

Workplace Justice Visa & Strengthening Reporting Protections



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If you have been underpaid, unfairly dismissed, or discriminated against, you may be able to bring a claim against your employer.

If your visa is expiring in the next 28 days, you may be able to get a 'Workplace Justice Visa' (WJV) to extend your stay so that you can bring a claim.

What is a Workplace Justice Visa?

A WJV is a Temporary Activity visa (Subclass 408) for people with temporary visas who have been exploited at work. It usually lasts 6 or 12 months.

What if I breached a visa condition?

If you breached a visa condition because you were being exploited, for example, working extra hours because you were underpaid, you may be able to get a Strengthening Reporting Protection (SRP).

If you get an SRP, your visa won't be cancelled.

Certification

To get a WJV or SRP, your case of workplace exploitation must be assessed

and certified by an approved organisation called an 'Accredited 'Third Party' or 'ATP'.

Redfern Legal Centre is an ATP and can provide this certification.

How Redfern Legal Centre can help

Redfern Legal Centre gives free employment law advice to visa holders including international students and people on other temporary work visas living in NSW.

We can:

advise you if you have been exploited at work.

explain what you can do to protect your rights.

decide whether you qualify for a WJV or SRP.

give you a certificate if you are eligible.

Once you have a certificate, you can apply to the Department of Home Affairs for a WJV or SRP.

This factsheet is not a substitute for legal advice.