

COMMON CHALLENGES AND RISKS EXPERIENCED BY MIGRANT WORKERS AT ALL STAGES OF LABOUR **MIGRATION**

This overview follows the labour migration process outlined in IOM's Migrant Worker Guidelines for Employers. In line with the steps outlined in the component on human rights due diligence, this overview is designed to support the employer's risks identification and assessment process. Part 3 of this guidance on managing the labour migration process will support the employer in identifying practical steps to address these common challenges and risks experienced by migrant workers.

Start





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- Recruitment carried out by unlicenced or unauthorized subagents and/or labour recruiters
- Worker-paid recruitment fees and related costs, linked to financial loans with high interest rates and potential debt bondage
- Lack of transparency and/or inaccuracy of terms and conditions of employment
- Inadequate information about wage payments and deductions
- Discrimination during the screening and interview process
- Passports or other personal documents withheld from the start of recruitment, leading to potential unfree recruitment
- Inadequate or no employment contracts
- Contract substitution, where their original employment contract is later replaced with a contract with less favourable terms and conditions
- Wrong type of visa or no visa when travelling to the country of destination
- Unsafe conditions of transportation and/ or lodging during migration/ deployment
- Breaches of privacy, including the disclosure of personal information without consent

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- Limited information about workplace rights and lack of cultural knowledge at the destination country
- Discrimination (including xenophobia), harassment or violence at work (including gender-based violence, sexual harassment and abuse)
- No or limited access to freedom of association or collective bargaining
- Unequal and/or incorrect pay, excessive and/or forced overtime and inadequate rest time
- Unlawful wage deductions and involuntary saving schemes
- Work coercion through the withholding or late payment of wages, withholding of personal documents and/or recruitment related debt
- Exclusion of migrant workers from standard company health and safety training
- Retention of personal documents (including passports and identity cards)
- No freedom of movement beyond the workplace and accommodation
- Unsafe, unhygienic and overcrowded accommodation
- No or unequal access to health services and/ or social protection

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- Unfair dismissal or termination of employment
- No freedom to terminate employment or change employer
- Involuntary return where applicable laws require the return of pregnant women migrant workers
- Non-payment of outstanding wages and benefits during return (especially in situations of crisis)
- Remaining financial debt in case of unsuccessful labour migration
- Lack of support to travel home in a safe and orderly manner
- No or limited access to return and reintegration or onward migration information and support services
- Stigmatization of migrant workers returning after unsuccessful labour migration
- Difficulty when attempting to re-enter the local labour market due to skill mismatch

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- Social isolation, mental stress or depression due to language barriers, discrimination, separation from support networks and remote accommodations
- Lack of safety, health, labour and social protections during crisis situation (for example during COVID-19)
- Increased risk of exploitation and abuse
- No or limited access to remedy when human and labour rights are violated during recruitment, deployment, employment and return
- Severe human and labour rights violations, including human trafficking and forced labour, which can occur when several of the above factors are present