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Article Content

- Title : [Regulations Governing Management of the Health Examination of Employed Aliens](#) (2011.01.25 Amended) **Ch**
- Article 1 This set of Regulations is formulated in accordance with regulations of Paragraph 3 of Article 48 of the Employment Service Act (hereafter referred to as the Act).
- Article 2 Terms used in this set of Regulations are defined as follows:
1. Category A personnel: Aliens employed to work on jobs regulated in Subparagraphs 1 through 3, and Subparagraphs 5 and 6 of Paragraph 1, Article 46 of the Act.
 2. Category B personnel: Aliens employed to work on jobs regulated in Subparagraph 4 of Paragraph 1, Article 46 of the Act.
 3. Category C personnel: Aliens employed to work on jobs regulated in Subparagraphs 8 through 11 of Paragraph 1, Article 46 of the Act.
 4. Authorized hospitals: Foreign hospitals authorized by the central competent health authority to conduct pre-entry health examination of employed aliens.
 5. Designated hospitals: Domestic hospitals designated by the central competent health authority to conduct health examination of employed aliens after entry.
- Article 3 Employers, when applying for employment permit and extension of employment permit for Category A personnel, may be exempt from submitting health examination qualified certificates of personnel of said Category. The central competent health authority may, for Category A personnel planning to work in-country for more than three months, by the special natures of the countries that they have resided, announce the health examination certificates to be submitted.
- Article 4 Employers shall, when applying for employment permit and extension of employment permit for Category B personnel planning to work in-country for more than three months shall submit one of the following documents to the central competent authority:
1. Health examination qualified certificate issued within the last three months by a lawfully established hospital of his/her country and endorsed by a physician, together with its Chinese translation authenticated by an ROC embassy or representative office.
 2. Health examination qualified certificate issued by a designated hospital within the last three months. Health examination certificate of the preceding Paragraph shall include the following:
 1. HIV antibody test;
 2. Chest X-ray test;
 3. Serological test for syphilis;
 4. General physical examination (including mental conditions) ;
 5. Proof of positive measles and rubella antibody titers or measles and rubella vaccination certificates;
 6. Other examinations deemed necessary by the central competent health authority in accordance with the special natures of the country that the individual has resided.
 No employment permit or extension of employment permit shall be issued to any individual failing in any one item of the health examination referred to in the preceding Paragraph. For individuals positive of serological testing for syphilis, if acquire within 30 days after issuance of the health examination certificate, certificate of medical treatment, this rule shall not apply.
 Form of the health examination certificate of Paragraph 1 is shown as Appendix 1.
- Article 5 Category C personnel, when applying in accordance with regulations for entry visa, shall submit a health examination qualified certificate issued within the last three months by an authorized hospital. The health examination referred to in the preceding Paragraph shall include the following items:
1. HIV antibody test;
 2. Chest x-ray examination;
 3. Serological test for syphilis;
 4. Stool examination for intestinal parasites by concentration method (including Entameba histolytica) ;
 5. Pregnancy test (for females) ;
 6. General physical examination (including mental conditions) ;
 7. Hansen's disease;
 8. Proof of positive measles and rubella antibody titers or measles and rubella vaccination certificates;
 9. Other examinations deemed necessary by the central competent authority in accordance with the nature of the occupation and the special features of the labor-exporting country.
- No entry visa shall be processed for personnel mentioned in Paragraph 1 if they fail in any one item of the pre-entry health examination referred to in the preceding Paragraph.

