



JobKeeper Employee Nomination Notice (1 July employees only)

When to use the form

Employers

If you have enrolled or intend to enrol to receive JobKeeper payments, complete **Section A** and provide this form to your relevant employees.

- ❌ Do not use this form for eligible employees for whom you are entitled to receive JobKeeper payments for any fortnights that ended on or before 2 August 2020.

This form will be used to:

- notify relevant employees that you (their employer) are already participating, or intend to participate, in the JobKeeper scheme.
- ask eligible employees you had as at 1 July 2020 (who were not already eligible employees for any JobKeeper fortnights that ended on or before 2 August 2020) if they agree to be nominated by you as their employer so that you can receive JobKeeper payments for them.

You do not need to send this form to the ATO. You will, however, need to keep the completed version of this form (generally for five years) to document that your employee has agreed to be nominated by you to receive JobKeeper payments for them.

You should provide this form to all relevant employees you had as at 1 July 2020 within 7 days of enrolling in the JobKeeper scheme, or if you were already enrolled in the JobKeeper scheme by 2 August 2020, within the time frame specified on ato.gov.au. This form provides relevant employees with instructions as to the steps they should take to return their completed form to you, and will satisfy your requirement to give employees notice of your election to participate in the JobKeeper wage subsidy scheme.

- ⚠️ Employers must ensure they comply with any *Privacy Act 1988* (Cth) obligations when using this form.

Employees

Complete **Section B, C** (as applicable), **D** and **E** of this form and return this form to your employer in accordance with their instructions as soon as possible.

Important:

- If you have not returned this form to your employer and you were not already an eligible employee for any JobKeeper fortnight that ended on or before 2 August 2020, they **cannot** include you as an eligible employee to receive JobKeeper payments for you in respect of fortnights beginning on or after 3 August 2020.
- If your employer is already enrolled, or intends to enrol to participate in the JobKeeper scheme you should return this form to your employer as soon as possible to ensure that your employer is eligible to receive JobKeeper payments for you.
- Only one employer, religious institution or eligible business can receive the JobKeeper payment for you. If you have multiple employers, you must choose an employer who has employed you on a permanent or fixed term basis. If you are a long-term casual employee that is eligible with no permanent or fixed term employer, you can nominate your casual employer.
- If you have already agreed for another employer, religious institution or eligible business to receive JobKeeper payments for you, you cannot nominate for this employer except in very limited circumstances.
- This form, once given to your employer with your agreement, cannot be withdrawn or revoked. Temporary Fair Work Act provisions for JobKeeper may also apply to you and your employer.

Taxation law authorises the ATO to collect information and to disclose it to other government agencies. For information about your privacy, go to ato.gov.au/privacy

What is the JobKeeper payment?

Under the JobKeeper payment scheme, businesses impacted by the coronavirus (COVID-19) are able to access a subsidy from the government to continue paying their employees. Affected employers, businesses and registered religious institutions are able to claim a fortnightly JobKeeper payment per eligible employee, per eligible religious practitioner, or for one eligible business participant.

- **Find out more:**
ato.gov.au/jobkeeper

Section A: Employer to complete

Employer details

1 Employer name

2 Employer Australian business number (ABN)

Section B: Employee to complete

Employee details

1 Full name

Title: Mr Mrs Miss Ms Other

Family name

First given name

Other given name

2 Date of birth

DD/MM/YYYY

3 Address

Street address

Suburb/town/locality

State/territory

Postcode

4 Phone

5 Email

Section C: Additional requirements for 16 or 17 year olds

On 1 July 2020 were you at least 16 years of age and were you either:

- 'independent' within the meaning of the Social Security Act 1991 or
- not a 'full time student' within the meaning of the Social Security Act 1991?

Yes No

If you answered YES, you satisfy this part of the eligibility requirement. You also need to satisfy additional eligibility requirements outlined in Section D below.

If you answered NO, you are not eligible for JobKeeper payments. Go to Section D and select 'No, I do not agree to be nominated by the employer outlined in Section A for the purpose of the JobKeeper scheme' and return this form to your employer.

