

# How to apply foreign labours in Malaysia?

如何申请外国劳工在 马来西亚?





In which sectors can foreign labours work?

外国劳工都能在哪个领域上班呢?

### Sectors

Manufacturing 制造业

Construction 建筑业

Agricultural 农业

Plantation 种植业

Services 服务业

(Eg. Restaurant, Cleaning & Sanitation, Island resort, Hotel, Golf Caddy, Cargo Handling)





Country	Gender		Sector	
Sound,	Male	Female		
Thailand	٧	٧		
Philippines	٧	X**		
Cambodia	٧	٧		
Myanmar	٧	٧		
Laos	٧	٧	All Sectors (Construction, Plantation, Agriculture,	
Vietnam	٧	٧	Services, Manufacturing)	
Kazakhstan	٧	٧	**Philippines female labours are not allowed in all	
Nepal	٧	٧	the sectors except the domestic helper segment	
Pakistan	٧	٧		
Sri Lanka	٧	٧		
Turkmenistan	٧	٧		
Uzbekistan	٧	٧		
Bangladesh	٧	٧	Plantation via G to G agreement	
Indonesia	٧	٧	Male workers – work in all sectors except manufacturing Female workers – work in all sectors	
India	٧	٧	Services sector (restaurant only), construction sector (high tension cables), agricultural sector and plantation sector	

Source:
Immigration
Department of
Malaysia
(https://www.imi.go
v.my/portal2017/ind
ex.php/en/foreignworker.html)



## Process of application of foreign labours

## 申请招聘外国劳工的过程

Post job vacancies on Jobs Malaysia portal

发布职位空缺招聘





Quota application

配额申请

Step 2

(Within one day if

conditions are satisfied)



Issuance of Visa with Reference (VDR)

带参考签证申请



(1 to 2 months)



Issuance of Entry Visa

入境签证



Step 4

(2 days)

Issuance of VP (TE) @ work permit

临时工作准证



Medical check up with FOMEMA

医疗检查



Arrival at any authorized point of entry

入境马来西亚

Step 7

(2 to 3 months for work permit)

### Step 6

(10 working days to get the result)

Step 5

(24 hours)







## **Step 1:** Before applying for recruitment quota 申请招聘配额之前

- Post job vacancies on Jobs Malaysia portal 在Jobs Malaysia上发布职位空缺招聘
- Give priorities to local job seekers 优先考虑本地求职者
- Applying foreign labours recruitment quota only if vacancies are not filled-up by local labours.
   如本地求职者无法填补职位空缺,则可申请外国劳工招聘配额。

Reference: <a href="https://www.eppax.gov.my/eppax/portal/images/ma">https://www.eppax.gov.my/eppax/portal/images/ma</a>
<a href="mailto:nual/Kriteria">nual/Kriteria Kelayakan Berdasarkan Sektor.pdf</a>





## Step 2: Quota Application 配额申请

- Obtain quota approval from Ministry of Home Affairs
   需获得内政部的配额批准
- Application can be done through the Foreign Worker One-Stop Approval Centre (OSC) established by Ministry of Home Affairs 可通过外劳一站式审批中心(OSC)提出配额申请
- Interview takes place with the employer or authorized representative from the Ministry for the Company's particular sector 雇主将与相关政府部门代表进行面谈
- Once approved, make the levy payment within 48 hours of the approval date 面试成功并得到批准后,雇主须在48个小时内缴付征费
- Letter of Conditional Approval will be released once payment are made 付款后雇主将会拿到条件批准书

You MUST get quota before you can recruit foreign labours!!





Sistem Pengurusan Pekerja Asing Bersepadu	TENTANG KAMI	SEMAKAN KELAYAKAN	MANUAL PENGGUNA	SOALAN LAZIM	HUBUNGI KAMI
SEMAKAN KELAYAKAN PEKERJA ASING  Menyediakan kemudahan kepada majikan untuk menyemak kelayakan pekerja asing berdasarkan input majikan dan formula pengiraan kelayakan pekerja asing.					
SEKTOR  BILANGAN PEKERJA TEMPATAN SEDIA ADA  BILANGAN PEKERJA ASING SEDIA ADA		Kīra	•		
**PENGIRAAN KELAYAKAN ADALAH PENGIRAAN	ASAS SAHATA KELAVA	WAN SERENAD TEDTAVI IIV	KEDADA SIASATAN DAN 1	TEMUDUGA"	

You may check how much qualified quota is available for your sector.

