76 [Repealed 2010, c. 12, s. 2187.]

77 Charges to the Account

§ 77:1 Explanation

§ 77:2 Commentary

77.1 Forecasts and estimates

78 Maximum amount that may be paid under Part II

§ 78:1 Commentary

79 Plan

§ 79:1 Commentary

80 [Repealed 2010, c. 12, s. 2188.]

80.1 Regulations—payment of interest

§ 80.1:1 Commentary

PART IV INSURABLE EARNINGS AND COLLECTION OF PREMIUMS (SS. 81–108)

INTERPRETATION

81 Definitions

§ 81:1 Commentary

§ 81:2 Related Provisions

PAYMENT OF PREMIUMS

82 Deduction and payment of premiums

§ 82:1 Commentary

TABLE OF CONTENTS

§ 82:2 Related Provisions
82.01 Excess payment—amount deemed not deducted
82.1 Succession of employers
 § 82.1:1 Commentary
83 Liability of directors
 § 83:1 Commentary
 § 83:2 Related Provisions
84 Employer’s premium not recoverable
 § 84:1 Commentary
 § 84:2 Related Provisions
85 Assessment
 § 85:1 Explanation
 § 85:2 Commentary
 § 85:3 Related Provisions
86 Recovery
 § 86:1 Commentary
 § 86:2 Related Provisions
87 Records and books
 § 87:1 Explanation
 § 87:2 Commentary
 § 87:3 Related Provisions
88 Inspections
 § 88:1 Explanation
 § 88:2 Commentary
 § 88:3 Related Provisions
89 Protection of employer
 § 89:1 Commentary

RULINGS AND APPEALS

90 Request for ruling
 § 90:1 Commentary
90.1 Determination of questions
91 Appeal of rulings
 § 91:1 Commentary
92 Appeal of assessments
 § 92:1 Commentary
93 Notification of appeal
 § 93:1 Commentary
94 Minister’s authority not restricted
 § 94:1 Commentary

OVERPAYMENTS AND REFUNDS

95 Employee overpayment
 § 95:1 Commentary

- 96 Refund—overpayments
 - § 96:1 Commentary

ADMINISTRATION

- 97 Minister's duty
 - § 97:1 Commentary
- 98 Application of section 223 of the *Income Tax Act*
 - § 98:1 Commentary
 - § 98:2 Related Provisions
- 99 Application of *Income Tax Act* provisions
 - § 99:1 Commentary
 - § 99:2 Related Provisions
- 100 Financial institutions to receive cheques
 - § 100:1 Commentary
- 101 Execution of documents by corporations
- 102 Information or complaint
 - § 102:1 Commentary
 - § 102:2 Related Provisions

OBJECTION AND REVIEW

- 103 Appeal to the Tax Court of Canada
 - § 103:1 Commentary
 - § 103:2 Related Provisions
- 104 Authority to decide questions
 - § 104:1 Commentary
 - § 104:2 Related Provisions
- 105 Decision final
 - § 105:1 Commentary
 - § 105:2 Related Provisions

OFFENCES

- 106 Offence and punishment
 - § 106:1 Commentary
 - § 106:2 Related Provisions
- 107 Officers, etc., of corporations
 - § 107:1 Commentary
 - § 107:2 Related Provisions

REGULATIONS

- 108 Regulations
 - § 108:1 Commentary
 - § 108:2 Related Provisions

TABLE OF CONTENTS

PART V PILOT PROJECTS (SS. 109, 110)

- 109 Regulations
 - § 109:1 Commentary
- 110 Expiration of regulations

PART VI ADMINISTRATIVE PROVISIONS (SS. 111–143)

ADMINISTRATIVE REVIEW

- 111 Rescission or amendment of decision
 - § 111:1 Commentary
 - § 111:2 Related Provisions

[HEADING REPEALED 2012, C. 19, S. 247.]

- 112 Reconsideration—Commission
 - § 112:1 Commentary
 - § 112:2 Related Provisions
- 112.1 Decision not reviewable
 - § 112.1:1 Commentary
- 113 Appeal to Social Security Tribunal
 - § 113:1 Commentary

[HEADING REPEALED 2012, C. 19, S. 247.]

- 114 Payment of benefit pending appeal
 - § 114:1 Commentary
 - § 114:2 Related Provisions
- 115 Regulations
- 116 [Repealed 2012, c. 19, s. 247.]
- 117 [Repealed 2012, c. 19, s. 247.]
- 118 [Repealed 2012, c. 19, s. 247.]
- 119 [Repealed 2012, c. 19, s. 247.]
- 120 [Repealed 2012, c. 19, s. 247.]
- 121 [Repealed 2012, c. 19, s. 247.]
- 122 [Repealed 2012, c. 19, s. 247.]
- 123 [Repealed 2012, c. 19, s. 247.]

INVESTIGATIONS

- 124 Investigation by Commission
 - § 124:1 Explanation
 - § 124:2 Commentary

ENFORCEMENT

- 125 Information or complaint
 - § 125:1 Explanation

ANNOTATED EMPLOYMENT INSURANCE ACT

- § 125:2 Commentary
- 126 Certificates
 - § 126:1 Explanation
 - § 126:2 Commentary
- 127 [Repealed 2005, c. 34, s. 64.]
- 128 [Repealed 2005, c. 34, s. 64.]
- 129 Privilege
 - § 129:1 Commentary
- 130 Default
 - § 130:1 Explanation
 - § 130:2 Commentary
- 131 Question under section 90
 - § 131:1 Commentary
 - § 131:2 Related Provisions
- 132 Question for Commission
 - § 132:1 Explanation
 - § 132:2 Commentary
 - § 132:3 Related Provisions
- 133 [Repealed 2015, c. 13, s. 54.]
- 134 Evidence of documents, etc.
 - § 134:1 Explanation
 - § 134:2 Commentary

OFFENCES AND PUNISHMENT

- 135 Offence
 - § 135:1 Commentary
 - § 135:2 Related Provisions
- 136 Contravention of Act or regulations
 - § 136:1 Commentary
 - § 136:2 Related Provisions
- 137 General penalty for offences
 - § 137:1 Explanation
 - § 137:2 Commentary
 - § 137:3 Related Provisions

SOCIAL INSURANCE NUMBER

- 138 Obligation
 - § 138:1 Explanation
 - § 138:2 Commentary
 - § 138:3 Related Provisions
- 139 Change of name
 - § 139:1 Explanation
 - § 139:2 Commentary
 - § 139:3 Related Provisions

TABLE OF CONTENTS

- 140 Regulations
 - § 140:1 Explanation
 - § 140:2 Commentary
 - § 140:3 Related Provisions
- 141 [Repealed 2012, c. 19, s. 308.]

REPORTS

- 142 Reports
 - § 142:1 Commentary

[HEADING REPEALED 2012, C. 19, S. 250.]

- 143 [Repealed 2012, c. 19, s. 250.]

