OPT OUT NOTIFICATION

[Notice for use by limited company contractors wishing to opt out of the Conduct of Employment Agencies and Employment Businesses Regulations 2003[1]]

There is provision in the Conduct Regulations 2003 for companies and those workers whose services they supply, to opt out of the Conduct Regulations 2003. If, you, the Contractor, and the Individual to be supplied to do the work wish to opt out, please read this form carefully. You are also recommended to take independent legal advice.

Date:

Parties: (1) Limited Company Name of
Limited Company Address (the "Contractor")
(2) Individual's Name (employee) of
Individual's Address (the "Individual")

1 This Opt Out Notification is supplement to the agreement ("the Agreement") between [the Employment Agency/ Business] and the Contractor. The terms used in this notification shall have the same meaning as those defined in the Agreement.

2 The Contractor and the Individual acknowledge that it is their intention that the provisions of the Conduct of Employment Agencies & Employment Businesses Regulations 2003 (the "Conduct Regulations 2003") do not apply to the Assignment with Client Name

3 The Parties have freely entered into this Opt Out notification.

4 Further that the Individual is free to withdraw from this Opt Out notification at any time by giving not less than [one week]'s written notice to the [Employment Agency/Business]. However, where notice is given during an Assignment it will not take effect until the Individual stops working in the Assignment.

We the undersigned have read, understand and agree to be bound by the terms of this Opt Out Agreement. In particular, we understand that by signing this Opt Out Agreement we are agreeing that the provisions of the Conduct Regulations 2003 shall not apply.

Signed Signed

_____ _____

For and on behalf of the Contractor The Individual

Dated _____ Dated _____

[Note: ***It is a requirement of the Conduct Regulations that this opt out agreement is entered into before the Individual is supplied. This opt-out cannot be used where the Individual, who is or would be supplied by the Contractor to carry out the work, would be working with or attending persons under the age or 18 years or those who are vulnerable by reason or age, infirmity or any other reason. There is a legal requirement that the opt-out must be in writing, under Regulation 33 (1) (a).]***

[1] In accordance with Regulation 32 (9)

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