**Applying for professional or technical work, the employers are exempted from the restriction of revenue, capital, or work performance (Subparagraph 5, Article 36 of the Qualifications and Criteria Standards for Foreigners Undertaking the Jobs Specified under Subparagraphs 1 through 6, Paragraph 1, Article 46 of the Employment Service Act) project consultation regulations**

I. Legal Basis: Based on the provisions of Subparagraph 5, Article 36 of the Criteria Standards, the employers hiring foreigners to undertake professional and technical work shall comply with the regulations of those who have made substantial contributions to the domestic economic development. Alternatively, he, she, or it has a special circumstance that is treated as a special case by the central competent authority after consultation with the authority concerned at the central government level.

II. Project consultation category is split into general case consultation and individual case consultation:

A. General Case Consultation: According to the Order Lao-Tung-Fa-Guan-Tzu No. 10405033951 of the Ministry on May 1st, 2015, interpreting recognized special cases as stipulated in Subparagraph 5, Article 36 of the Criteria Standards as those employers who comply with one of the following requirements: ([Required Documents for HeadStart Taiwan Program](http://ezworktaiwan.wda.gov.tw/ezworken/home.jsp?pageno=201508100047&acttype=view&dataserno=201510100016))

1. Business entities within the Free Economic Pilot Zones and submit valid business registration certificates and documents issued by the competent authority.

2. Business entities complying with definitions of a “startup with innovation capability” listed in the HeadStart Taiwan Program and submit verifying documents proving the establishment has not exceeded five years and other relevant documents proving one of the following qualifications in accordance with the Company Act or Business Registration Act of Taiwan:

a. Those business entities that have obtained funds amounting to over NT$2,000,000 from venture capitalists inside or outside Taiwan.

b. Those business entities that have completed registration at the Go Incubation Board for Startup and Acceleration Firms (GISA) of the GreTai Securities Market.

c. Those business entities that have obtained an invention patent from Taiwan or have obtained the patent rights through authorization or transfer of control with registration completed at the MOEA’s Intellectual Property Office (TIPO).

d. The business entities have set up the offices at the Taipei Expo Park which is assigned as a new cluster for startups by the Executive Yuan, the incubators managed by or in partnership with the Ministry of Economic Affairs, and the incubators rated excellent by said Ministry within three years.

e. Those applying business entities or their person in charge that has ever won any of the venture or design contests inside or outside Taiwan.

B. Individual Case Consultation: If the qualifications of the employer do not comply with the provisions of Subparagraphs 1 through 4, Article 36 of the Criteria Standards and the descriptions in general consultation, he or she can propose consultation needs by way of individual case.