PART VII BENEFIT REPAYMENT (SS. 144–152)

- 144 Definitions
 - § 144:1 Commentary
 - § 144:2 Related Provisions
- 145 Benefit repayment
 - § 145:1 Commentary
- 146 Returns
 - § 146:1 Explanation
 - § 146:2 Commentary
 - § 146:3 Related Provisions
- 147 Estimate of benefit repayment
 - § 147:1 Commentary
 - § 147:2 Related Provisions
- 148 Responsible Minister
 - § 148:1 Commentary
 - § 148:2 Related Provisions
- 149 Application of *Income Tax Act* provisions
 - § 149:1 Commentary
 - § 149:2 Related Provisions
- 150 Debts due Her Majesty
 - § 150:1 Commentary
 - § 150:2 Related Provisions
- 151 Communication of information
 - § 151:1 Commentary
 - § 151:2 Related Provisions
- 152 Regulations
 - § 152:1 Commentary
 - § 152:2 Related Provisions

PART VII.1 BENEFITS FOR SELF-EMPLOYED PERSONS (SS. 152.01–152.34)

INTERPRETATION

§ VII.1:1 Explanation of Part VII.1

152.01 Definitions

APPLICATION

152.02 Agreement

BENEFITS

152.03 Illness, injury or quarantine

152.04 Pregnancy

152.05 Parental benefits

152.06 Compassionate care benefits

152.061 Benefits—critically ill child

§ 152.061:1 Commentary

152.062 Benefits—critically ill adult

QUALIFYING FOR BENEFITS

152.07 Qualification requirements

§ 152.07:1 Commentary

152.08 Qualifying period

152.09 Benefits under this Part and Part I

BENEFIT PERIOD

152.1 Establishment

152.11 Beginning of benefit period

152.12 Notification

PAYMENT OF BENEFITS

152.13 Benefits

152.14 Maximum number of weeks

152.15 Waiting period

152.151 Presumption

152.16 Rate of weekly benefits

152.17 Rate increase—family supplement

152.18 Earnings in waiting period

152.19 Deduction for excluded days in waiting period

152.2 Prison inmates and persons outside Canada

PREMIUM

152.21 Premium

TABLE OF CONTENTS

SELF-EMPLOYED EARNINGS AND COLLECTION OF PREMIUMS

- 152.22 Return to be filed
- 152.23 Estimate to be made
- 152.24 Examination of return and notice of assessment
- 152.25 Payment of premium
- 152.26 Interest on unpaid premium
- 152.27 Failure to file a return
- 152.28 Application of *Income Tax Act*
- 152.29 Priority in which payment to be applied
- 152.3 Refund of excess premium in respect of self-employed earnings

APPLICATION OF OTHER PROVISIONS

- 152.31 Application of other provisions

DELEGATION

- 152.311 Delegation

OFFENCES

- 152.32 Offence and punishment

REGULATIONS

- 152.33 Regulations

REVIEW OF THIS PART

- 152.34 Review of this Part

PART VIII SELF-EMPLOYED PERSONS ENGAGED IN FISHING (S. 153)

- 153 Regulations
 - § 153:1 Explanation
 - § 153:2 Commentary
 - § 153:3 Related Provisions

PART VIII.1 ALTERNATE ACCESS TO SPECIAL BENEFITS (S. 153.1)

- 153.1 Regulations
 - § 153.1:1 Commentary

PART VIII.2 REGULATIONS—PROVINCIAL PLANS (S. 153.2)

- 153.2 Regulations

PART VIII.3 INTERIM ORDERS (SS. 153.3, 153.4)

- 153.3 COVID-19
 - § 153.3:1 Commentary
- 153.4 Accessory orders

PART VIII.4 EMPLOYMENT INSURANCE EMERGENCY RESPONSE BENEFIT (SS. 153.5–153.14)

INTERPRETATION

- 153.5 Definitions

APPLICATION

- 153.6 Application of other provisions

EMPLOYMENT INSURANCE EMERGENCY RESPONSE BENEFIT

- 153.7 Payment
- 153.8 Claim
 - § 153.8:1 Commentary
- 153.9 Eligibility
 - § 153.9:1 Commentary
- 153.10 Amount of payment
- 153.11 Maximum number of weeks

EMPLOYMENT INSURANCE OPERATING ACCOUNT

- 153.111 Benefit enhancements under this Act—Emergency Response Benefits

SOCIAL INSURANCE NUMBER

- 153.12 Social insurance number

BENEFIT PERIOD

- 153.121 End of benefit period
- 153.13 No reduction

ADAPTATIONS

- 153.1301 Adaptation of English version of section 44
- 153.1302 Adaptation of section 50
- 153.1303 Adaptation of subsection 52(2)
- 153.1304 [Repealed 2021, c. 23, s. 324.]
- 153.1305 Adaptation of subsection 112(1)
- 153.1306 Write-off of amounts wrongly paid
- 153.1307 Adaptation of section 112.1

TABLE OF CONTENTS

- 153.1308 Adaptation of portion of subsection 126(1)
- 153.1309 Adaptation of section 138
- 153.13091 Adaptation of subsections 27(1) and (2) of the
Employment Insurance Regulations

SPECIAL RULES

- 153.1310 Benefits referred to in paragraph 153.5(3)(a)

CESSATION OF EFFECT

- 153.14 June 2, 2027 or repeal
 - § 153.14:1 Commentary

**PART VIII.5 TEMPORARY MEASURES TO FACILITATE
ACCESS TO BENEFITS (SS. 153.15–153.196)**

DEFINITIONS

- 153.15 Definitions

RATE OF UNEMPLOYMENT

- 153.16 Rate of 13.1%

AVAILABILITY

- 153.161 Course, program of instruction or non-referred training
 - § 153.161:1 Commentary
 - § 153.161:2 Related Provisions

INCREASE IN HOURS OF INSURABLE EMPLOYMENT

- 153.17 Benefits under Part I
 - § 153.17:1 Commentary
- 153.171 Benefits
- 153.172 Fishing

EXTENSION OF QUALIFYING PERIOD

- 153.18 Recipients of emergency response benefit

BENEFIT PERIOD

- 153.19 Late claims

WAITING PERIOD

- 153.191 Waiver

ANNOTATED EMPLOYMENT INSURANCE ACT

RATE OF BENEFITS

153.192 Weekly insurable earnings

MEDICAL CERTIFICATE

153.1921 Suspension of medical certificate requirement—
Employment Insurance Regulations

EMPLOYMENT INSURANCE (FISHING) REGULATIONS

153.1922 Eligibility
153.1923 Determined earnings
 § 153.1923:1 Commentary
153.1924 Qualifying period
153.1925 Access to special benefits

DEDUCTIONS FROM BENEFITS

153.193 Exclusions from earnings

DISQUALIFICATION AND DISENTITLEMENT

153.194 Definition of “employment”

CLAIM PROCEDURE

153.195 Information

CESSATION OF EFFECT

153.196 September 25, 2021 or repeal

PART VIII.6 TEMPORARY MEASURES (S. 153.197)

153.197 Weekly insurable earnings

**PART IX REPEALS, TRANSITIONAL PROVISIONS,
RELATED AND CONDITIONAL AMENDMENTS AND
COMING INTO FORCE (SS. 154–190)**

REPEALS

154 The *National Training Act* is repealed.
 § 154:1 Related Provisions
155 The *Unemployment Insurance Act* is repealed.

TRANSITIONAL PROVISIONS

NATIONAL TRAINING ACT

156 Allowances
157 Agreements

TABLE OF CONTENTS

158 [Repealed 2010, c. 12, s. 2190.]

UNEMPLOYMENT INSURANCE ACT

159 Benefit periods beginning before this section comes into force

160 Hours of insurable employment and earnings before 1997

161 Premiums

162 [Repealed 2010, c. 12, s. 2192.]

163 Estimated insurable earnings for 1996-97

164 Powers and functions

165 Waivers and agreements

[HEADING REPEALED 2010, C. 12, S. 2193.]

166 [Repealed 2010, c. 12, s. 2193.]

TRANSITIONAL REGULATIONS

167 Regulations

CONSEQUENTIAL AND RELATED AMENDMENTS

BANKRUPTCY AND INSOLVENCY ACT

168

**EMPLOYMENT AND IMMIGRATION DEPARTMENT
AND COMMISSION ACT**

169

EXCISE TAX ACT

170

INCOME TAX ACT

171

172

172.1

173

174

175

176

LABOUR ADJUSTMENT BENEFITS ACT

177

178

179

180

- 181
- 182
- 183 Transitional provision

TAX COURT OF CANADA ACT

- 184
- 185

TAX REBATE DISCOUNTING ACT

- 186

CHANGES IN TERMINOLOGY

- 187 References to *Unemployment Insurance Act*

CONDITIONAL AMENDMENTS

- 188 An Act to amend the *Cultural Property Export and Import Act*,
the *Income Tax Act* and the *Tax Court of Canada Act*
- 189 Bill C-11

COMING INTO FORCE

- 190 Coming into force

SCHEDULE I TABLE OF WEEKS OF BENEFITS

SCHEDULE II INTERIM PROVISIONS

SCHEDULE III [REPEALED 2017, C. 20, S. 310.]