You are **'independent'** (and will satisfy this part of the eligibility requirements) if you meet the definition in the *Social Security Act 1991*. Generally this will be the case if you:

- have supported yourself through work with long term full or part-time employment broadly for a two year period
- are, or have been, married or are in a registered relationship
- live in a de facto relationship as a member of a couple for at least 12 months
- have, or have had, a dependent child
- are a job seeker assessed as unable to work over 30 hours a week
- are unable to live at home due to extreme circumstances
- have parents that are unable to support you
- are a refugee and your parents do not live in Australia
- are an orphan and have not been legally adopted
- are in state care, including foster care

Further guidance on this can be found on the Services Australia website at servicesaustralia.gov.au/individuals

You are a **'full time student'** (and **not** eligible for JobKeeper, unless you are also 'independent') if you were studying full time as defined in the *Social Security Act 1991*. Full-time study is defined in broad terms to mean enrolled in and undertaking study in a course of study at an educational institution of at least 75 per cent of the normal full-time study requirements.

Further guidance on this can be found on the Services Australia website at servicesaustralia.gov.au/individuals

Section D: Nomination

Employee eligibility requirements

To be an eligible employee, you need to meet these requirements:

- You are currently employed by the employer outlined in Section A (including those stood down or re-hired).
- You were employed by the employer outlined in Section A at 1 July 2020.
- At 1 July 2020, you were a permanent or fixed term employee, or a casual employee employed on a regular and systematic basis during the period of 12 months ending on 1 July 2020.
- If you are a casual employee as mentioned above, you are not employed by any other employer on a permanent or fixed term basis, or you are only employed by any other employer on a casual basis.
- At 1 July 2020 you were either:
 - residing in Australia and an Australian citizen or permanent resident
 - an Australian resident for income tax purposes and a Subclass 444 (Special Category) visa holder.
- You are not in receipt of a JobKeeper payment as a sole trader, nor is another employer, religious institution or eligible business in receipt of a JobKeeper payment for you.
- You are not currently receiving parental leave pay or dad and partner pay.
- You are not currently totally incapacitated for work and receiving payments under an Australian workers' compensation law in respect of your total incapacity to work.
- At 1 July 2020 you were either:
 - aged 18 years or over
 - aged 16 or 17 years and answered 'Yes' at Section C.

For employees aged 16 and 17 years

Yes, I have ticked YES to Section C and I agree to be nominated by the employer outlined in Section A for the purpose of the JobKeeper scheme.

In making this nomination I:

- (i) agree that I meet the eligibility requirements listed above, and
- (ii) confirm that one of the following applies:
 - a) I have not agreed to be nominated by any other employer, business or religious institution, and have not given another entity, or the Commissioner a nomination form for the purpose of this scheme;
 - b) that before 1 July I have ceased being an employee of my previous employer or actively engaged as an eligible business participant, and have not since recommenced employment with the other employer, or restarted being actively engaged in the other business with which I had previously agreed to be nominated.

For employees aged 18 years and over

Yes, I agree to be nominated by the employer outlined in Section A for the purpose of the JobKeeper scheme.

In making this nomination I:

- (i) agree that I meet the eligibility requirements listed above, and
- (ii) confirm that one of the following applies:
 - a) I have not agreed to be nominated by any other employer, business or religious institution, and have not given another entity, or the Commissioner a nomination form for the purpose of this scheme;
 - b) that before 1 July I have ceased being an employee of my previous employer or actively engaged as an eligible business participant, and have not since recommenced employment with the other employer, or restarted being actively engaged in the other business with which I had previously agreed to be nominated.

OR

No, I do not agree to be nominated by the employer outlined in Section A for the purpose of the JobKeeper scheme.


Section E: Declaration

I declare that the information I have provided is true and correct.

Signature (electronic/email is OK)

Date

DD/MM/YYYY

 There are penalties for deliberately making a false or misleading statement.