

Application for Spouse/Putative Spouse and Children's Entitlements



Super SA



Superannuants

Please complete all the details on this form in **BLOCK LETTERS** using a **BLACK PEN** and return to Super SA via post or email.

To find out more visit supersa.sa.gov.au or call **1300 369 315**

1. Details of Deceased Member

Super ID

Title

Date of birth

Given Name(s)

Family Name

Email address

Mobile phone

Work phone

Home phone

Postal address

Suburb

State

Postcode

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2. Details of Claimant

I, _____

hereby apply for a fortnightly income under the provision of the *Superannuation Act 1988*. The *Superannuation Act 1988* provides that a deceased member's entitlement must be paid to the member's spouse/putative spouse¹ if a spouse/putative spouse survives the deceased member.

Details of spouse (if applicable)

Under Section 46 of the *Superannuation Act 1988*, a spouse's entitlement can be divided between a lawful spouse and a putative spouse. A surviving spouse/putative spouse must provide any known information relevant to this section of the Act.

Relationship with deceased

Married Separated Divorced Putative

Surname _____

Given name(s) _____

Previous family name (widows only) _____

Contact address _____ Postcode _____

Telephone _____ Date of birth² _____ Place of birth _____
D D / M M / Y Y Y Y

Maiden Name (if applicable) _____

Date of marriage² _____ Place of marriage _____
D D / M M / Y Y Y Y

Date of spouse's death² _____ Place of death _____
D D / M M / Y Y Y Y

Are you receiving weekly/fortnightly workers' compensation payments in relation to your spouses's death? Yes No

¹ For a partner to be recognised as a putative spouse of a member, they need to satisfy the requirements under the *Superannuation Act 1988* (conditions apply).

In general terms, the person must have been living as husband and wife de facto (or with the distinguishing characteristics of a married couple in the case of same sex couples) with the member at the date of death of the member and have either:

- lived continuously with them for a period of three years immediately before the date of death, or
- lived with them for an aggregate period of three out of four years immediately before the date of death, or
- had a child born of the relationship of whom both are the parents.

A person will also be recognised as a putative spouse of the member if in a Registered Relationship with the member as at the date of death (within the meaning of the *Relationships Register Act 2016*).

² Please see over page for evidentiary documents required.



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3. Payment details

When completing your account details, please use numbers only. Characters and symbols will not be recognised. For more information, contact your financial institution.

Name of financial institution

Branch

Account name (account holder name)

BSB number

Account number

4. Details of eligible children/students (if applicable)

In relation to a deceased member, an eligible child/student is:

- a. (i) a child of the member, or
(ii) a child in relation to whom the member had assumed parental responsibilities and who was cared for and maintained, wholly or in part, by the member up to the date of the member's death, and
- b. (i) under the age of 16 years, or
(ii) between the ages of 16 and 25 years and in full-time attendance at an educational institution recognised by the Board for the purposes of this definition.

Please provide a certified copy³ of the birth certificates of any children under the age of 16 years.

| Surname | Given name(s) | Date of birth |
|---------|---------------|---------------|
| | | |
| | | |
| | | |

Students between the ages of 16 and 25 years who may be eligible for a student pension must complete a student application form and provide bank and tax details, together with a certified copy³ of their birth certificate. Please contact Super SA for further information.

5. Other evidence

Must be provided before payment can be made:

- Certified copies³ of the following documentation
 - Spouse's death certificate
 - Legal marriage certificate, issued under the *Births, Deaths and Marriages Act 1996* (if applicable)
 - Registered relationship certificate, demonstrating that the relationship was registered in accordance with the *Relationships Register Act 2016* as at the date of the member's death. The certificate must be issued at or after the member's date of death (if applicable).
 - Birth certificate of spouse applying for entitlement
- Statutory declaration(s) supporting putative spouse status (if applicable. Note: this is not required for those who have evidence of a Registered Relationship as listed above)
 - Statutory declaration by applicant
 - Statutory declaration by independent person
- Proof of identity documents

Important: If you wish to nominate a bank account for your benefit to be paid to, we require you to provide a bank statement (e.g. printed statement or online statement from a bank or credit union) for the account. These statements need to be current (i.e. less than 12 months old) and must show your BSB, account number and your full name on the account.

Please note: Payments cannot be made to third party accounts, credit cards or overseas accounts. Super SA does not accept responsibility for rejection of transfer due to incorrect account details being provided by you.

³ Certified copies are copies authorised, or stamped as being true copies of the originals, by a person or agency recognised by the law of the state in which they are certified. These include: a Justice of the Peace, Commissioner for taking Affidavits, a Notary Public or a Proclaimed Police Officer. Documents must be certified within the last six months.

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6. Statutory declaration

I, (Full name of person making the declaration)

of (Address of person making the declaration)

Postcode

do solemnly and sincerely declare that to the best of my knowledge and information, the statements on this application are true and complete. I undertake that if a payment is made to me pursuant to this application and the Treasurer is subsequently required by law to recover the money so paid or any part thereof, I will repay such money or part thereof to the Treasurer.

I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1936 (SA)*.

Declared at _____ in the State/Territory of _____

on this _____ day of _____ 20 _____

Signature (Signature of declarant)

before me⁴ (Signature of witness)

x

x

This declaration was taken remotely under the observation of the authorised witness through an audio-visual link and the requirements under the *Oaths Act 1936* for taking declarations by audio visual link were complied with. (Tick if the declaration was witnessed remotely online)

This declaration was signed/initialled by electronic means. (Tick if declaration was signed electronically)

Name of Witness

Address of witness

Postcode

Title or qualification of witness⁴

Only complete the following section if the declarant received any assistance in making the declaration, or the authorised witness permitted any modification to the process of making the declaration. For example, state here that the statement was read to the declarant and/or they nodded their agreement.

I certify that the following modifications were made to the witnessing process:

Signature of authorised witness

x

Name and address of any other person who assisted the declarant to make the declaration (not including assistance in a professional capacity to prepare/write the declaration on the instructions of the declarant).

Nature of assistance the other person provided, e.g. translation assistance.

⁴ A witness can be one of the following: a Justice of the Peace, Commissioner for taking Affidavits, a Notary Public and a Police Officer. Please refer to the Attorney General's website for the full list of authorised witnesses which can be accessed at the AGD Website (South Australia) > Services & Support > Justices of the Peace and authorised witnesses > Authorised witnesses.

If a Power of Attorney is applicable to you, please forward a certified copy of this document. Certified copies are copies authorised, or stamped as being true copies of the originals, by a person or agency recognised by the law of the state in which they are certified. These include: a Justice of the Peace, Commissioner for taking Affidavits, a Notary Public or a Proclaimed Police Officer.

Contact us

Email supersa@sa.gov.au

Website supersa.sa.gov.au

Member Centre, Kaurna Country
Ground floor, 151 Pirie St Adelaide SA 5000
(Enter from Pulteney Street).

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Phone 1300 369 315