Death benefit nomination

Information sheet

Who'll get your super if you die?

You can nominate one or more persons that you would like your death benefit to be paid to if you die while a member of the Fund. Your nomination must be:

- one or more persons who are your dependants and/or
- your legal personal representative (i.e. your estate).

You can choose either:

- a binding nomination (lapsing or non-lapsing)
- a non-binding nomination
- no nomination.

If you have more than one NGS account, you can complete this form for all accounts where the nomination will be the same. However, if your nominations will be different for any account, you will need to complete a separate form for that account.

Binding (lapsing or non-lapsing) nominations

If you make a binding nomination and at the time of your death it is still valid, we will generally be bound to follow your instructions.

You can choose to make your binding nomination either lapsing or non-lapsing.

A **lapsing nomination** will expire and become invalid after a period of 3 years unless you reconfirm, change or revoke it earlier.

A **non-lapsing nomination** will not expire.

It is important to review your situation and update your nomination if your circumstances have changed. You can confirm, amend or revoke your nomination at any time by completing a new **Death benefit nomination form**.

Important information regarding your binding nomination

When we receive your nomination, we are unable to check if any nominated beneficiaries are eligible dependants. However, we will review this at time of claim.

Your binding nomination will normally become invalid as soon as one of the following occurs:

- three years have lapsed from the date you signed the **Death benefit nomination form** (lapsing nominations only) or
- any nominated beneficiary dies or otherwise ceases to be a dependant (as defined) before you die.

Where a binding nomination is no longer valid, we're required by law to treat your nomination as non-binding. You should be aware that if your relationship with one nominated dependant changes, an existing binding nomination may become invalid.

You cannot use this form to cancel a reversionary beneficiary nomination.

A reversionary beneficiary nomination (for NGS Income and Transition to retirement accounts) can only be selected on commencement of the account and cannot be revoked or amended using this form.

Please contact us on **1300 133 177** to discuss your options.

To make a binding death benefit nomination with NGS Super you must:

- complete this form in full
- only nominate eligible dependants and/or your legal personal representative
- sign and date the form in the presence of 2 witnesses (who are at least 18 years of age and neither of whom are nominated in this form) who also must sign and date the form
- ensure you clearly specify the percentage of your death benefit that you wish to allocate to each beneficiary and that the total allocation equals exactly 100%.

Once properly made, your nomination replaces any previous nomination you may have provided (with the exception of a reversionary beneficiary nomination — see above).

A binding nomination (whether lapsing or non-lapsing) will cease to have effect if you are subject to a court order at the time of your death that prohibited you from making a binding death benefit nomination or required you to amend or revoke a nomination, or if (and for so long as) the trustee is prevented from paying out your death benefit in accordance with your nomination due to Family Law.

Non-binding nominations

If you make a non-binding nomination, we are not legally bound by your wishes but will take them into account. Upon the event of your death, we will consider your non-binding nomination and will look at all your personal circumstances, including your will, before deciding whether to pay to any of your dependants or your estate, or a combination of both.

There is no expiration on a non-binding nomination. It is important to review your situation and update your nomination if your circumstances have changed.

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No nomination

If you don't make a nomination, you cancel your existing nomination or if your existing binding nomination expires or is invalid, we are required to pay your death benefit to your dependants and/or your estate as determined by us.

If you wish to revoke an existing binding death benefit nomination and not make a further nomination you need only complete Steps 1, 2, 4, 5 and 6 of the **Death benefit nomination form**, leaving Step 3 blank.

Who can be nominated?

You can nominate one or more dependants and/or your legal personal representative (which means your estate).

Dependant includes:

- your spouse — whether by marriage, a de facto relationship (including same-sex partners) or a registered relationship under a law of State or Territory (including same-sex partners)
- your children (of any age) including step-children, adopted children and ex-nuptial children
- any other person who is financially dependent on you at the time of death or
- a person with whom you have an interdependency relationship.

