

Subject: Defined weekly Benefit Level and application

References:

Determination 5:	Employee pay rate and contractor pay rate
Act Section 19:	Registered employee's entitlement to long service benefit
Act Section 20:	Registered contractor's entitlement to long service benefit
Act Section 21:	Long service benefit on deregistration
Act Section 22:	Long service benefit on ceasing to carry out construction work
Act Section 86:	Reciprocal Agreements and the National Reciprocal Agreement between the States and Territories for the Provision of Long Service Leave in the Building and Construction Industry 2005

Policy: For the purposes of sections 19 and 20 of the *Construction Industry Long Service Leave and Benefits Act 2005* (the Act), the Board considers the same standard rate of pay should be used to calculate benefit entitlements for both employees and contractors.

As required by Determination 5, the Board sets the pay rate for both employees and contractors at **\$1601** per week. This rate is effective from 1 July 2025.

The weekly benefit level payable in respect of a claim is determined:

- (i) in accordance with sections 19(3) & (4) and 20(5) & (6) – the approved rate in effect at the date the employee or contractor lodge their application;
or
- (ii) in accordance with sections 21(5) and 22(5) – the approved rate in effect at the date the employee or contractor was last credited with qualifying service.
or
- (iii) in accordance with clause 2.2 of the National Reciprocal Agreement between the States and Territories for the Provision of Long Service Leave in the Building and Construction Industry – the approved rate in effect at the date the State or Territory lodge the application.

The weekly benefit level will be reviewed at least annually.

Authorised: 18 June 2025