**SCHEDULE IV NUMBER OF WEEKS OF BENEFITS CONVERSION
TABLE**

**SCHEDULE V TABLE OF WEEKS OF BENEFITS—SEASONAL
WORKERS**

**SCHEDULE VI REGIONS FOR THE PURPOSE OF BENEFITS FOR
SEASONAL WORKERS**

CAN. REG. 96-332 EMPLOYMENT INSURANCE REGULATIONS

INTERPRETATION

- 1
 - § EIR1:1 Related Provisions

TABLE OF CONTENTS

INSURABLE EMPLOYMENT

EMPLOYMENT INCLUDED IN INSURABLE EMPLOYMENT

2
 § EIR2:1 Commentary
 § EIR2:2 Related Provisions
3
 § EIR3:1 Commentary
 § EIR3:2 Related Provisions
4
 § EIR4:1 Related Provisions
5
 § EIR5:1 Commentary
 § EIR5:2 Related Provisions
6
 § EIR6:1 Commentary
 § EIR6:2 Related Provisions

EMPLOYMENT EXCLUDED FROM INSURABLE EMPLOYMENT

7
 § EIR7:1 Commentary
 § EIR7:2 Related Provisions
8
 § EIR8:1 Commentary
 § EIR8:2 Related Provisions
9
 § EIR9:1 Commentary
 § EIR9:2 Related Provisions

SEARCH FOR SUITABLE EMPLOYMENT

REASONABLE AND CUSTOMARY EFFORTS

9.001
 § EIR9.001:1 Commentary

SUITABLE EMPLOYMENT

9.002
 § EIR9.002:1 Commentary
9.003 [Repealed SOR/2016-162, s. 2.]
9.004 [Repealed SOR/2016-162, s. 2.]

ANNOTATED EMPLOYMENT INSURANCE ACT

AGREEMENT—SELF-EMPLOYED PERSON

TERMINATION OF AGREEMENT—NOTICE

9.01

WITHDRAWAL OF NOTICE

9.02

PART I BENEFITS

HOURS OF INSURABLE EMPLOYMENT—METHODS OF DETERMINATION

9.1

9.2

10

§ EIR10:1 Commentary

§ EIR10:2 Related Provisions

10.01

10.1

§ EIR10.1:1 Case Law

10.11

10.2

11

§ EIR11:1 Commentary

§ EIR11:2 Related Provisions

ADJUSTMENT OF AMOUNT OF SELF-EMPLOYED EARNINGS

11.1

[HEADING REPEALED SOR/2016-206, S. 1.]

12 [Repealed SOR/2016-206, s. 1.]

AVERAGE NUMBER OF WEEKS FOR THE PURPOSES OF PARAGRAPHS 7.1(6)(B) AND 152.07(3)(B) OF THE ACT

13

§ EIR13:1 Commentary

§ EIR13:2 Related Provisions

INTERRUPTION OF EARNINGS

14

§ EIR14:1 Commentary

§ EIR14:2 Related Provisions

14.01

xl

TABLE OF CONTENTS

**UNDECLARED EARNINGS REFERRED TO IN SUBSECTION 19(3)
OF THE ACT**

- 14.1
 - § EIR14.1:1 Commentary
- 15 [Repealed SOR/2001-291, s. 2.]
 - § EIR15:1 Commentary

**DEDUCTIONS FOR EARNINGS OR ALLOWANCES WHILE ON A
COURSE OR PROGRAM OF INSTRUCTION OR TRAINING**

- 16
 - § EIR16:1 Commentary

RATES OF UNEMPLOYMENT

- 17
 - § EIR17:2 Commentary and Case Law
 - § EIR17:3 Related Provisions
- 17.1
 - § EIR17.1:1 Commentary

REGIONS

- 18
 - § EIR18:1 Commentary
 - § EIR18:2 Related Provisions

INFORMATION RELATING TO EMPLOYMENT HISTORY

RECORD OF EMPLOYMENT

- 19
 - § EIR19:1 Commentary and Case Law
 - § EIR19:2 Related Provisions

**HOURS OF INSURABLE EMPLOYMENT FOR RECORD
OF EMPLOYMENT**

- 20
 - § EIR20:1 Commentary
 - § EIR20:2 Related Provisions

INSURABLE EARNINGS

- 21
 - § EIR21:1 Commentary
 - § EIR21:2 Related Provisions

ALLOCATION OF HOURS OF INSURABLE EMPLOYMENT TO THE QUALIFYING PERIOD

22

- § EIR22:1 Commentary
- § EIR22:2 Related Provisions

ALLOCATION OF INSURABLE EARNINGS

23

- § EIR23:1 Commentary

24

- § EIR24:1 Commentary

24.1

- § EIR24.1:1 Commentary

[HEADING REPEALED SOR/2013-45, S. 3.]

24.2 [Repealed SOR/2013-45, s. 3.]

EXCLUSION OF CERTAIN INSURABLE EARNINGS IN THE CALCULATION OF THE RATE OF WEEKLY BENEFITS OF A SELF-EMPLOYED PERSON

24.3

WEEK OF BENEFITS

25

- § EIR25:1 Commentary

ELECTION TO RECEIVE BENEFITS PAYABLE UNDER PART I OR VII.1 OF THE ACT

25.1

CLAIM FOR BENEFITS

26

- § EIR26:1 Commentary and Case Law
- § EIR26:2 Related Provisions

AMENDMENT

26.1

- § EIR26.1:1 Commentary
- § EIR26.1:2 Related Provisions

PERSONS WITH MENTAL DISABILITIES, INCAPACITATED PERSONS AND DECEASED PERSONS

27

TABLE OF CONTENTS

§ EIR27:1 Commentary

PAYMENTS IN ADVANCE

28

§ EIR28:1 Commentary

**EMPLOYED PERSON WORKING A FULL WORKING WEEK—
SPECIAL CASES**

29

§ EIR29:1 Commentary and Case Law

§ EIR29:2 Related Provisions

SELF-EMPLOYED PERSON WORKING A FULL WORKING WEEK

30

§ EIR30:1 Commentary and Case Law

§ EIR30:2 Related Provisions

WEEK OF UNEMPLOYMENT—SELF-EMPLOYED PERSON

30.1

30.2

EMPLOYED PERSONS WORKING A FULL WORKING WEEK

31

§ EIR31:1 Commentary and Case Law

§ EIR31:2 Related Provisions

WORKING DAY

32

§ EIR32:1 Commentary

§ EIR32:2 Related Provisions

**ADDITIONAL CONDITIONS AND TERMS IN RELATION TO
TEACHERS**

33

§ EIR33:1 Commentary and Case Law

§ EIR33:2 Related Provisions

FAMILY SUPPLEMENT—RATE INCREASE

34

§ EIR34:1 Commentary

§ EIR34:2 Related Provisions

DETERMINATION OF EARNINGS FOR BENEFIT PURPOSES

35

§ EIR35:1 Commentary and Case Law

§ EIR35:2 Related Provisions

ALLOCATION OF EARNINGS FOR BENEFIT PURPOSES

36

§ EIR36:1 Commentary and Case Law

§ EIR36:2 Related Provisions

SUPPLEMENTAL UNEMPLOYMENT BENEFIT PLANS

37

§ EIR37:1 Commentary

**MATERNITY LEAVE, LEAVE FOR THE CARE OF A CHILD AND
COMPASSIONATE CARE LEAVE PLANS**

38

§ EIR38:1 Commentary

EARNINGS IN THE WAITING PERIOD

39

§ EIR39:1 Commentary

§ EIR39:2 Related Provisions

[HEADING REPEALED SOR/2021-3, S. 2.]

39.01 [Repealed SOR/2021-3, s. 2.]

§ EIR39.01:1 Commentary

§ EIR39.01:2 Related Provisions

WAIVING OF THE WAITING PERIOD FOR APPRENTICES

39.1

§ EIR39.1:1 Commentary

SICKNESS

40

§ EIR40:1 Commentary and Case Law

§ EIR40:2 Related Provisions

40.1 [Repealed SOR/2020-44, s. 3.]