If you nominate your legal personal representative but don't have a will, the death benefit may be paid according to the laws of the State in which you resided at the date of your death.

Interdependency relationship

In order to meet the conditions for an interdependent relationship, 2 people must fulfill all of the following:

1. they have a close personal relationship
2. they live together
3. one or each of them provides the other with financial support
4. one or each of them provides the other with domestic support and personal care.

An interdependency relationship will also exist between 2 people if they have a close personal relationship but do not meet the criteria 2, 3 & 4 because either or both of them suffer from a physical, intellectual or psychiatric disability and may live in an institution, but were still in an interdependent relationship based on other criteria.

If you need help

For assistance or to access the **Privacy Statement** and your personal information call us on **1300 133 177**.

Tax on death benefit payments

Tax may be payable on some death benefit payments. Lump sum benefits are tax free if paid to your **dependants for tax purposes**. Payments to **non-dependants for tax purposes** (e.g. a financially independent adult child) or the estate are taxed according to the circumstances of the ultimate beneficiary and the tax components of the pension or lump sum. The table below summarises the tax payable.

Dependants for tax purposes

Includes your spouse (including de facto), your former spouse, children under age 18 or a person who is partially or wholly financially dependent on you at the date of your death.

	Death benefits tax payable	
	Accumulation account	**Income account or Transition to retirement account**
Payment to a dependant (as defined for tax purposes)	Nil	**Death benefit paid as a lump sum** Nil tax payable. **Death benefit paid as an income stream** If the member or their dependant are over age 60: Nil tax payable. If both the member and their dependant are under age 60: • nil tax on the tax-free component • the dependant's marginal tax rate (with a 15% rebate) applies to the taxable component – taxed element.
Payment to a non-dependant[1] (as defined for tax purposes)	Nil on the tax-free component. For the taxable component, up to: • 15% (plus the Medicare levy) on the taxed element. • 30% (plus the Medicare levy) on the untaxed element.	
Payment to an estate	Tax is payable based on the classification of the beneficiaries. The estate will be required to pay any applicable tax.	

1. *Non-dependants for tax purposes generally include children over the age of 18 unless they remain financially dependent on the member.*

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Death benefit

Nomination form

If you need help

If you're unsure of your decisions, consider obtaining professional advice.

Getting advice on your NGS Super account is easy. Whether it's a simple check in to understand your options or comprehensive advice for you and your family, we have you covered.

Contact us on **1300 133 177** to make an appointment or learn more at **ngssuper.com.au/advice**

Please send your **original** completed form (not a copy) to:
NGS Super
GPO Box 4721
MELBOURNE VIC 3001

Step 1. Complete your personal details

Please print in black or blue pen, or complete electronically.

Title

Date of birth / /

Given name/s

Surname

Residential address (must be provided)

Suburb/Town State Postcode

Postal address (if different to above)

Suburb/Town State Postcode

Phone number –

Mobile

Email address

This death benefit nomination applies to my: (tick all relevant accounts)

Member number (if known)

- ☐ NGS Accumulation account:
- ☐ NGS Transition to retirement account:
- ☐ NGS Income account:

Step 2. Nomination options

Select one option from the following:

- ☐ **Binding lapsing** nomination (will expire in 3 years) — complete Steps **1, 2, 3, 4, 5** and **6**
- ☐ **Binding non-lapsing** nomination (won't expire) — complete Steps **1, 2, 3, 4, 5** and **6**
- ☐ **Non-binding nomination** — complete Steps **1, 2, 3, 4** and **6**. Also complete Step **5** if you are replacing a binding nomination
- ☐ **No nomination or revoke existing nomination** — complete Steps **1, 2, 4** and **6**. Also complete Step **5** if you are replacing a binding nomination

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Step 3. Make your nomination

You can only nominate a dependant and/or your legal personal representative (estate). Further information on who you can nominate can be found in our fact sheet **Nominate your beneficiaries** available at **ngssuper.com.au/factsheets**

