

Australian Capital Territory

Long Service Leave (Portable Schemes) Limitation to Coverage Declaration 2026

Disallowable instrument DI2026-62

made under the

Long Service Leave (Portable Schemes) Act 2009, s 13 (Declarations by Minister—
limitation to coverage of Act)

EXPLANATORY STATEMENT

Section 13 of the *Long Service Leave (Portable Schemes) Act 2009* (the Act) allows the Minister to determine that the Act does not apply to a person, work or activity to which the Act applies, if satisfied on reasonable grounds that it should not do so.

Under section 6 of the Act and on expiry of the *Long Service Leave (Portable Schemes) Limitation to Coverage Declaration 2025* [DI2025-31] instrument, a covered industry will, from 1 July 2026, include within the services industry the following new industries:

- the industry that provides hairdressing or beauty services within the meaning of the ANZSIC, Division S, Class 9511, Hairdressing and Beauty Services (the hairdressing and beauty services industry); and
- the industry that provides accommodation, food, beverage and hospitality services within the meaning of the ANZSIC, Division H, Accommodation and Food Services (the accommodation and food services industry).

This instrument is made by the Minister being satisfied that the coverage of the Act should not apply to employers in the industry that provides hairdressing and beauty services and the industry that provides accommodation, food, beverage and hospitality services to allow additional transition time for employers (new entrants) in these industries to get ready and plan for commencement.

This instrument is considered to be consistent with the objects of the Act as required under section 13 (3) of the Act and notes the relevant industries have not yet commenced coverage under the portable schemes legislation.

The period of this declaration is time limited to 31 December 2026 and will result in the coverage of industries referred to in this instrument within the Services Industry scheme commencing on 1 January 2027.