

*Your employer may require you to return to work on a specified day.*

## **78 Employee who ceases to have responsibility for care of child**

*Stillbirth or death of child—cancelling leave or returning to work*

- (4) If a child is stillborn, or dies during the 24-month period starting on the child's date of birth, then an employee who is entitled to a period of unpaid parental leave in relation to the child may:
  - (a) before the period of leave starts, give his or her employer written notice cancelling the leave; or
  - (b) if the period of leave has started, give his or her employer written notice that the employee wishes to return to work on a specified day.
- (5) For the purposes of paragraph (4)(b), the specified day must be at least 4 weeks after the employer receives the notice.
- (6) If the employee takes action under subsection (4), the employee's entitlement to unpaid parental leave in relation to the child ends:
  - (a) if the action is taken under paragraph (4)(a)—immediately after the cancellation of the leave; or
  - (b) if the action is taken under paragraph (4)(b)—immediately before the specified day.