PREGNANCY

41

§ EIR41:1 Commentary

TABLE OF CONTENTS

§ EIR41:2 Related Provisions

**PARENTAL, COMPASSIONATE CARE, CRITICALLY ILL CHILD
AND CRITICALLY ILL ADULT BENEFITS**

[HEADING REPEALED SOR/2017-226, S. 10.]

41.1 [Repealed SOR/2017-226, s. 10.]

[HEADING REPEALED SOR/2017-226, S. 10.]

41.11 [Repealed SOR/2017-226, s. 10.]

MEDICAL CERTIFICATE OUTSIDE CANADA

41.2

[HEADING REPEALED SOR/2017-226, S. 10.]

41.3 [Repealed SOR/2017-226, s. 10.]

[HEADING REPEALED SOR/2017-226, S. 10.]

41.4 [Repealed SOR/2017-226, s. 10.]

41.5 [Repealed SOR/2017-226, s. 10.]

DIVISION OF BENEFITS

41.6

§ EIR41.6:1 Commentary

WORK-SHARING BENEFITS

42

§ EIR42:1 Commentary

§ EIR42:2 Related Provisions

43

§ EIR43:1 Commentary

§ EIR43:2 Related Provisions

44

§ EIR44:1 Commentary

§ EIR44:2 Related Provisions

45

§ EIR45:1 Commentary

§ EIR45:2 Related Provisions

46

§ EIR46:1 Commentary

§ EIR46:2 Related Provisions

47

§ EIR47:1 Commentary

ANNOTATED EMPLOYMENT INSURANCE ACT

- § EIR47:2 Related Provisions
- 48
- § EIR48:1 Commentary
- § EIR48:2 Related Provisions
- 49
- § EIR49:1 Commentary
- § EIR49:2 Related Provisions

EMPLOYMENT BENEFITS

- 50
- § EIR50:1 Commentary
- § EIR50:2 Related Provisions

WORK-FORCE REDUCTION PROCESS

- 51
- § EIR51:1 Commentary
- § EIR51:2 Related Provisions

**PRESCRIBED CIRCUMSTANCES FOR THE PURPOSES OF
SUBPARAGRAPH 29(C)(XIV) OF THE ACT**

- 51.1
- § EIR51.1:1 Commentary
- § EIR51.1:2 Related Provisions

LOSS OF PART-TIME EMPLOYMENT DUE TO WORK STOPPAGE

- 52
- § EIR52:1 Commentary
- § EIR52:2 Related Provisions

TERMINATION OF WORK STOPPAGE

- 53
- § EIR53:1 Commentary
- § EIR53:2 Related Provisions

CLAIMANTS WHO ARE INMATES OF AN INSTITUTION

- 54
- § EIR54:1 Commentary and Case Law
- § EIR54:2 Related Provisions

CLAIMANTS NOT IN CANADA

- 55
- § EIR55:1 Commentary and Case Law

TABLE OF CONTENTS

§ EIR55:2 Related Provisions
55.01
§ EIR55.01:1 Commentary

PROVISION OF INFORMATION

55.1

RATIFICATION OF AMOUNTS PAID TO PERSONS WHILE NOT ENTITLED

55.2

WRITE-OFF OF AMOUNTS WRONGLY PAID, PENALTIES AND INTEREST

56

§ EIR56:1 Commentary and Case Law
§ EIR56:2 Related Provisions

INTEREST ON AMOUNTS OWING TO HER MAJESTY

56.1

§ EIR56.1:1 Commentary

DEDUCTIONS FROM BENEFITS FOR PAYMENTS TO GOVERNMENTS AND AUTHORITIES

57

§ EIR57:1 Commentary
§ EIR57:2 Related Provisions

PART II NATIONAL EMPLOYMENT SERVICE

58

§ EIR58:1 Commentary
§ EIR58:2 Related Provisions

59

PART III REDUCTION OF PREMIUM FOR EMPLOYERS WITH WAGE-LOSS PLANS

INTERPRETATION

60

APPLICATION

61

§ EIR61:1 Commentary
§ EIR61:2 Related Provisions

REDUCTION OF EMPLOYER'S PREMIUM RATE

62

- § EIR62:1 Commentary
- § EIR62:2 Related Provisions

STANDARDS

63

- § EIR63:1 Commentary
- § EIR63:2 Related Provisions

64

- § EIR64:1 Commentary
- § EIR64:2 Related Provisions

65

- § EIR65:1 Commentary
- § EIR65:2 Related Provisions

66

- § EIR66:1 Commentary
- § EIR66:2 Related Provisions

67

- § EIR67:1 Commentary
- § EIR67:2 Related Provisions

APPLICATION FOR REDUCTION OF EMPLOYER'S PREMIUM RATE

68

- § EIR68:1 Commentary
- § EIR68:2 Related Provisions

69

- § EIR69:1 Commentary
- § EIR69:2 Related Provisions

70

- § EIR70:1 Commentary
- § EIR70:2 Related Provisions

71

- § EIR71:1 Commentary
- § EIR71:2 Related Provisions

72

- § EIR72:1 Related Provisions

73

- § EIR73:1 Commentary
- § EIR73:2 Related Provisions

TERMINATION OF PLAN

74

TABLE OF CONTENTS

- § EIR74:1 Commentary
- § EIR74:2 Related Provisions

APPEALS

- 75
 - § EIR75:1 Commentary
 - § EIR75:2 Related Provisions

TRANSITIONAL PROVISIONS

76

**PART III.1 REDUCTION OF PREMIUMS FOR
EMPLOYEES COVERED BY A PROVINCIAL PLAN AND
FOR THEIR EMPLOYERS**

DIVISION 1 GENERAL

INTERPRETATION

76.01

ADAPTATION OF THE ACT AND THESE REGULATIONS

76.02

DIVISION 2 PREMIUM REDUCTION SYSTEM

STANDARDS

76.03

PREMIUM REDUCTION

- 76.04
- 76.041 [Repealed SOR/2010-301, s. 2.]
- 76.05
- 76.06
- 76.07
- 76.08

DIVISION 3 ENTITLEMENT

DISENTITLEMENT

76.09

[HEADING REPEALED SOR/2016-206, S. 3.]

76.1 [Repealed SOR/2016-206, s. 3.]

ANNOTATED EMPLOYMENT INSURANCE ACT

INSURED PARTICIPANT—PART II OF THE ACT

76.11

[HEADING REPEALED SOR/2016-206, S. 5.]

76.12 [Repealed SOR/2016-206, s. 5.]

WEEK NOT COUNTED TO EXTEND QUALIFYING PERIOD

76.13

EXTENSION OF THE BENEFIT PERIOD

76.14

76.15

REDUCTION OF BENEFITS

76.16

76.17

NO DOUBLE COUNTING OF WEEKS

76.18

PAYMENT OF BENEFITS

76.19

§ EIR76.19:1 Commentary

76.2

PERSONS MAKING CLAIMS UNDER DIFFERENT REGIMES

76.21

WAIVING OF THE WAITING PERIOD

76.22

COMING INTO FORCE OF PROVINCIAL PLAN—TRANSITION

76.23

**DIVISION 4 PREMIUM AND ADJUSTMENT
PAYMENTS—PROVINCIAL PLANS**

**PREMIUM FOR INSURED PERSON COVERED IN A PROVINCE BY
A PROVINCIAL PLAN BUT WORKING IN ANOTHER PROVINCE OR
WORKING OUTSIDE CANADA**

76.24

TABLE OF CONTENTS

**PREMIUM FOR INSURED PERSON WORKING IN A PROVINCE
THAT HAS A PROVINCIAL PLAN BUT NOT COVERED BY THAT
PLAN**

76.25

**PREMIUM ADJUSTMENT FOR EMPLOYEES RESIDING IN A
PROVINCE THAT HAS A PROVINCIAL PLAN BUT WORKING IN A
PROVINCE THAT HAS NO PROVINCIAL PLAN OR WORKING
OUTSIDE CANADA**

