

An excerpt of the Support for Unemployed Persons and Persons Seeking Employment Law:

Section 17. Restrictions on the Provision of Work Placement Services

(1) Work placement services are:

1) mediation services in work placement:

a) services within the scope of which the work placement service provider ensures for the person establishment of employment legal relationships or civil service relations, as well as work for remuneration in international youth cultural, educational, employment and exchange of experience programmes (international au pair exchange programmes, educational and employment programmes, employment and travel and holiday employment programmes and other programmes),

b) work-finding services, understanding by this consultation with respect to work placement issues, informing regarding free work places and other equivalent services, which are provided for in order to offer or relieve a person in founding employment legal relationships,

c) services to employers in the recruitment of potential employees, except for services, which are associated with the placement of employment advertisements and advertising save as the purpose of such advertising is not the provision of work placement services;

2) services regarding securing a workforce within the scope of which the work placement service provider as an employer sends employees for a specified time period to a person for whose benefit and under whose management work shall be performed.

(2) The provision of work placement services (except manning of a ship and services to employers in the recruitment of potential employees for work in Latvia) shall be permitted to merchants to whom the State Employment Agency has issued a relevant licence.

(3) Merchants who have received a special authorisation (licence) from the Latvian Maritime Administration shall be permitted to engage in manning of a ship.

(4) If a merchant registered in another Member State of the European Union has the right to provide work placement services in accordance with the laws and regulations of the relevant state, the referred to merchant, prior to commencing the provision of such services in Latvia, has a duty to inform in writing the State Employment Agency of this, indicating the date of provision of the service, the place where it shall take place and the duration of the planned service, and submit a copy of the document issued by such competent authority of the relevant Member State which certifies that the merchant is entitled to provide work placement services in the relevant Member State.

(5) An administrative act regarding the issuing of a licence, as well as regarding the suspension of the operation of a licence or the cancellation of a licence, shall be issued by the State Employment Agency.

(6) The contesting or appeal of an administrative act regarding the issuing of a licence, as well as regarding the suspension of the operation of a licence or the cancellation of a licence shall not suspend the operation thereof.

(7) Within the scope of labour provision services the contract entered into by the provider of the labour provision services and the recipient of the labour provision services, which prohibit or restrict the right of the provider of the labour provision services to establish employment legal relationships with the designated employee, directly with the recipient of the labour provision services, shall not be in effect.

(8) The provider of labour provision services and the recipient of the labour provision services may reach agreement regarding a reasonable compensation to the labour provision services provider for costs, which have arisen through placement, recruitment and training of the employee, if the employee of the labour provision provider establishes employment legal relationships with the relevant recipient of the labour provision services.

(9) A provider of work placement services shall not have the right to specify a payment for work placement services from a person seeking employment or an employee.