**FEDERAL COURT**

**BETWEEN:**

**FIRST AND LAST NAME**

Applicant

- and -

**THE MINISTER OF CITIZENSHIP AND IMMIGRATION**

Respondent

**APPLICATION FOR LEAVE AND FOR JUDICIAL REVIEW**

 **(WRIT OF MANDAMUS)**

TO THE RESPONDENT(S)

AN APPLICATION FOR LEAVE TO COMMENCE AN APPLICATION FOR JUDICIAL REVIEW UNDER S.22.1 (1) OF THE CITIZENSHIP ACT.

UNLESS A JUDGE OTHERWISE DIRECTS, THIS APPLICATION FOR LEAVE will be disposed of without personal appearance by the parties, in accordance with paragraph 22.1(2)(c) of the Citizenship Act as the case may be.

IF YOU WISH TO OPPOSE THIS APPLICATION FOR LEAVE, you or a solicitor authorized to practise in Canada and acting for you must immediately prepare a Notice of Appearance in Form IR-2 prescribed by the Federal Court Immigration and Refugee Protection Rules, serve it on the Tribunal and the Applicant's solicitor or, where the Applicant does not have a solicitor, serve it on the Applicant, and file it, with proof after service, at the Registry, within 10 days of service of this application for leave.

IF YOU FAIL TO DO SO, the Court may nevertheless dispose of the application for leave and, if leave is granted, the subsequent application for judicial review without further notice to you.

Note: Copies of the relevant Rules of Court, information on the local office of the Court and other necessary information may be obtained from any local office of the Federal Court or the Registry of the Trial Division in Ottawa, telephone: (613) 992-4238.

THE APPLICANT SEEKS LEAVE OF THE COURT TO COMMENCE AN APPLICATION FOR JUDICIAL REVIEW by way of which he seeks a writ of mandamus directing the Respondent to render a decision with respect to his pending application Canadian citizenship within 30 days of this Court’s order.

The address and telephone number of the Respondent is:

Citizenship Program (Grants)

Case Processing Centre - Sydney

P.O. Box 12000

Sydney NS B1P 7C2

Phone Number Unknown

The Application file number is: C0000000000

The Unique Client Identifier (UCI) number of the applicant is: 1234-5678

The application for leave was prepared by:

First and last name

Address

City, Province, Zip code

Phone number

The applicant’s electronic address for the service of documents is: your email

**RELIEF**

1. The Applicant seeks the following relief:
	1. An order in the nature of a writ of mandamus directing the Respondent to make a decision with respect to the Applicant’s pending application for Canadian Citizenship within 30 days of this Court’s order; and
	2. Such further and other relief as this Honourable Court deems just and necessary under the circumstances; and
	3. An order awarding the Applicant costs on a solicitor-client basis.

**GROUNDS**

1. **Material Facts**
2. The Applicant, FIRST AND LAST NAME (referred to herein as “FIRST AND LAST NAME” or the “Applicant”), is a [X]-year-old Canadian Permanent Resident and a national of COUNTRY currently residing in CITY, Province, Canada.
3. On [date], an application for Canadian Citizenship for FIRST AND LAST NAME was submitted to Immigration and Refugees Citizenship Canada (“IRCC”).
4. The service standard posted on IRCC’s website for this class application at the time of submission (as well as currently) was [X] months.
5. To date, [X] months have passed since the application was submitted.
6. FIRST AND LAST NAME complied with all subsequent IRCC requests in a timely manner and is not aware of any outstanding issues with respect to the application.
7. FIRST AND LAST NAME has requested that the Respondent finalize the processing of the application.
8. **The Criteria for The Issuance of a Writ of Mandamus Are Met**
9. The Respondent owes the Applicant a public legal duty to make a decision with respect to the application for citizenship, which has now been pending for **[X] months** when the processing time on such applications is **[X] months.**
10. The Applicant has a clear right to the performance of the aforementioned duty, in that:
	1. The Applicant has satisfied all conditions precedent with the application for citizenship;
	2. The Applicant has made prior demands for performance of the duty;
	3. A reasonable time to comply with the demand has passed; and
	4. There has been an implied refusal by the Respondent through its unreasonable delay in deciding the application.
11. Under the circumstances, there is no other adequate remedy available to the Applicant;
12. The Order sought will have practical value and effect;
13. There is no equitable bar to the relief sought;
14. The balance of convenience favours granting a Writ of Mandamus;
15. Section 44 of the *Federal Courts* Act, R.S.C. 1985, c. F-7, as amended; and
16. Such further and other grounds as counsel shall advise and this Honourable Court may consider.
17. **The Applicant has not received written reasons of the tribunal. Please initiate the Rule 9 process.**
18. The Applicant proposes that the application for judicial review be heard at City, in the English language, with materials to be filed in the English language.

DATED on [X]ndDay of October 2024

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

First and Last name

Address

City, Province

Zip code

Phone: +1 (000) 000-000

Email: email address

**TO: THE REGISTRAR**

Federal Court

180 Queen Street West

Suite 200

Toronto, ON M5V 3L6

**AND TO: THE MINISTER OF CITIZENSHIP AND IMMIGRATION**

Shalene Curtis-Micallef

Deputy Attorney General of Canada

Department of Justice

Ontario Regional Office

120 Adelaide Street West

Suite #400

Toronto, Ontario, M5H 1T1

Phone: +1 (416) 973-0942

Fax: +1 (416) 954-8982