

Article 16

When applying to employ type B foreign workers, employers shall provide the following documents:

1. Application form.
2. Photocopies of ID, passport or alien resident certificate of applicant or person in charge of the company, company registration, business registration certificate, factory registration certificate, franchise license, etc. However, those who satisfy either of the following circumstances may be exempted from providing franchise licenses:
 - (1) Those who hire foreign workers to engage in construction projects;
 - (2) Those who may be exempted from providing franchise licenses under other related laws and regulations.
3. Certificate for recruitment. Those applying to employ household caregivers shall be exempted from providing the certificate.
4. When recruiting locally, name list of employed local workers. Those applying to employ household care-takers shall be exempted from providing the certificate.
5. Municipality or county (city) governments shall issue documents of proof for the following matters:
 - (1) Having already allocated workers' pension preparation fund and withheld labor pension according to regulations.
 - (2) Having already paid overdue arrears wage debt according to regulations.
 - (3) Having already paid labor premium according to regulations.
 - (4) Having already paid penalty for violation of labor acts.
 - (5) Having already held management and labor councils according to regulations.
 - (6) Place scheduled for work of Category II foreign workers, insufficient facts to prove occurrence of strike, or management-labor disputes according to article 10 of this Regulation.
 - (7) Insufficient facts to prove occurrence of reduction or, suspension of operations, factory closure or business

closure.

(8) No occurrence of down grade of working conditions for local workers due to the employment of category II foreign workers.

6. Receipt of review fee.

7. Other documents according to regulations of central competent authority.

Subparagraph 5, items 6 to 8 of the aforementioned paragraph shall be limited to those events happening within two years of date of application.

Employment of foreign workers of any of the following conditions shall be exempted from provision of documents of proof of paragraph 1, subparagraph 5:

1. Employment of housemaids and household caregivers.

2. Employment of foreign workers for marine fishing industry by employers not having employed local workers and agree to share the surplus with partner(s).

3. Employment of foreign workers for agriculture, forestry, fishery, and husbandry industries by employers not having employed local workers.

If the employer is a social group, in addition to the provision of documents stated in paragraph 1, subparagraphs 1, 3 to 7, the employer shall also provide group registration certificate and photocopies of ID, passport or alien resident certificate of person in charge of the group.