

*Based on your responses you may not be entitled to take or accrue leave other than unpaid parental leave, if eligible.*

(Fair Work Act 2009)

### **130 Restriction on taking or accruing leave or absence while receiving workers' compensation**

- (1) An employee is not entitled to take or accrue any leave or absence (whether paid or unpaid) under this Part during a period (a ***compensation period***) when the employee is absent from work because of a personal illness, or a personal injury, for which the employee is receiving compensation payable under a law (a ***compensation law***) of the Commonwealth, a State or a Territory that is about workers' compensation.
- (2) Subsection (1) does not prevent an employee from taking or accruing leave during a compensation period if the taking or accruing of the leave is permitted by a compensation law.
- (3) Subsection (1) does not prevent an employee from taking unpaid parental leave during a compensation period.