

Addendum 6: Allocation ratio, number of employees and total number of foreign workers when foreign workers are employed to engage in work detailed in Article 25

<p>1. Allocation ratio</p>	<ol style="list-style-type: none"> 1. For manufacturing firms in free trade port areas, the total number of foreign workers applied for shall not exceed 40 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application. 2. For Type A+ industries detailed in Addendum 5, Article 24, the total number of foreign workers applied for shall not exceed 35 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application. 3. For Type A industries detailed in Addendum 5, Article 24, the total number of foreign workers applied for shall not exceed 25 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application. 4. For Type B industries detailed in Addendum 5, Article 24, the total number of foreign workers applied for shall not exceed 20 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application. 5. For Type C industries detailed in Addendum 5, Article 24, the total number of foreign workers applied for shall not exceed 15 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application. 6. For Type D industries detailed in Addendum 5, Article 24, the total number of foreign workers applied for shall not exceed 10 percent of the average number of employees per month in the one year period that precedes the two months prior to the employer making an application.
<p>2. Number hired employees</p>	<p>The number of employees hired by an employer is defined as the average number of employees with labor insurance included on the same labor insurance certificate number. However, if either of the following situations pertain when an employer applies to employ foreign workers individual labor insurance certificate numbers</p>

	<p>should be used:</p> <p>(1) A factory is designated by the central authority in charge of the target business or a free trade port administration as using two or more specialized manufacturing processes.</p> <p>(2) Applications pursuant to the provisions of Article 10, Article 27, Article 28, 17 Article 38, Article 47-1, Article 48, Article 53 and Article 56.</p>
<p>3. Total number of hired foreign workers</p>	<p>The total number of foreign workers hired by employers pursuant to the provisions of Article 25, and Articles 26-28 is calculated based on the average number of people an employer has with labor insurance on the same labor insurance certificate number and should include the following:</p> <p>(1) The number of foreign workers in an initial recruitment application to employ foreign workers.</p> <p>(2) The number of workers included in an application for a recruitment permit, number who have obtained a recruitment permit and number of foreign workers already employed. However, when any of the following situations pertain the numbers are not counted:</p> <ol style="list-style-type: none"> 1. Number of foreign workers an employer applies to re-recruit pursuant to the provisions of Article 37. 2. Number of foreign workers an employer applies to hire pursuant to the provisions of Article 25, when an application has been made to increase the ratio of foreign workers pursuant to Paragraph 1, Article 26 and provisos of Paragraph 3, Article 28. 3. Number of foreign workers when the factual basis for the original re-recruitment application changes makes it impossible to apply for replacement recruitment, re-recruitment or employment. <p>(3) The number of foreign workers who had their recruitment permit and employment permit revoked for reasons attributable to the employer in the two years prior to the application date.</p> <p>The total number of foreign workers hired by an employer pursuant to Paragraph 3, Article 31 should include the numbers in Subparagraph 1, Subparagraph 3 and Subparagraph 4 of the previous paragraph.</p>