76.26

PREMIUM ADJUSTMENT—CREDITS AND DEBITS

76.27

OVERPAYMENT AND REFUND OF EMPLOYEE'S PREMIUMS

76.28

DIVISION 5 ADMINISTRATIVE MATTERS

SOCIAL INSURANCE NUMBER

76.29

DISCLOSURE OF INFORMATION

76.3

**PART III.2 REDUCTION OF PREMIUM FOR SELF-
EMPLOYED PERSONS COVERED BY A PLAN
ESTABLISHED UNDER A PROVINCIAL LAW**

INTERPRETATION

76.31

STANDARDS

76.32

PREMIUM REDUCTION

76.33

76.34

76.35

DISENTITLEMENT

76.36

REDUCTION OF BENEFITS

76.37
76.38

NO DOUBLE COUNTING OF WEEKS

76.39

PAYMENT OF BENEFITS

76.4
76.41

PERSONS MAKING CLAIMS UNDER DIFFERENT REGIMES

76.42

WAIVING OF THE WAITING PERIOD

76.421
§ EIR76.421:1 Commentary

INTERPROVINCIAL MOBILITY

76.43

ADMINISTRATION

76.44
76.45
§ EIR76.45:1 Commentary

PART IV PILOT PROJECTS

**PILOT PROJECT FOR EXEMPTION FROM THE REQUIREMENT
TO MAKE PERIODIC CLAIMS FOR BENEFITS FOR WEEKS OF
UNEMPLOYMENT IN THE BENEFIT PERIOD**

77
§ EIR77:1 Commentary

**PILOT PROJECT EXTENDING THE BENEFIT PERIOD OF
CERTAIN CLAIMANTS**

77.1
§ EIR77.1:1 Commentary

**PILOT PROJECT RELATING TO INCREASED WEEKS OF
BENEFITS**

77.2

TABLE OF CONTENTS

§ EIR77.2:1 Commentary

[HEADING REPEALED SOR/2011-127, S. 1.]

77.3 [Repealed SOR/2011-127, s. 1.]

[HEADING REPEALED SOR/2011-127, S. 1.]

77.4 [Repealed SOR/2011-127, s. 1.]

[HEADING REPEALED SOR/2016-206, S. 7.]

77.5 [Repealed SOR/2016-206, s. 7.]

[HEADING REPEALED SOR/2010-214, S. 1.]

77.6 [Repealed SOR/2010-214, s. 1.]

**PILOT PROJECT FOR CALCULATING BENEFIT RATE BASED ON
CLAIMANT'S 14 HIGHEST WEEKS OF INSURABLE EARNINGS (2)**

77.7

§ EIR77.7:1 Commentary

**PILOT PROJECT INCREASING ALLOWABLE EARNINGS FROM
EMPLOYMENT WHILE CLAIMANT IS RECEIVING BENEFITS (2)**

77.8

§ EIR77.8:1 Commentary

[HEADING REPEALED SOR/2016-206, S. 8.]

77.9 [Repealed SOR/2016-206, s. 8.]

**PILOT PROJECT RELATING TO EXTENDED EMPLOYMENT
INSURANCE AND TRAINING INCENTIVE**

77.91

§ EIR77.91:1 Commentary

PILOT PROJECT RELATING TO EXTENDED BENEFITS

77.92

**PILOT PROJECT FOR CALCULATING BENEFIT RATE BASED ON
CLAIMANT'S 14 HIGHEST WEEKS OF INSURABLE EARNINGS**

77.93

§ EIR77.93:1 Commentary

[HEADING REPEALED SOR/96-332, S. 77.94(4).]

77.94 [Repealed SOR/96-332, s. 77.94(4).]

PILOT PROJECT TO ENCOURAGE CLAIMANT TO WORK MORE WHILE RECEIVING BENEFITS

77.95

§ EIR77.95:1 Commentary

77.96

§ EIR77.96:1 Commentary

PILOT PROJECT TO ENCOURAGE CLAIMANT TO WORK MORE WHILE RECEIVING BENEFITS (2)

77.97

§ EIR77.97:1 Commentary

77.98

PILOT PROJECT RELATING TO EARNED INCOME WHILE RECEIVING BENEFITS

77.99

77.991

§ EIR77.991:1 Commentary

PILOT PROJECT RELATING TO INCREASED WEEKS OF BENEFITS FOR SEASONAL WORKERS

77.992

§ EIR77.992:1 Commentary

PART V ADMINISTRATIVE PROVISIONS

RECONSIDERATION UNDER SECTION 112 OF THE ACT

78

§ EIR78:1 Commentary

§ EIR78:2 Related Provisions

[HEADING REPEALED SOR/2013-64, S. 2.]

79

§ EIR79:1 Related Provisions

SUSPENSION OF BENEFITS PENDING APPEAL

80

§ EIR80:1 Related Provisions

81

§ EIR81:1 Related Provisions

[HEADING REPEALED SOR/2013-64, S. 2.]

82

TABLE OF CONTENTS

[HEADING REPEALED SOR/2013-64, S. 2.]

83 [Repealed SOR/2013-64, s. 2.]

[HEADING REPEALED SOR/2013-64, S. 2.]

84 [Repealed SOR/2013-64, s. 2.]

[HEADING REPEALED SOR/2013-64, S. 2.]

85 [Repealed SOR/2013-64, s. 2.]

[HEADING REPEALED SOR/2013-64, S. 2.]

86 [Repealed SOR/2013-64, s. 2.]

[HEADING REPEALED SOR/2013-64, S. 2.]

87 [Repealed SOR/2013-64, s. 2.]

PAYMENT OF BENEFITS PENDING A COVERAGE DECISION

88

§ EIR88:1 Commentary

§ EIR88:2 Related Provisions

SOCIAL INSURANCE NUMBERS

89

§ EIR89:1 Commentary

§ EIR89:2 Related Provisions

ELECTRONIC SYSTEMS

90

§ EIR90:1 Related Provisions

91

§ EIR91:1 Commentary

§ EIR91:2 Related Provisions

DIRECT DEPOSIT OF BENEFITS

92

§ EIR92:1 Commentary

§ EIR92:2 Related Provisions

PART VI ALTERNATE ACCESS TO SPECIAL BENEFITS

93

§ EIR93:1 Commentary

§ EIR93:2 Related Provisions

PART VII TRANSITIONAL PROVISIONS AND COMING INTO FORCE

TRANSITIONAL PROVISIONS

- 94
 - § EIR94:1 Commentary
- 94.1
 - § EIR94.1:1 Commentary
- 94.2
- 94.3
- 94.4
 - § EIR94.4:1 Commentary

COMING INTO FORCE

95

SCHEDULE I REGIONS FOR THE PURPOSES OF PARTS I AND VIII OF THE ACT

INTERPRETATION

1

REGIONS

- 2 Ontario
- 3 Quebec
- 4 Nova Scotia
- 5 New Brunswick
- 6 Manitoba
- 7 British Columbia
- 8 Prince Edward Island
- 9 Saskatchewan
- 10 Alberta
- 11 Newfoundland
- 12 Yukon
- 13 Northwest Territories
- 14 Nunavut
 - § EIRSchI:1 Commentary

SCHEDULE II [REPEALED SOR/2015-128, S. 5.]

SCHEDULE II.1 REGIONS INCLUDED IN PILOT PROJECT NO. 6

SCHEDULE II.2 TABLE OF WEEKS OF BENEFITS FOR PILOT PROJECT NO. 6

SCHEDULE II.3 [REPEALED SOR/2011-127, S. 7.]

TABLE OF CONTENTS

SCHEDULE II.4 [REPEALED SOR/2011-127, S. 7.]

SCHEDULE II.5 [REPEALED SOR/2016-206, S. 11.]

