

# BULLETIN

## Industrial Relations



Reference No: Victorian Labour Hire Licensing 10/2019

Date issued: 31/10/2019

### Victorian Labour Hire Licensing is now operational

We have advised members via earlier Bulletins that the Victorian Parliament passed legislation implementing labour hire licensing requirements in June 2018 and the Labour Hire Licensing Authority has been set up to oversee and administer the compliance requirements of the *Labour Hire Licensing Act 2018*.

From 30 October 2019, Victoria's labour hire licensing scheme has officially started. Therefore, only labour hire providers that have been granted a licence, or have a decision pending on their application (made prior to 30 October 2019), are allowed to operate in Victoria. All providers who have made an application before the cut-off date can continue operating normally until a decision is made. The Government announced that, since April this year, more than 3,841 applications have been received but only 464 were approved so far.

VACC advises all members to check the *Authority's* website [home page](#) to ensure that any provider that is supplying labour to your business is licensed or has a pending application.

***VACC members who are labour hire hosts must not use unlicensed providers. We therefore recommend that members clarify with their labour hire provider(s) as to whether they have a licence to operate under the new scheme. If they cannot substantiate this, then members should cease engaging with the unlicensed operator.***

Hosts who enter into an arrangement now that the legislation is fully operational with a labour hire provider who has not applied for, or who has been refused a labour hire licence, face substantial fines ranging from a maximum in excess of \$120,000 for a natural person to in excess of \$500,000 for a corporation.

***VACC has drafted a proforma letter ([attached](#)) which members can send to labour hire providers to seek confirmation and ensure that each provider that members are using, are either licensed providers or have lodged an application for registration prior to 30 October 2019.***

***Please call VACC IR on (03) 9829 1123 if you require further assistance or clarification.***

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