可以上网查询公司 有资格得到多少配额

Website: https://www.eppax.gov.my/eppax/semak/semakanKelayakanPA



# Step 3: Visa with Reference/Visa dengan Rujukan (VDR) Application 带参考签证申请

- Submit application form at the Immigration counters or online via e-Services system.
  - 可在移民局柜台或通过网络提交申请表格
- Documents required for submission of application 申请VDR需准备的文件如下:
  - i. VDR application form
- ii. Approval letter from Ministry of Home Affairs (Quota approval)
- iii. Original receipt of payment for levy
- iv. IM.12 & IM.38 forms
- v. Security bonds (deposits/insurance guarantee/bank guarantee)
- vi. Copy of the foreign workers' passports
- vii. Latest photo of the foreign workers (passports size 1 piece)
- viii. Medical report from the country of origin approved by Ministry of Health
- ix. Foreign Worker Compensation Scheme (insurance)
- x. Insurance policy of Health Insurance Protection Scheme Foreign Workers (SPIKPA)







This is **Form IM.12** 





### JABATAN IMIGRESEN MALAYSIA G PERMOHONAN PAS LAWATAN T PASS APPLICATION FORM RAN IMIGRESEN, 1963 [Peraturan 11(12) dan 11(15)]

LAMPIRAN 9

AP I	JABA
	BORANG VISIT
9	PERATURAN-PERATURA

					IM. 12 - Pin. 1/97
Jenis Pas Iktisas Type of Pass Professional Jenis Permohonan Type of Application	Sosial Social Baru New	Berniaga Business Lanjutan Extension	Kerja Sementar Temporary Em	**************************************	Gambar Pemohon Photograph Of
MAKLUMAT PEMOHON     PARTICULARS OF APPLICANT     Nama Penuh (Huruf Besar)     Full Name (Capital Letter)	ī,				Applicant (3.5 cm x 5.0 cm)
,					
2. *Jantina Lelaki  Gender Male	Perempuan Female		3. Tempat/Negara Lah Place/Country of Birt		
	ulan tahun		5. Warganegara Nationality		
day r	nonth year RJALANAN / DOK	UMEN PEF	RJALANAN		
PARTICULARS OF PASSPO					
6. Jenis Dokumen Perjalanan Type of Travel Document			7. Noml	nber	
8. Tempat / Negara Dikeluarkan Place / Country of Issue			9. **Sah <i>Valid</i>	Sehingga	
riace / Country or issue		<del>1</del>	Vano		hari bulan tahun day month year
MAKLUMAT PENGANJUR PARTICULARS OF SPONSO 10. Nama Penuh (Huruf Besar)					
Full Name (Capital Letter)			10 No Tole	fo	
11. No. Kad Pengenalan NRIC			12. No. Telepho	one No.	
13. Alamat Address					_
Negeri State					
. KEPERLUAN VISA VISA REQUIREMENT					
14. *Adakah Visa Diperlukan Visa Requirement	Ya Yes		Tidak <i>No</i>		
15. *Jenis Visa <i>Type of Visa</i>	Sekali Perjalanan Single Entry		Berulangkali Perjalan Multiple Entry	an 🗆 📗	
Tarikh <i>Date</i>			an Pemohon / Penganju of Applicant / Sponsor	ir,	
Borang ini hendaklah ditaip. Tandak					arikh 99/99/9999
This form should be typed. Mark ()	() in the appropriate box	Megalia Magazia		Date Form	nat DD/MM/YYYY



This is Form IM.38



#### PERMOHONAN UNTUK VISA

(Im. 38-Pin. 1/93)

#### Borang ini dikenakan bayaran sebanyak RM1.00

		visa No
Nama penuh		
Nama dalam Tulisan Cina	(Dengan huruf cerai)	
(Jika berkenaan-SILA TULIS DENGAN	TERANG)	Jantina
Tarikh lahir	Negeri lahir	
Loghat	Kerakyatan	•••••
Pekerjaan		
Alamat di Malaysia		
Alamat di luar negeri		
Pasport No		
(Masukkan nama Kerajuan yang mengeluarkan)  Kad Pengenalan No		
	(Tempat dikeluarkan)	(Tarikh dikeluarkan)
Visa dikehendaki bagi negeri		
Tarikh		
ď	NTUK KEGUNAAN PEJABAT)	Tandatangan Pemohon
(Konsol Visa/)		
(Tarikh Saringan Akhir).		