SCHEDULE II.6 REGIONS INCLUDED IN PILOT PROJECT NO. 15

**SCHEDULE II.7 TABLE OF WEEKS OF BENEFITS FOR PILOT
PROJECT NO. 15**

SCHEDULE II.8 REGIONS INCLUDED IN PILOT PROJECT NO. 11

SCHEDULE II.9 [REPEALED SOR/2016-206, S. 12.]

SCHEDULE II.91 REGIONS INCLUDED IN PILOT PROJECT NO. 16

SCHEDULE II.92 REGIONS INCLUDED IN PILOT PROJECT NO. 21

**SCHEDULE II.93 TABLE OF WEEKS OF BENEFITS FOR PILOT
PROJECT NO. 21**

SCHEDULE III INTERIM PROVISIONS

**CAN. REG. 96-445—EMPLOYMENT INSURANCE (FISHING)
REGULATIONS**

- 1 Interpretation
 - § EIFR1:1 Commentary
- 2 General
 - § EIFR2:1 Commentary
- 3 Determination of Employer
 - § EIFR3:1 Commentary
- 4 Records, Books of Account and Documents
 - § EIFR4:1 Commentary

**EARNINGS FROM EMPLOYMENT OTHER THAN EMPLOYMENT AS
A FISHER**

- 4.1
 - § EIFR4.1:1 Commentary
- 4.2
 - § EIFR4.2:1 Commentary

EARNINGS FROM EMPLOYMENT AS A FISHER

- 5 Determination of Earnings
 - § EIFR5:1 Commentary
- 6 Incomplete Records, Books of Account and Documents
- 7 Date of Payment of Remuneration

BENEFIT PERIOD

- 8 Benefit Period and Rate of Weekly Benefits
 - § EIFR8:1 Commentary

RATE OF WEEKLY BENEFITS

- 8.1
 - § EIFR8.1:1 Commentary
- 8.2
- 8.3
- 9 Unemployment of Fishers
 - § EIFR9:1 Commentary
- 10 Determination and Allocation of Earnings in Periods of Unemployment
- 11 Increase in Required Insurable Earnings
 - § EIFR11:1 Commentary
- 12 Alternate Access to Special Benefits
 - § EIFR12:1 Commentary
- 13 Conversion
- 14 Labour Disputes

[HEADING REPEALED SOR/2016-206, S. 17.]

- 14.1 [Repealed SOR/2016-206, s. 17.]
- 14.2 [Repealed SOR/2016-206, s. 17.]

EXTENSION OF BENEFIT PERIOD

- 14.3
- 14.4

NO DOUBLE COUNTING OF WEEKS

- 14.5
 - § EIFR14.5:1 Explanation

[HEADING REPEALED 2021, C. 23, S. 356.]

- 15 [Repealed 2021, c. 23, s. 356.]

[HEADING REPEALED 2021, C. 23, S. 356.]

- 16 [Repealed 2021, c. 23, s. 356.]

[HEADING REPEALED 2021, C. 23, S. 356.]

- 17 [Repealed 2021, c. 23, s. 356.]

SCHEDULE—INSURABLE EARNINGS ENTRANCE REQUIREMENT FOR FISHERS

TABLE OF CONTENTS

**CAN. REG. 97-33—INSURABLE EARNINGS AND COLLECTION OF
PREMIUMS REGULATIONS**

**INSURABLE EARNINGS AND COLLECTION OF PREMIUMS
REGULATIONS**

INTERPRETATION

1

PART I INSURABLE EARNINGS

EARNINGS FROM INSURABLE EMPLOYMENT

2

**PART II CALCULATION AND PAYMENT OF
PREMIUMS**

3

4

4.1

PART III DEEMED EMPLOYERS

EMPLOYMENT OF STEVEDORES

5

EMPLOYMENT IN LUMBERING OR LOGGING

6

PLACEMENT OR EMPLOYMENT AGENCIES

7

BARBERING OR HAIRDRESSING ESTABLISHMENTS

8

PASSENGER VEHICLE OPERATORS

9

OTHER DEEMED EMPLOYERS

10

PART IV INFORMATION RETURNS

FILING OF EMPLOYER'S RETURNS

11

RETURNS ON DEMAND

12

LEGAL REPRESENTATIVES AND OTHERS

13

DISTRIBUTION OF INSURED PERSON'S PORTION OF RETURN

14

PENALTIES

15

PART V RECORDS

16

**PART VI PRESCRIBED INTEREST RATES AND
REFUNDS OF OVERPAYMENT**

17

18

18.1

COMING INTO FORCE

19

**CAN. REG. 2013-63—RECONSIDERATION REQUEST
REGULATIONS**

1 General circumstances

2 Coming into force

CAN. REG. 2013-82—SOCIAL INSURANCE NUMBER REGULATIONS

INTERPRETATION

1 Definitions

APPLICATION FOR REGISTRATION

2 Information required

3 Submission and signature

lx

TABLE OF CONTENTS

- 4 Refusal to apply
- 5 Lost card
- 6 [Repealed SOR/2018-136, s. 5.]

PERSONS REFERRED TO IN SECTION 90 OF THE *IMMIGRATION AND REFUGEE PROTECTION ACT*

- 7 Additional information required
- 8 Assignment of number
- 9 Period of validity—applicant outside Canada
- 10 Application to extend period of validity
- 11 Card issued without expiry date
- 12 [Repealed SOR/2018-136, s. 8.]
- 13 Notification—status and number
- 14 Number voided—not beginning with 9

CONSEQUENTIAL AMENDMENTS TO THE *EMPLOYMENT INSURANCE REGULATIONS*

- 15
- 16
- 17

COMING INTO FORCE

- 18 April 30, 2013

CAN. REG. 92-405—DELEGATION OF POWERS (PART VII UNEMPLOYMENT INSURANCE ACT) REGULATIONS

SHORT TITLE

- 1

INTERPRETATION

- 2

DELEGATION

- 3

CAN. REG. 92-378—DELEGATION OF POWERS OR DUTIES (PART III UNEMPLOYMENT INSURANCE ACT) REGULATIONS

SHORT TITLE

- 1

INTERPRETATION

- 2

ANNOTATED EMPLOYMENT INSURANCE ACT

DELEGATION

3
4
5
6
7
8
9
10
11

CAN. REG. 1575—UNEMPLOYMENT INSURANCE (COLLECTION OF PREMIUMS) REGULATIONS

SHORT TITLE

1

INTERPRETATION

2

PART I INSURABLE EARNINGS

EARNINGS FROM INSURABLE EMPLOYMENT

3

ALLOCATION OF EARNINGS

3.1

CALCULATION AND PAYMENT OF PREMIUMS

4

PRESCRIBED PERSONS

4.1

5

6

ALLOCATION OF INSURABLE EARNINGS AND PREMIUMS PAYABLE THEREON

WHERE PAY PERIOD IS A PAY WEEK

7

TABLE OF CONTENTS

MISCELLANEOUS PAY PERIODS

8

COMMISSIONS

9

DRAWINGS

10

PIECE WORK

11

RAILWAY EMPLOYEES

12

DEEMED EMPLOYERS

13

14

15

16

17

18

PART II INFORMATION RETURNS

FILING OF EMPLOYER'S RETURNS

19

20

LEGAL REPRESENTATIVES AND OTHERS

21

DISTRIBUTION OF INSURED PERSON'S PORTION OF RETURN

22

PENALTIES

23

PART III RECORDS

INADEQUATE RECORDS

24

**PART IV PRESCRIBED INTEREST RATES AND
REFUNDS OF OVERPAYMENT**

25
25.1

PART V PROVINCE OF EMPLOYMENT

26

SCHEDULE

**CAN. REG. 83-813—UNEMPLOYMENT INSURANCE ACCOUNT
ADVANCE REGULATIONS**

SHORT TITLE

1

INTERPRETATION

2

ADVANCES

3

SCHEDULE—PROMISSORY NOTE

APPENDIX A

**DEPARTMENT OF EMPLOYMENT AND SOCIAL
DEVELOPMENT ACT**

**PART 3 CANADA EMPLOYMENT INSURANCE
COMMISSION (SS. 20–29)**

CONTINUATION OF THE COMMISSION

20 Commission
21 Tenure, remuneration and conditions of office
22 Chairperson
23 Voting

POWERS, DUTIES AND FUNCTIONS OF THE COMMISSION

24 Powers, duties and functions of the Commission
24.1 Business numbers—Commission
25 Rules
26 Agent of Her Majesty

TABLE OF CONTENTS

ORGANIZATION AND OPERATION OF THE COMMISSION

- 27 Head office
- 28 Staff

SOCIAL INSURANCE NUMBER

- 28.1 Registration
- 28.2 Social Insurance Register
- 28.3 Change of name
- 28.4 Prohibitions
- 28.5 Designation of investigators

