

Act for the Recruitment and Employment of Foreign Professionals

FOREIGN TEACHER WORK PERMITS

Ministry of Education

March 5, 2018





1. FOREIGN TEACHER WORK PERMITS FOR EDUCATIONAL INSTITUTIONS

Based on the Act for the Recruitment and Employment of Foreign Professionals, Article 5

Review & Approval Agencies

Ministry of Labor



Ministry of Education

- ✓ Fewer documents need to be submitted
- ✓ Simplified administrative process
- ✓ No review fee

Regulations Governing Educational Institutions at All Levels Applying for Work Permits for Foreign Teachers and their Administration

- These regulations cover teacher’s qualifications, review standards, permit applications, permit cancellation, employment supervision, and other matters related matters.
- The MOL’s Qualifications and Criteria Standards for foreigners Undertaking the Jobs Specified Under Article 46.1.1 to 46.1.6 of the Employment Service Act, and its Regulations on the Permission and Administration of the Employment of Foreign Workers do not apply.

Categories of Educational Institutions Issued Foreign Teacher Work Permits

- | | |
|--|---|
| ● Public and private Universities & colleges | ● Public and private elementary schools , junior high schools, & senior secondary schools –for foreign language course teachers |
| ● Schools for international residents | ● Public and private experimental senior secondary schools- for bilingual department teachers, and bilingual subject teachers |



2. WORK PERMIT APPLICATION PROCESS FOR EDUCATIONAL INSTITUTIONS AT ALL LEVEL

Application Process Flowchart

Institution Applying

- ◆ Public and private universities & colleges
- ◆ Schools for international residents
- ◆ Public and private elementary schools, junior high schools or senior secondary schools
- ◆ Public and private experimental senior secondary schools

Document Submission

1. Application form
2. Photocopy of employment contract
3. Photocopy of proof of foreign teacher's highest level of education
4. Photocopy of foreign teacher's passport
5. Other specific documents requested by each review unit

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Review
-of proof
submitted and
qualifications

Additional
documentation
required

Document Issued
- employment
approved, application
returned or
application rejected



3. REGULATIONS GOVERNING EDUCATIONAL INSTITUTIONS AT ALL LEVELS APPLYING FOR WORK PERMITS FOR FOREIGN TEACHERS AND THEIR ADMINISTRATION 1/3

Contents

Drawn up considering 14 articles of current MOL regulations & the actual needs of institutions

Qualification and review standards for employment of foreign teachers by educational institutions

- ◆ Qualification and review standards for foreign teachers have been set using the Qualifications and Criteria Standards for Foreigners Undertaking the Jobs Specified under Article 46.1.1 to 46.1.6 of the Employment Service Act as reference.
 - ✓ Foreign teachers employed **by public and private universities or tertiary colleges** must have meet the qualifications stipulated in the **Act Governing the Appointment of Educators** or the **qualification requirements for teacher employment of the university or college**. Teachers employed by foreign language centers to teach foreign language courses must have a degree from an MOE recognized domestic or overseas university or independent college and the language taught **must be the official language of the country that issued their passport**.
 - ✓ Foreign teachers employed by **schools for international residents** must be **qualified teachers and be employed according to the regulations of the foreign country involved**.
 - ✓ **Language teachers at public and private elementary schools, junior high schools, and senior secondary schools and at public and private experimental senior secondary schools in a bilingual department or as bilingual subject teachers** must have a degree from an MOE recognized domestic or overseas university or independent college and possess **qualifications in or be qualified to teach the subject they will teach**. The qualifications must indicate that they are permitted to teach the subject involved in the country that issued their qualifications, and the foreign language taught or language in which a subject is taught **must be the official language of that country that issued their passport**.



3. REGULATIONS GOVERNING EDUCATIONAL INSTITUTIONS AT ALL LEVELS APPLYING FOR WORK PERMITS FOR FOREIGN TEACHERS AND THEIR ADMINISTRATION 2/3

Contents

Permit applications and cancellation

- ◆ **The maximum duration of a foreign teacher work permit issued by the MOE for an educational institution at any level is three years. If employment continues when this period expires, an application for a work permit must be made.**
- ◆ **Circumstances under which a permit is not issued or is cancelled :**
 - ✓ False or invalid information has been provided.
 - ✓ The application was not made in accordance with the regulations and the educational institution fails to provide additional material and/or make any necessary rectifications within a specified period.
 - ✓ The employed foreign teacher does not meet the qualifications requirements set out in these Regulations, or the circumstances stipulated in the Teachers' Act or the Act of Governing the Appointment of Educators that occasion dismissal, non renewal of employment or severance with pay exist or any circumstances exist that require termination of the employment contract in accordance with any related ordinance .



3. REGULATIONS GOVERNING WORK PERMITS AND ADMINISTRATION OF FOREIGN TEACHERS IN EDUCATIONAL INSTITUTIONS AT ALL LEVELS 3/3

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Administration of Employment

- ◆ Administration of foreign teachers and rights and obligations is subject to **Taiwan's Teachers' Act and related regulations if the teacher is a member of permanent staff, and in other cases by the employment contract.** Teachers employed by schools for international residents are subject to the related regulations of the country involved.
- ◆ The procedure that educational institutions must follow if contact with a foreign teacher is lost or if their employment is terminated has been formulated using the Relations on the Permission and Administration of the Employment of Foreign Workers for reference.

Other related matters

- ◆ The employment of foreign teachers whose employment was approved before these Regulations came into effect may continue until their current employment period expires.
- ◆ The employment by educational institutions of Hong Kong or Macao residents as teachers is also subject to these Regulations.

Act for the Recruitment and Employment of Foreign Professionals

Employment Service Act

Immigration Act

Regulations on the administration of the employment and residency of foreign workers



End of Briefing

Please let us have your comments and suggestions.