

Binding Death Benefit Nomination Form



What is a binding death benefit nomination?

A binding death benefit nomination is a legal tool that 'binds' the Trustee to pay your death benefit to your nominated beneficiary or beneficiaries, provided the form was received by the Trustee and is valid at the date of your death.

Who can I nominate as beneficiary?

You can only nominate a **dependant** or **your estate**. A dependant, as defined by superannuation law is:

- your current spouse (including a de facto and same sex spouse);
- your children (including step and adopted children) or your spouse's children;
- any person(s) wholly or partially financially dependent on you;
- any person with whom you had a interdependency relationship; and/or
- your legal personal representative, which means the executor or your Will.

You may nominate more than one beneficiary and allocate a percentage entitlement to each.

If you nominate your estate, your death benefit will form part of your estate and will be distributable in accordance with your last valid Will or, if you do not have a valid Will, as the law provides.

Interdependency Relationship

An interdependency relationship is someone with whom you have a close personal relationship, you live together, you provide them or they provide you with financial and domestic support, and personal care. You also have an interdependent relationship if you have a close personal relationship and are unable to meet the other three requirements because one or both of you suffer from a physical, intellectual or psychiatric disability or because one or both of you were temporarily living apart.

What is a valid nomination?

For a Binding Death Benefit Nomination form to be accepted by the Trustee, you must state each beneficiary(s) name and specify the percentage they are to receive. The total allocation must equal 100%. You must sign and date the form in the presence of two witnesses who must sign and date the form immediately after witnessing your signature. Each witness must be at least 18 years of age and neither of them can be a beneficiary named on the form.

Your form must have been received by the Trustee before your death. Forms in transit at the time of your death or found amongst your possessions after your death will not be considered a valid nomination.

Your nomination will be valid for three years from the date of receipt by the Fund. You must complete a new form no less than 3 yearly. You may renew, change or cancel your nomination at any time.

When will my nomination be invalid and what happens if I die without a valid nomination?

Your nomination will become invalid in the future if:

- your last form was signed more than three years ago;
- one of your nominated beneficiaries dies before you do; or
- one of your nominated dependants is not a dependant at the time of your death.

In the event of your death, if the nomination is found to be invalid, the Trustee will use its discretion to determine how your death benefit will be paid. Your nomination will be considered by the Trustee when determining the payment of your benefit, however it will not bind the Trustee.

How do I make or change a binding nomination?

You need to complete and send a Binding Death Benefit Nomination form to the Fund. If you want to revoke or cancel your current nomination and not replace it, you must complete a Binding Death Benefit Nomination form and tick the appropriate box. Please note that the form must still be signed, dated and witnessed to cancel a previous nomination.

We will write to you to confirm your new or cancelled nomination. We will also write to you seeking your instructions prior to the expiry of any existing nomination. You will be advised of your nomination each time we send your Member Benefit Statement, and be provided with the opportunity to update your nomination.

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You can only nominate your dependant/s or, if your preferred beneficiary is not dependent on you, you can nominate your legal personal representative and have your benefit distributed in accordance with the instructions in your Will. A dependant is

- your spouse (including a de facto spouse and same sex spouse);
- your children of any age (including adopted children and step-children) or your spouse's children;
- a person who in the opinion of the Trustee, is or was wholly or partially financially dependent on you; or
- any person with whom you have an interdependency relationship. Two people have an interdependency relationship if they have a close personal relationship and either:
 - live together and one or each of them provides the other with financial and domestic support and personal care; or
 - one or both suffer from a physical, intellectual or psychiatric disability.

A close personal relationship is one that involves ongoing commitment to the emotional support and well-being of the two parties.

Your nomination will be invalid unless it is renewed every three years or your nominees are not your dependants or your legal personal representatives (eg Administrator of your Estate) at the time of your death.

Member Name: _____ Member Number: _____

Address: _____

Please tick the relevant box:

- I wish to make a binding death benefit nomination or alter an existing binding death benefit nomination; *(please complete the nomination details below before signing)* **OR**
- I wish to revoke a previous nomination *(please sign below)*

Upon my death, I direct CBH Superannuation Holdings Pty Ltd in its capacity as trustee for the CBH Superannuation Fund to distribute my benefit as follows:

Nominated beneficiary (full name)	Address (is same as above, show 'as above')	Relationship (e.g. spouse, child)	Date of Birth	% of Benefit

I understand that:

- my beneficiary(ies) must be my spouse, child, financial dependant, interdependent or a legal personal representative of my estate at the date of my death; and
- any nomination made is valid for a period of 3 years or until the Fund receives a valid change of nomination from me, which replaces any previous nomination/s provided by me to the Fund. I understand that if I have revoked a previous nomination and wish to make a new nomination in the future, I will need to complete a new form.
- the nomination of a minor child(ren) will result in benefits being placed in Trust until the beneficiary turns 18. All costs associated with the maintenance and operation of this Trust will be deducted from the amount held in Trust.

Member's signature

Date

Witness declaration

I'm over 18, not listed as a nominated beneficiary and I today saw the person named as the member sign this form.

Witness 1 signature Witness 1 name Date

Witness 2 signature Witness 2 name Date

Please return this form to GPO Box L886 PERTH WA 6842 or via the internal mail.

Your nomination does not take effect until the original document is received by the CBH Superannuation Fund. Faxed or e-mailed forms can not be accepted. This form will only be valid if it has been received by the Trustee prior to your death.

Date: June 2015