AUDIT

- 29 Audit by Auditor General

**PART 5 BOARD OF APPEAL AND SOCIAL SECURITY
TRIBUNAL (SS. 43.01-70)**

BOARD OF APPEAL

ESTABLISHMENT AND ADMINISTRATION

- 43.01 Establishment of Board of Appeal
- 43.02 Appointment — Executive Head
- 43.03 Composition
- 43.04 Executive Head
- 43.05 Board of Appeal hearings — three-member panels
- 43.06 Remuneration
- 43.07 Public Service Superannuation Act
- 43.08 Employees, services and facilities
- 43.09 Immunity
- 43.1 Competence and compellability
- 43.11 Appeal — time limit
- 43.12 Constitutional questions
- 43.13 Decision
- 43.14 Time limits
- 43.15 Expenses and allowances
- 43.16 Appeal — region
- 43.17 Representation of party
- 43.18 Powers of Board of Appeal
- 43.19 Abandonment of appeals
 - § DESDA:1 Commentary
 - § DESDA:2 Related Provisions
- 44 Establishment of Tribunal

[HEADING REPEALED 2005, C. 34, S. 83(8).]

- 45 Composition
- 45.1 Chairperson

[HEADING REPEALED 2005, C. 34, S. 83(8).]

- 46 Vice-chairpersons

[HEADING REPEALED 2005, C. 34, S. 83(8).]

- 47 Employment Insurance Section
- 48 Full-time occupation
- 49 Remuneration
- 50 Immunity
- 50.1 Competence and compellability
- 51 Absence—Chairperson

[HEADING REPEALED 2023, C. 26, S. 640.]

APPEAL TO TRIBUNAL—GENERAL DIVISION

- 52 Appeal—time limit
 - § DESDA52:1 Commentary and Case Law
- 53 [Repealed 2021, c. 23, s. 224.]
 - § DESDA53:1 Commentary and Case Law
- 54 Decision
 - § DESDA54:1 Commentary and Case Law

APPEAL DIVISION

DECISIONS OF BOARD OF APPEAL

- 54.1 Appeal
- 54.2 Appeal — time limit
- 54.3 Grounds of appeal
- 54.4 New evidence — constitutional questions
- 54.5 Decision
- 55 Appeal
 - § DESDA55:1 Commentary
- 56 Leave
 - § DESDA56:1 Commentary
- 57 Appeal—time limit
 - § DESDA57:1 Commentary
- 58 Grounds of appeal
 - § DESDA58:1 Commentary
- 58.1 Leave to appeal—Income Security Section
- 58.2 Decision—leave to appeal

TABLE OF CONTENTS

- 58.3 Hearing *de novo*—Income Security Section
- 59 Decision
 - § DESDA59:1 Commentary

GENERAL

- 60 Head office
- 60.1 Services and facilities
- 61 Tribunal sittings
- 62 Tribunal hearings
- 63 Expenses and allowances
- 63.1 Representation of party
- 64 Powers of tribunal
- 65 Canada Pension Plan
- 66 [Repealed 2021, c. 23, s. 235.]
 - § DESDA66:1 Commentary and Case Law
- 67 Time limits
- 68 Decision final
- 68.01 Access to documents and information by Appeal Division
- 68.1 Annual report

REGULATIONS

- 68.2 Commission
- 69 Governor in Council
 - § DESDA69:1 Commentary and Case Law
- 70 Regulations—electronic documents and electronic information

PART 6 ELECTRONIC ADMINISTRATION OR ENFORCEMENT (SS. 70.1–85)

[HEADING REPEALED 2012, C. 19, S. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

- 70.1 Application
- 71 Powers

[HEADING REPEALED 2012, C. 19, S. 224.]

- 72 Electronic manner of filing documents
- 73 Regulations
- 74 [Repealed 2012, c. 19, s. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

- 75 [Repealed 2012, c. 19, s. 224.]
- 76 [Repealed 2012, c. 19, s. 224.]

ANNOTATED EMPLOYMENT INSURANCE ACT

[HEADING REPEALED 2005, C. 16, S. 21(2).]

77 [Repealed 2005, c. 16, s. 21(2).]

[HEADING REPEALED 2012, C. 19, S. 224.]

78 [Repealed 2012, c. 19, s. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

79 [Repealed 2012, c. 19, s. 224.]

80 [Repealed 2012, c. 19, s. 224.]

81 [Repealed 2012, c. 19, s. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

82 [Repealed 2012, c. 19, s. 224.]

83 [Repealed 2012, c. 19, s. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

84 [Repealed 2012, c. 19, s. 224.]

[HEADING REPEALED 2012, C. 19, S. 224.]

85 [Repealed 2012, c. 19, s. 224.]

**CAN. REG. 2013-60—SOCIAL SECURITY TRIBUNAL
REGULATIONS [REPEALED]**

INTERPRETATION

- 1 Definitions
- 2 General principle

GENERAL PROVISIONS

CONDUCT OF PROCEEDINGS

- 3 Informal conduct
- 4 Requests to Tribunal

FILING WITH TRIBUNAL

- 5 Filing
- 6 Change in contact information
 - § SSTR6:1 Commentary
- 7 Deemed filing dates
- 8 Deemed originals
- 9 Electronic version

TABLE OF CONTENTS

PARTICIPATION OF PARTIES

- 10 Adding parties
- 11 Requests to adjourn or postpone
- 12 Failure to appear
- 13 Joining of appeals or applications
- 14 Withdrawal

CONFERENCES AND OTHER PROCEDURES

- 15 Pre-hearing
- 16 Dispute resolution
- 17 Settlement conference
- 18 Agreement between parties

DEEMED COMMUNICATION OF DECISIONS AND OTHER DOCUMENTS

- 19 When decisions deemed communicated

CONSTITUTIONAL ISSUES

- 20 Filing and service
 - § SSTR20:1 Commentary

FORM OF HEARING

- 21 Notice of hearing

SUMMARY DISMISSAL

- 22 Notice to appellant

APPEALS TO GENERAL DIVISION

FILING OF APPEAL

- 23 Filing
- 24 Appeal form and contents
- 25 Extension of time for bringing appeal

APPEALS BEFORE INCOME SECURITY SECTION

- 26 Documents to be filed by Minister
- 27 Time to respond
- 28 Decision or further hearing
- 29 Decision made without delay

APPEALS BEFORE EMPLOYMENT INSURANCE SECTION

- 30 Documents to be filed by Commission
- 31 Notice of hearing or summary dismissal

ANNOTATED EMPLOYMENT INSURANCE ACT

- 32 Reference of questions
- 33 Decision made without delay

APPEAL OF SUMMARY DISMISSAL

- 34 Appeal of summary dismissal
- 35 Appeal form and contents
- 36 Time to respond
- 37 Decision or further hearing
- 38 Decision made without delay

APPEALS TO APPEAL DIVISION

- 39 Leave to appeal
- 40 Application for leave form and contents
- 41 Written questions and submissions
- 42 Time to respond
 - § SSTR42:1 Commentary
- 43 Decision or further hearing
- 44 Decision made without delay

RESCINDING OR AMENDING DECISIONS

- 45 Application to rescind or amend
- 46 Application form and contents
- 47 Time to respond
- 48 Decision or further hearing
- 49 Decision made without delay