I direct the Trustee of NGS Super to distribute my death benefit to the following people in the proportions shown below, in the event of my death:

1. Given names | Surname

Relationship to you ◯ Spouse ◯ Child ◯ Interdependent ◯ Financial dependent

Date of birth / / **Benefit %** %

2. Given names | Surname

Relationship to you ◯ Spouse ◯ Child ◯ Interdependent ◯ Financial dependent

Date of birth / / **Benefit %** %

3. Given names | Surname

Relationship to you ◯ Spouse ◯ Child ◯ Interdependent ◯ Financial dependent

Date of birth / / **Benefit %** %

4. Given names | Surname

Relationship to you ◯ Spouse ◯ Child ◯ Interdependent ◯ Financial dependent

Date of birth / / **Benefit %** %

5. Given names | Surname

Relationship to you ◯ Spouse ◯ Child ◯ Interdependent ◯ Financial dependent

Date of birth / / **Benefit %** %

Relationship to you ◯ Legal personal representative (Estate) **Benefit %** %

Total benefit allocation: **100%**

Step 4. Declaration and signature

By signing this form I declare that:

- I have read and understood the information in the attached **Death benefit nomination** information sheet
- this form revokes any prior binding (lapsing or non-lapsing) nomination or non-binding nomination I have previously made
- I understand that my nomination (if valid) will become effective once my fully completed form has been received by the Trustee
- I have read and understand the **Privacy Collection Statement** available at **ngssuper.com.au/pcs** and consent to my personal information being collected, disclosed and used as described in that statement.

Signature Date / /

Step 5. Witness declaration

Witness one (insert full name)

I, _____ confirm that I am at least 18 years of age, am not a person nominated in Step 3 of this form and that the member named above has signed this form in my presence.

Signature _____ Date ___ / ___ / _____

Witness two (insert full name)

I, _____ confirm that I am at least 18 years of age, am not a person nominated in Step 3 of this form and that the member named above has signed this form in my presence.

Signature _____ Date ___ / ___ / _____

Step 6. Checklist

Applies to all:

- ☐ Do the beneficiary allocations equal 100%?

Binding nominations only:

- ☐ Your witnesses cannot also be beneficiaries.
- ☐ The form has been signed by 2 witnesses who:
  - have both witnessed you signing the form and
  - have signed on the same date as you.
- ☐ If applicable, any changes to the form have been initialled by the member and both witnesses.
- ☐ You have completed steps **1, 2, 3, 4, 5** and **6**.

Privacy Collection Statement

NGS Super Pty Limited ABN 46 003 491 487 AFSL 233154 and NGS Financial Planning Pty Ltd ABN 89 134 620 518 (together, **NGS**) collect personal information from you or third parties, including your employer, another super fund or an insurer, to manage your account, insurance and claims, provide financial planning services, keep you informed, improve our services, conduct direct marketing, and respond to your enquiries. If we do not have this information, we may not be able to provide these services. You may opt out of direct marketing at any time.

We may be authorised or required to collect your personal information under the Superannuation Industry (Supervision) Act 1993 (Cth), Income Tax Assessment Act 1997 (Cth), Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (Cth), Corporations Act 2001 (Cth), Australian Securities and Investments Commission Act 2001 (Cth), and Family Law Act 1975 (Cth). Health information is sensitive information and will be collected with consent, where required or authorised by law.

We disclose personal information as needed to manage the Fund, including to our administrator, insurer, professional advisers, employers, service providers and parties required by law. Personal information may be disclosed overseas, with the list of countries captured in our full Privacy Collection Statement, see link below. We take reasonable steps, including contractual arrangements, to ensure that overseas recipients handle personal information in accordance with the Australian Privacy Principles.

You may access or seek correction of your personal information, or make a privacy complaint, by contacting our Privacy Officer. If unresolved, you may contact the Office of the Australian Information Commissioner. For full details, see our NGS Privacy Statement and full Privacy Collection Statement at **ngssuper.com.au/privacy** or call our Helpline on **1300 133 177**.

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