

Your responses suggest that you may not be able to make an effective primary claim for PPL.

Parental leave pay is paid to a person for a particular period. That period is called the person's PPL period. The maximum period for which any person may be paid parental leave pay is 18 weeks. A person's PPL period may be the full 18 weeks or a lesser period (e.g. where the person is not eligible for parental leave pay for that full period).

54 Who can make a primary claim, secondary claim or tertiary claim

Primary claim

(1) Only the following people can make a primary claim for a child:

- (c) a person who satisfies the circumstances prescribed by the PPL rules as being exceptional circumstances in which a primary claim can be made.

2.28 Exceptional circumstances for primary claimants — general

(1) Subject to rule 2.30, the circumstances are that the person:

- (c) is covered by subrule (2); and

(2) For paragraph (1) (c), a person is covered by this subrule if:

- (a) the birth mother, or adoptive parent, of the child is incapable of caring for the child and will be incapable, or is likely to be incapable, of caring for the child for at least 26 weeks; or

- (b) the Secretary is satisfied on reasonable grounds that:

- (iii) it is in the interests of the child for the person to care for the child.

(2) For subparagraphs 2.28 (2) (b) (iii) and 2.29 (2) (c) (iii), in considering what is in the interests of the child, the Secretary is to consider the arrangements for the child's care with the person in comparison with the arrangements for the child's care in the child's previous family situation.

Example

The Secretary may consider that it is in the interests of the child for the person to care for the child if the child's birth mother refuses to provide any care for the child or because the child is severely disabled and the mother is incapable of providing for the child's needs.