COMING INTO FORCE

- 50 April 1, 2013

CAN. REG. 2022-255—SOCIAL SECURITY TRIBUNAL REGULATIONS, 2022

CONSTITUTIONAL QUESTIONS

- 1 Filing of notice

FORMAT OF HEARING

- 2 Format of hearing

CONFIDENTIALITY OF PROCEEDING

- 3 Private hearing and restricted access

CONSEQUENTIAL AMENDMENT, REPEAL AND COMING INTO FORCE

TABLE OF CONTENTS

CONSEQUENTIAL AMENDMENT TO THE OLD AGE SECURITY REGULATIONS

4

REPEAL

5

COMING INTO FORCE

6 S.C. 2021, c. 23

CAN. REG. 2005-311—DEPARTMENT OF EMPLOYMENT AND SOCIAL DEVELOPMENT REGULATIONS

INTERPRETATION

1

PUBLIC OFFICER

2

AVAILABILITY OF INFORMATION

3

3.1

3.2

COMING INTO FORCE

4

CAN. REG. 2014-117—ELECTRONIC DOCUMENTS AND ELECTRONIC INFORMATION REGULATIONS

INTERPRETATION

1 Definitions

SENDING AND RECEIVING OF ELECTRONIC DOCUMENTS OR ELECTRONIC INFORMATION

2 Presumption—sent by Minister or Commission

3 Presumption—received by recipient

4 Presumption—received by Minister or Commission

5 Multiple documents sent in same transmission

6 Proof

ANNOTATED EMPLOYMENT INSURANCE ACT

ELECTRONIC SIGNATURE

- 7 Additional requirements respecting electronic signatures
- 8 Standard of reliability of electronic signatures

CONVERSION, RETENTION, ALTERATION AND DESTRUCTION OF DOCUMENTS OR INFORMATION

- 9 Conversion
- 10 Retention of electronic format of document or information
- 11 Date and hour retained
- 12 Standard of reliability
- 13 Integrity maintained throughout retention period
- 14 Prohibition to alter
- 15 End of retention period—destruction

COMING INTO FORCE

- 16 Registration

APPENDIX B

CANADA EMERGENCY RESPONSE BENEFIT ACT

- 1 Short title
- 2 Definitions
- 3 Regulations—definition of “worker”
- 4 Payment
- 5 Application
- 6 Eligibility
- 7 Amount of payment
- 8 Maximum number of weeks
- 9 Social Insurance Number
- 10 Provision of information and documents
- 11 Payments cannot be charged, etc.
- 12 Return of erroneous payment or overpayment
- 13 Limitation or prescription period
- 14 No interest payable
- 15 Receipt of benefits, allowances or money

CAN. REG. 2020-62—INCOME SUPPORT PAYMENT AMOUNT REGULATIONS

INCOME SUPPORT PAYMENT

- 1 Amount of income support payment

COMING INTO FORCE

- 2 Registration

TABLE OF CONTENTS

**CAN. REG. 2020-90—INCOME SUPPORT PAYMENT
(EXCLUDED NOMINAL INCOME) REGULATIONS**

EXCLUDED CLASS OF INCOME

- 1 Nominal income

COMING INTO FORCE

- 2 Day made

**CAN. REG. 2020-142—INCOME SUPPORT PAYMENT
(NUMBER OF WEEKS) REGULATIONS**

MAXIMUM NUMBER OF WEEKS

- 1 28 weeks

COMING INTO FORCE

- 2 Registration

APPENDIX C

CANADA RECOVERY BENEFITS ACT

SHORT TITLE

- 1 Short title

DEFINITIONS

- 2 Definitions

PART 1 CANADA RECOVERY BENEFIT (SS. 3–9.1)

- 3 Eligibility
- 4 Application
- 5 Attestation
- 6 Obligation to provide information
- 7 Payment of benefit
- 8 Amount of payment
- 9 Maximum number of two-week periods
- 9.1 Employment insurance benefits during two-week period

**PART 2 CANADA RECOVERY SICKNESS BENEFIT (SS.
10–16)**

- 10 Eligibility
- 11 Application
- 12 Attestation

- 13 Obligation to provide information
- 14 Payment of benefit
- 15 Amount of payment
- 16 Maximum number of weeks

**PART 3 CANADA RECOVERY CAREGIVING BENEFIT
(SS. 17–23)**

- 17 Eligibility
- 18 Application
- 19 Attestation
- 20 Obligation to provide information
- 21 Payment of benefit
- 22 Amount of payment
- 23 Maximum number of weeks for a person

PART 4 GENERAL (SS. 24–41)

- 24 Regulations
- 24.1 Replacement of May 7, 2022
- 25 Social Insurance Number
- 26 Provision of information and documents
- 26.1 Minister of Health
- 27 Payments cannot be charged, etc.
- 28 Return of erroneous payment or overpayment
- 29 Garnishment—financial institution
- 30 Reconsideration of application
- 31 Request for review
- 32 Certificate of default
- 33 Limitation or prescription period
- 34 Interest payable
- 35 Violations
- 36 Limitation of imposition of penalties
- 37 Rescission, etc., of penalty
- 38 Recovery as debt due to Her Majesty
- 39 Offences
- 40 Designation—investigators
- 41 Consolidated Revenue Fund

PART 5 CONSEQUENTIAL AMENDMENTS (SS. 42–44)

INCOME TAX ACT

- 42 R.S., c. 1 (5th Supp.)
- 43

TABLE OF CONTENTS

INCOME TAX REGULATIONS

- 44 C.R.C., c. 945
§ CRBA44:1 Commentary

CAN. REG. 2021-35—CANADA RECOVERY BENEFITS REGULATIONS

- 1 Definition of “Act”
2 Canada Recovery Benefit
3 [Repealed 2021, c. 26, s. 19.]
4 Prescribed income
5 Coming into force

APPENDIX D

CAN. REG. 90-690—TAX COURT OF CANADA RULES OF PROCEDURE RESPECTING THE EMPLOYMENT INSURANCE ACT

SHORT TITLE

1

INTERPRETATION

2
3

APPLICATION

4

ASSOCIATE JUDGES

4.1

FILING A NOTICE OF APPEAL

5

FILING OF OTHER DOCUMENTS

5.1

FILING DATE

5.2

ELECTRONIC FILING

5.3

ANNOTATED EMPLOYMENT INSURANCE ACT

EXTENSION OF TIME

6

PREPARATION FOR APPEAL

7

8

INTERVENTION

9

CONSOLIDATION OF APPEALS

10

CONSOLIDATION OF INTERVENTIONS

11

REPLY

12

JUDGMENT BY CONSENT

13

DISPOSITION OF APPEALS

14

15

16

17

PRONOUNCING AND ENTERING OF JUDGMENTS

17.1

DISCOVERY

18

HEARING OF APPEALS

19

20

21

22

23

lxxvi

TABLE OF CONTENTS

SUBPOENA

24

EVIDENCE

25

SERVICE OF DOCUMENTS

26

CALCULATING TIME

26.1

GENERAL

26.2

27

CONTEMPT OF COURT

28

COSTS IN VEXATIOUS PROCEEDINGS

29

SCHEDULE 5 FORM OF NOTICE OF APPEAL

SCHEDULE 6 APPLICATION FOR EXTENSION OF TIME WITHIN WHICH AN APPEAL MAY BE INSTITUTED

SCHEDULE 9 FORM OF NOTICE OF INTERVENTION

APPENDIX E

AGREEMENT BETWEEN CANADA AND THE UNITED STATES OF AMERICA

Article I

Article II

Article III

Article IV

Article V

Article VI

Article VII

ACCEPTANCE

APPENDIX F

**SI/2021-19—CANADA EMERGENCY RESPONSE
BENEFIT AND EMPLOYMENT INSURANCE
EMERGENCY RESPONSE BENEFIT REMISSION
ORDER: SI/2021-19**

- 1 Remission—Canada emergency response benefit
- 2 Remission—employment insurance emergency response benefit
- 3 Coming into force

EXPLANATORY NOTE

Table of Cases

Index