

Ministry of Labour

Status Update – Implementation – Temporary Foreign Worker
Protection Act and ESB Business Transformation

Briefing for Minister

May 22, 2019

Purpose

- To provide the Minister with an update on work to implement the TFW Protection Act and Recruiter Registry.
- To provide the Minister with an update on work to modernize Employment Standards Branch.

TFW Protection Act Implementation

- **New Website** (demonstration for Minister).
- **Registry of Licensed Recruiters** (demonstration for Minister).
- **Launch of Recruiter Licensing** (June, 2019).
 - Online system for licensing recruiters (demonstration for Minister).
 - Program design work for recruiter licensing.
 - Due Diligence model for agents, partners and affiliates.
- **Implementation In Progress.**
 - Hiring more Licensing clerks.
 - Consultations underway to support launch.
 - Communications Planning underway with GCPE.

TFWPA – Confirm Direction and Launch

- **Fee Issue Paper for Treasury Board** (for June 10th).
 - Amount of the surety bond \$10,000 Manitoba, \$20,000 is Saskatchewan.
 - S.13
 - If recruiter leaves business – S.13,S.14
 - Align Administrative Penalties with Employment Standards Act.
 - Align Records Search Fee with Employment Standards Act.
- **Regulation for Cabinet** (June 26th).
- **Launch of Recruiter Licensing** (June 27/28, 2019).

ESB Transformation – Update

- **Transformation:**
 - **Remove barriers to access to justice** (Self Help Kit).
 - SHK removed by Director upon Royal Assent.
 - Multi-lingual Service Delivery Pilot Extended.
 - **Improve complaint resolution process.**
 - Complaints Pilot underway (April-Sept).
 - **Increase proactive compliance.**
 - Agricultural Compliance Team – new vehicles, mobile application.
 - **Improve education and awareness.**
 - Website re-designed, preparing new materials.
 - **Improve collections.**
 - New team created, hiring two positions.
- **Legislative Changes and Operations:**
 - Information for employers to post.
 - Extending the wage recovery period & open files.
 - Investigation Reports.

Staffing Update

Role Description	Location	Hired	Status
Complaints – Employment Standards Assistants and Field Office Clerks	Victoria	3	Completed
Complaints – Employment Standards Officers	Richmond, Langley, PG	6	Ongoing
Complaints – Industrial Relations Officers	Richmond, Kelowna, Langley	6	Ongoing
Complaints – Data Integrity Clerks, Records Manager	Victoria	6	Completed
TFW – Director, Licensing Clerks	Langley	1	Ongoing

Complaints Volume & Backlog

	FY 16/17	FY 17/18	FY 18/19
Complaint Intakes	4,230	4,474	4,899

- 18/19 Complaints volume: 4,899
- Current Backlog: 844
- Open files in progress 1007

Next Steps

- Finalize the Fee Issue Paper.
- Complete drafting of the Regulation.
- Bring the first phase of the TFWPA into force.
- Communication to stakeholders and launch materials.
- Facilities upgrades underway.
- Other as directed.

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