

# Nominating a binding beneficiary

As superannuation can go a long way in supporting your dependants after you're gone, it's important to consider where you want your super and any applicable insurance benefits ('death benefit') to go when you die.

A binding death benefit nomination can give you peace of mind as it provides greater certainty about who will receive your death benefit when you pass away.

## What is a binding nomination?

A binding death benefit nomination is a legal document which binds Brighter Super to pay your benefit to your nominated beneficiary (or beneficiaries) provided it is still a valid nomination at the time of your death.

It may be particularly useful if you have a more complex family situation (for example, ex-partner/s or children of current and former relationships).

## Who can I nominate as beneficiary?

For the nomination to be valid and binding, each person you nominate must be either your legal personal representative or a dependant at the time of the nomination, and at the time of your death.

A person is considered to be a dependant if they are:

1. Your spouse (whether legal or de facto)
2. Your child as defined in the Family Law Act 1975, including:
  - an adopted child, a stepchild or an ex-nuptial child of the person; or
  - a child of the person's spouse; or
3. A person in an interdependent relationship with you.

## What is an interdependent relationship?

According to the Australian Government, two people (whether related to each other or not) have an interdependent relationship if:

- They have a close personal relationship; and
- They live together; and
- One or each of them provides the other with financial support, and
- One or each of them provides the other with domestic support and personal care.

## Who is my legal personal representative?

Your legal personal representative is the executor of your Will or the administrator of your estate. If you nominate your estate, your death benefit will be paid to your legal personal representative so they can distribute the funds in accordance with your wishes.

You don't need to provide us with details of your legal personal representative, we will confirm that information at the time of your death.

## How long does a binding death benefit nomination last?

Brighter Super offer two types of binding death benefit nominations: lapsing and non-lapsing.

A valid lapsing binding death benefit nomination is legally binding and will lapse three years from the date you sign the form. Once it lapses the nomination will no longer be valid.

A non-lapsing binding death benefit nomination is legally binding and does not lapse. We recommend reviewing your nomination regularly to ensure that it is still appropriate for your situation.

## When is a nomination invalid?

Your nomination will be considered invalid if the individual(s) nominated on this form aren't your legal personal representative or a valid dependant at the time of completing this request and/or is no longer a valid dependant at the time of your death. For example your nomination would be invalid if the person nominated passes away before you do or you are nominating a friend.

If your nomination is non-lapsing, it will also become invalid if you have either nominated your spouse and permanently separate, or if you commence a relationship with a new spouse.

# Binding death benefit nomination form

## M10



right by your side

Use this form to make a binding death benefit nomination, or to amend or cancel an existing binding death benefit nomination.

 If you make any corrections to this form e.g. crossing out errors or using white out, we will be unable to accept your nomination and you will need to complete a new form.

### Personal Details Brighter Super respects your privacy. All personal information collected is protected in line with Brighter Super's Privacy policy.

Member number	Given name/s		
Surname			Date of birth / /
Email	Phone number		
Residential address			
Suburb/town		State	Postcode

## Important information

### 1. Signing the form

Your form must be completed and signed by you. We do not accept forms signed by your Attorney even where a valid Power of Attorney document, Administrative order or guardianship arrangement provides authority for them to act on your behalf.

Your binding nomination must be signed by TWO adult witnesses (other than any of the beneficiaries named) in your presence at the same time and date as your declaration.

### 2. Existing reversionary beneficiary on your Pension account

If you have an existing reversionary beneficiary, you must remove the reversionary beneficiary before you can make a binding death benefit nomination. You can revoke a reversionary beneficiary from your Pension account(s) at any time by completing the *Update your reversionary beneficiary* form available on our website [brightersuper.com.au](https://brightersuper.com.au).

If you hold a Brighter Super Classic Pension account you are unable to make any changes to your reversionary nomination.

### 3. What if my nomination is invalid?

If your nomination is invalid at the time of your death, we'll consider your wishes but will use our discretion when paying out your account balance(s).

If your nomination is no longer valid and you do not want Brighter Super to decide how to distribute your benefit, you will need to complete a new *Binding death benefit nomination* form to update the beneficiaries on your account.

**If you are making a non-lapsing binding death benefit nomination we recommend reviewing your nomination regularly to ensure that it is still valid.**

### 4. Privacy and personal information

Brighter Super respects your privacy. All personal information collected on this form is protected in line with *Brighter Super's Privacy Policy*. To find out more about how we collect and manage your personal information, please refer to our *Privacy Policy* available on our website [brightersuper.com.au](https://brightersuper.com.au).

## 1 What would you like to do?

Please tick (✓) the box and indicate your choice/s below.

- ☐ I would like to add a binding death benefit nomination (section 2 & 3).
- ☐ I would like to change my existing binding death benefit nomination (section 2 & 3).
- ☐ I would like to revoke my existing binding death benefit nomination (section 4).

If you hold more than one account please specify below which account(s) you would like the changes to apply to:

- ☐ I would like my nomination to apply to all my current Brighter Super accounts.
- ☐ I would like my nomination to only apply to the specific account(s) listed below:

List accounts here: \_\_\_\_\_

## 2 Type of nomination

Please tick (✓) the box with the type of nomination you would like:

- ☐ I would like my nomination to be a **Lapsing binding death benefit nomination** which will be valid for 3 years from the date this form is signed.
- ☐ I would like my nomination to be a **Non-Lapsing binding death benefit nomination** which will be valid from the date this form is signed and remain in place until revoked or amended.

