



labour

Department:  
Labour  
REPUBLIC OF SOUTH AFRICA



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## Basic Guide to UIF Adoption Benefits

Workers who adopt a baby can claim UIF benefits. Workers apply and receive payments at the labour centre of their choice.

### Application

The Unemployment Insurance Act and Unemployment Insurance Contributions Act apply to **all employers and workers**, but not to -

- workers working **less than 24 hours** a month for an employer;
- **learners**;
- **public servants**;
- **foreigners** working on contract;
- workers who get a monthly **State (old age) pension**; or
- workers who only earn commission.

Domestic employers and their workers are included under the Act since 1 April 2003.

### See

- Unemployment Insurance Act No. 63 of 2001  
Provides security to workers when they become unemployed.

### Who Can Claim?

You cannot claim if you -

- get benefits from -
  - the Compensation Fund for an occupational injury or disease; or
  - any other unemployment fund; or
- have been suspended from claiming because of fraud.

You can claim if your baby is -

- adopted under the conditions described in the Child Care Act;
- under 2 years old; and
- cared for by you when you are not at work.

Only one partner or spouse may claim if a couple adopts.

*Based on Legislation in Section 14, Section 27, Section 36, of the Unemployment Insurance Act*

### Benefits

#### Amount

The amount of benefits you can claim is calculated by multiplying the number of days you can claim for by the daily benefit amount.

*Based on legislation in Section 13, of the Unemployment Insurance Act*

#### Duration

You can claim from the day the court orders the adoption until -

- your benefits are used up, or
- you go back to work.

*Based on Legislation in Section 27 of the Unemployment Insurance Act*

#### Payments

Your benefit payments can be collected at the labour centre of your choice.

*Based on Legislation in Section 29, of the Unemployment Insurance Act*

#### Tax

No tax is payable on adoption benefits.

#### Overpayments

If you are paid more money than you should be, you must pay back the extra money to the UIF.

*Based on Legislation in Section 35, of the Unemployment Insurance Act*

#### Claiming

#### Time Limit

You must apply for benefits within 6 months of the court ordering the adoption.

*Based on legislation in Section 28, of the Unemployment Insurance Act*

#### How to Claim

You need to fill in the application forms and hand them in with the required documents at a labour centre.

*Based on Legislation in Section 28 of the Unemployment Insurance Act*

### **Related Links**

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- **Basic Guide to UIF Disputes**

Workers are entitled to appeal against decisions of the Commissioner or claims officer.

- **How To Claim UIF Adoption Benefits**

Workers who adopt a baby must take the necessary documents to their nearest labour centre in person.