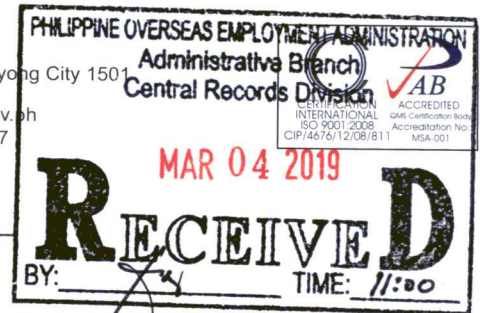




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ADVISORY NO. 104
Series of 2019

PARTIES RESPONSIBLE FOR THE PAYMENT OF EXPENSES FOR THE REPATRIATION OF OFWS FROM TAIWAN

Article 60 of the Employment Services Act of Taiwan specifies that:

“Should an employed foreign worker be dispatched out of Taiwan by the entry and exit administrative authority in accordance with applicable rules and regulations of Taiwan, the travel expenses required for such dispatch and the necessary expenses for the detention prior to the departure should be paid for by the following in order of priority:

1. Person who illegally accommodates, employs, or introduces the foreign worker to engage in work.
2. Foreign worker's employer who are attributable to reasons of dispatch.
3. Foreign worker to be dispatched.

Should there be more than one person as referred to in #1 of the list above, all of them shall take joint and several responsibility for the payment of expenses.

An employment security fund administered by the Ministry of Labor shall advance payment for the expenses incurred. These expenses are to be repaid by responsible person(s), upon which the competent authority administering the said fund (the Ministry of Labor) shall notify the person(s) of such and specify a certain period of time for the person(s) to reimburse the said fund of the money advanced. Should the person(s) fail to make the reimbursement within the specified time limit, the said competent authority shall resort to legal compulsory proceedings to collect the said amount.

If the employer as mentioned in #2 of the list above has paid for the bond, the employer may apply to the Ministry of Labor for the return of the bond by submitting said bond payment with relevant certifying documents.”

For the information and guidance of all concerned.


BERNARD P. OLALIA
Administrator

CONTROLLED AND DISSEMINATED
BY CRD ON 04 MAR 2019