

Superannuation Guarantee Payments during periods of Workers Compensation Summary

Dates	SG is required Yes/No	Explanation
1-26 weeks	Yes	Clause 49.1 (a) (ii) of the VCEMEA provides during the first 26 weeks of the employee's approved workers' compensation claim, the employer will pay any superannuation contributions that would have been payable had the employee been performing his or her normal duties.
26- 52 weeks (if employee has not returned to work)	No	Workers compensation payments are not considered OTE. Therefore, an employer is not required to pay SG payments, outside the first 26 weeks of the employee's approved claim, for the period the employee is not at work.
26- 52 weeks (if employee has returned to work as part of a partial return work)	Yes	Where an employee returns to work on a graduated or partial return to work basis, then SG is payable by the employer in respect of the portion of pay the employee receives for the hours worked.
+ 52 weeks (if the employee has not returned to work)	No	Workers' compensation payments are not considered OTE. Therefore, an employer is not required to pay SG payments. The workers' compensation agent (Insurer) may commence payments of SG in certain situations. Schools will be notified by their workers' compensation agent if SG payments will commence by the insurer.