- For forms for health examination certificate mentioned in Paragraph 1, and Article 6 and Article 7, see Attachment 2.
- Article 6 Employers shall, within three days after the entry of Category C personnel, arrange for them to accept the health examination at designated hospitals. Items of the health examination, with the exception of Subparagraph 5 and Subparagraph 8 of Paragraph 2, Article 5, are the same as those in Paragraph 2 of Article 5.
Employers, when applying for employment permits for personnel of the preceding Paragraph, shall submit health examination qualified certificates issued by designated hospitals.
If personnel fail in any items of Paragraph 1, under one of the following conditions, they may be re-examined to obtain qualified certificate:
1. Serological test for syphilis: to obtain cure completed certificate within thirty days after issuance of the health examination certificate;
2. Stool examination for intestinal parasites by concentration method: if failed by examination and is not *Entameba histolytica*, to obtain a re-examination qualified certificate within 45 days after the issuance of the health examination certificate.
Employers, for reasons, cannot arrange for the health examination of Paragraph 1 within the set time, may do so in an extension of three days.
- Article 7 Employers shall, within thirty days before or after the days of the employment of Category C personnel for full six months, 18 months and 30 months, arrange for them to accept periodic health examination at designated hospitals. Items of examination are, with the exception of Subparagraph 5 and Subparagraph 8 of Paragraph 2, Article 5, the same as those in Paragraph 2 of Article 5.
Employers shall, within 15 days after receipt of the health examination certificate issued by designated hospitals mentioned in the preceding Paragraph, submit the following documents to the competent health authority of residence for reference and record:
1. Alien employment permit issued by the central competent authority
2. Original copy of the health examination certificate of the preceding Paragraph
3. List of names of aliens examined
4. Letter of agreement for reference qualifying the previous health examination.
In the regular health examination of Paragraph 1, if *Entamoeba histolytica* is detected positive, the examination is considered qualified when three consecutive reexaminations in 75 days are detected negative.
- Article 7- 1 The employers, when detected the employees of suspected tuberculosis or lung abnormality unable to be confirmed diagnosis in health examinations of Article 4, Article 6 and the preceding Article, may within 15 days after issuance of the health examination certificate, arrange for them to be re-examined at a designated institution, and submit, within 15 days after the issuance, the diagnosis certificate issued by the designated institution to the competent authority for reference.
The employers, if fail to arrange for the employees for re-examination within the time specified by the preceding Paragraph or submit diagnosis certificate for reference, the results of the health examination are considered unqualified.
- Article 8 Principles for designated hospitals in the determination and management of the failed items of health examination are as Attachment 3.
For persons who fail in any one item of the health examination referred to in the preceding two Articles and are decided examination unqualified as per Subparagraph 4, Article 73 of the Act, and are ordered by the Act to be deported within a set time, employers shall supervise and urge their deportation. However, if the re-examination is qualified and the employers have submitted again documents for reference and record, this restriction does not apply.
- Article 9 Category C personnel, when they change employers, the new employers shall arrange health examination for them in accordance with regulations of Article 7. If the period that the employment is continuing falls in the required periodic health examination time, or has exceeded the time for the required health examination, and examination has not yet been completed, the new employers shall, within the period required by regulations of Article 7, or within seven days after the employment is continued, arrange for them to accept health examination at designated hospitals.
- Article 10 For Category C personnel who, for major reasons not attributable to them, fail to accept periodic health examination within regulated time period, employers shall submit relevant certifying documents to the competent health authority of residence for reference, and arrange for them, within seven days after disappearance of the reasons, make-up periodic health examination. Employers shall, within 15 days after receipt of the health examination certificate issued by the designated hospitals, submit it to the competent health authority of residence for reference and record.
- Article 11 For Category C personnel who apply for reentry for work in accordance with the provisos of Paragraph 4, Article 52 of the Act, employers shall also arrange, in accordance with regulations of Article 5 through Article 7, for them to accept health examination. For persons who submit health examination qualified certificate issued by designated hospitals within three months prior to entry, regulations of Article 5 and Article 6 are waived.
Items of the health examination qualified certificate mentioned in the preceding provisos, with the exception of pregnancy test, shall be the same as those in Paragraph 2 of Article 5.
- Article 12 For aliens employed to work on jobs referred to in regulations of Subparagraph 7 of Paragraph 1, Article 46 of the Act, regulations of Article 8 of the Seafarer Law shall apply.

- Article 13 This set of Regulations shall be, with the exception of Subparagraph 5 of Paragraph 2, Article 4, Subparagraph 8 of Paragraph 2, Article 5, and Paragraph 2 of Article 11 that are amended and announced on February 26, 2009 that are to be implemented on September 1, 2009, implemented on the day of announcement.

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