[Borang ini diterjemahkan oleh Peguam Negara, Malaysia menurut Pemberitahu Undangan No. 12 tahun 1964, P.N. 3630/5-1; IMM/ C/97/66 (12).]

PNMB., K.L.



## Step 4: Application for Entry Visa 入境签证申请

 Employee should apply visa with the Malaysian consulate or embassy in their home country.

员工需向他们国家的马来西亚大使馆提出签证申请

Entry visa will be issued by Malaysian Attaches
 Office in the country of origin.

入境签证将由原籍国家的马来西亚附属办事处发行





## Step 5: Arrival of foreign workers 外国劳工入境马来西亚

 Only allowed to enter Malaysia at the authorized entry points (Eg. KLIA and KLIA 2) using the VDR issued by the Immigration Department.

外国劳工只能通过机场入境马来西亚

 The clearance process at entry points must be done within 24 hours from the arrival time.

入境马来西亚后,雇主需确保入境的清关程序 在入境后的24小时之内完成。





## Step 6: Medical check up with FOMEMA 医疗检查

 Arrange a mandatory medical examination at a FOMEMA registered panel/medical centre within 30 days upon arrival in Malaysia.

雇主须在员工入境后的30天内安排员工在 FOMEMA注册的 医疗诊所进行医疗检查

 If health status is unsatisfactory, an appeal can be submitted to FOMEMA.

如健康情况不理想,可向FOMEMA提出上诉

 If the appeal is rejected, the foreign worker will be sent back to his/her home country.

若上诉被驳回,该外国劳工将被安排遣送回国





# Step 7: Issuance of Visit Pass (Temporary Employment) [VP(TE)] 临时工作准证

 VP(TE) will be issued once the foreign worker is certified fit by FOMEMA-registered clinic/medical center.

医疗检查通过后,外国劳工将收到临时工作准证

 Once approved, passports and insurance policies shall be submitted to the Immigration Department to obtain work permit stickers and identification card (i-Kad).

员工护照和保险单需交给入境事务处以获取工作许可证和身份证

VP(TE) is valid for a period of 12 months.

临时准证有效期为十二个月









## WHY ECOVIS MALAYSIA?

Tax advisors, Accountants, Auditors in Malaysia

Our accumulated experience over many years with a diverse clientele.

Our extensive network of experts to get the job done right locally or internationally.

Our confidence and creditability to our clients.

Our trustworthiness to our client's business.

#### Our services:

Assurance and Audit, Business advisory, Business process outsourcing, Corporate recovery & insolvency, Tax services



### **Contact Us**

■ Kuala Lumpur (HQ) 吉隆坡

■ Johor Office 柔佛

■ Penang Office 槟城

■ Sabah Office 沙巴

Tel::: 03 - 7981 1799

Tel : 07 - 562 9000

Tel : 04-226 7210

: 088 - 231 790

Fax : 03 - 7980 4796

Fax : 07 - 562 9090

Fax : 04-226 2212

x : 088 - 266 842

Email: kuala-lumpur@ecovis.com.my

Email: johor@ecovis.com.my

Email: penang@ecovis.com.my

Email : sabah@ecovis.com.my

The information contained in this article is for general sharing and guidance only. It is not exhaustive. The information is provided gratuitously and without liability. Ecovis Malaysia shall not be liable for any loss or damage caused by the usage of or reliance on the information and guidance provided in this article an other information provided by Ecovis Malaysia and its websites. Professional advice and assistance must always be obtained before you act on any of the guidance provided. Please refer to he respective source of information, legislation and the regulatory authorities for authoritative guidance.

Follow and Like us on our Facebook Page for more updates!





### Reference list 资料参考处:

- https://www.imi.gov.my/portal2017/index.php/en/foreignworker.html
- http://www.moha.gov.my/index.php/en/pengenalanperkhidmatan-pengurusanpekerjaasing
- https://www.eppax.gov.my/eppax/login
- https://www.eppax.gov.my/eppax/portal/images/manual/Kriteri a Kelayakan Berdasarkan Sektor.pdf
- http://www.mef.org.my/Attachments/MEFReport PGERPERFWM
   .pdf
- http://www.moha.gov.my/index.php/en/component/content/art icle/89-maklumat-korporat/maklumat-bahagian/bahagianpengurusan-pekerja-asing/304-soalan-soalan-lazim