## 3 Add or change my death beneficiary nomination

Complete this section if you want to add or update your existing binding death benefit nomination.

There may be social security or tax implications for your potential beneficiaries. Before making this decision we recommend you seek financial advice.

If you have more than six nominees, please make a copy of page 4 and attach to this form.

### Please note

Each nominated beneficiary must be a dependant or your legal personal representative.

If you do not complete all sections for each beneficiary nominated, your form will be invalid and we will be unable to process your request.

**The total percentage of your nomination must add up to exactly 100% otherwise your nomination will be invalid.**

### Nominate your Estate

- ☐ I want to nominate my legal personal representative

Share of benefit  
\_\_\_\_\_ %

AND/OR

### Beneficiary 1

Full name		Date of birth	
<input type="text"/>		<input type="text"/>	
Residential address			
<input type="text"/>			
Suburb/town		State	Postcode
<input type="text"/>		<input type="text"/>	<input type="text"/>
Relationship			Share of benefit
<input type="checkbox"/> Spouse <input type="checkbox"/> Child <input type="checkbox"/> Financial dependant <input type="checkbox"/> Interdependent			<input type="text"/> %

Section continued on the following page

## Beneficiary 2

Full name		Date of birth	
		/ /	
Residential address			
Suburb/town		State	Postcode
Relationship			Share of benefit
<input type="checkbox"/> Spouse <input type="checkbox"/> Child <input type="checkbox"/> Financial dependant <input type="checkbox"/> Interdependent			%

## Beneficiary 3

Full name		Date of birth	
		/ /	
Residential address			
Suburb/town		State	Postcode
Relationship			Share of benefit
<input type="checkbox"/> Spouse <input type="checkbox"/> Child <input type="checkbox"/> Financial dependant <input type="checkbox"/> Interdependent			%

## Beneficiary 4

Full name		Date of birth	
		/ /	
Residential address			
Suburb/town		State	Postcode
Relationship			Share of benefit
<input type="checkbox"/> Spouse <input type="checkbox"/> Child <input type="checkbox"/> Financial dependant <input type="checkbox"/> Interdependent			%

## Beneficiary 5

Full name		Date of birth	
		/ /	
Residential address			
Suburb/town		State	Postcode
Relationship			Share of benefit
<input type="checkbox"/> Spouse <input type="checkbox"/> Child <input type="checkbox"/> Financial dependant <input type="checkbox"/> Interdependent			%

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## Revoke my existing binding beneficiary nomination

Complete this section if you want to revoke your existing nomination.

By removing your beneficiary nomination, in the event of your death we will use our discretion, taking into account a range of factors (such as the personal circumstances of your dependants) when making a decision about who will receive your death benefit. You should therefore strongly consider making a replacement nomination as soon as possible after you cancel your current nomination.

Please tick (✓) the box below to revoke your current nomination.

☐ I wish to revoke my existing binding death benefit nomination.

## 5 Member Declaration

By signing this form I acknowledge that:

- I have read and understood the important information contained in this form.
- I understand that this form replaces any previous nomination I have made.
- If my nomination is invalid or has not been received by Brighter Super when I die, the Trustee will determine who will receive my death benefit and in what proportion.
- If I hold a Pension account and have nominated a reversionary beneficiary to receive a pension upon my death, the reversionary beneficiary nomination will take priority over this binding death benefit nomination unless revoked.
- I understand for this form to be valid, it must be signed and dated in the presence of the two witness below on the same date that I sign this form and the total share of benefits must equal 100%.
- I understand that if this form is incomplete Brighter Super will not be able to process my request.
- I understand that my witnesses must be at least 18 years of age and cannot be named as one of my beneficiaries.

### For lapsing binding death benefit nominations:

- I understand that this nomination is valid upon acceptance by the Brighter Super Board of Directors and is legally binding for 3 years from the date it is signed (unless revoked, replaced or amended) at which time it will expire. It is my responsibility to ensure my nomination does not expire and continues to reflect my wishes.

### For non-lapsing binding death benefit nomination:

- I understand that this nomination is valid upon acceptance by the Brighter Super Board of Directors and is legally binding from the date it is signed (unless revoked, replaced or amended). It is my responsibility to ensure my nomination does not become invalid and continues to reflect my wishes.

**Member Signature**

**Date signed**

/ /

Please sign in blue or black pen - Brighter Super does not accept digital signatures on this form.

## 6 Witness one declaration

I declare the member signed and dated this form in my presence. I am over 18 years of age and am not listed on this form as a beneficiary or a legal personal representative (LPR).

**Full name**

**Signature**

**Date signed**

/ /

Please sign in blue or black pen - Brighter Super does not accept digital signatures on this form.

## 7 Witness two declaration

I declare the member signed and dated this form in my presence. I am over 18 years of age and am not listed on this form as a beneficiary or a legal personal representative (LPR).

**Full name**

**Signature**

**Date signed**

/ /

Please sign in blue or black pen - Brighter Super does not accept digital signatures on this form.

**Now you have completed this form and signed the declaration, please send it to us by:**

### Preferred Method

**Website** (Secure file upload)  
[brightersuper.com.au/contact-us](https://brightersuper.com.au/contact-us)

### Alternative Options

**Email** (scanned copy)  
[membership@brightersuper.com.au](mailto:membership@brightersuper.com.au)

**Post** Brighter Super  
GPO Box 264  
Brisbane Qld 4001

