

## Fact sheet

You are generally entitled to a Division B pension if you:

- retire, resign, exercise Super Choice or are retrenched from the Commonwealth Bank Group ('the Group') after age 55
- resign, exercise Super Choice or are retrenched from the Group before age 55 and choose to preserve your benefit in Division B until you reach age 55
- are declared totally and permanently disabled.

The events listed above are referred to as a 'pension trigger event' in the rest of this fact sheet. For more information on your benefit entitlements, please refer to the Member Booklet for Division B, available from our website.

## Benefits payable if you die

### To your spouse

If you die while receiving a Division B pension, a pension (known as a reversionary pension) is payable for life to your surviving 'Spouse' (see *Proof of eligibility* and *Definitions* in the following sections).

The reversionary pension is equal to 67% of the pension benefit that you were entitled to at the time of your death.

In some cases, more than one person may meet the definition of spouse, e.g. you may be separated (but not divorced) from your legal spouse but still provide substantial financial support to that person, and have subsequently begun a de facto relationship. If you have more than one eligible spouse, the reversionary pension may be split between spouses in such proportions as the trustee determines. However, the total amount of pension payable will not exceed 67% of your pension entitlement.

### In respect of children

If your spouse receives a reversionary pension, an allowance equal to 11% of your pension entitlement<sup>1</sup> at the time of your death is payable for each eligible 'Child' (see *Definitions* in the following section), to a maximum of your pension entitlement.

If you do not have a spouse but have dependent children, an allowance is payable as follows:

Number of children	Percentage of pension entitlement
4 or more	100%
3	90%
2	80%
1	45%

Note: A child is no longer eligible for a benefit once they reach age 16 or, if they remain in full-time education, once they reach age 25.

### No spouse or children

If you die while receiving a Division B pension benefit, and you do not have a spouse or any eligible children, no further benefits are payable. If you were receiving the non-indexed pension there may be a residual component payable. This amount is equal to the accumulated contributions less the amount of the accumulated benefits and is payable to the legal personal representative or to such other person as the trustee determines. This calculation is also made when the last pension payment is made in relation to a spouse.

## Proof of eligibility

We will ask the administrator or executor of your estate to provide proof of a relationship to confirm if someone qualifies as a spouse or child under the rules.

If you are legally married, confirmation is usually a certified copy of your marriage certificate. However, if your husband or wife is not living with you at the time of your death, we must establish that they were substantially dependent on you at that time in order to be eligible as a spouse.

If you are in a de facto relationship, we strongly suggest that you advise us of the relationship in writing, including the date the relationship began. Likewise, if the relationship ends, you should also let us know.

Regardless of whether you notify us or not, we will seek confirmation that the de facto relationship continued up until the time of your death and we will ask for objective evidence of a genuine de facto relationship (e.g. bills in joint names, property held in joint names, provision in your will, etc.).

Some factors that we would consider in order to determine eligibility include:

- the duration of the relationship
- the nature and extent of the common residence
- whether or not a sexual relationship existed
- the degree of financial interdependence, and any arrangements for support, between or by the parties
- the ownership, acquisition and use of property
- whether the relationship produced any children
- the performance of household duties
- the degree of mutual commitment and support
- reputation and 'public' aspects of the relationship.

<sup>1</sup> When calculating the allowance, your pension entitlement does not include any Additional Pension component if you are a retired member other than an invalid member.

# What happens if I die while receiving a Division B pension?

## FACT SHEET

### Definitions of 'Spouse'

#### If your pension trigger event occurred on or after 1 July 2008

Under the rules for Division B, if your pension trigger event (see page 1) occurred **on or after 1 July 2008**, 'Spouse' means, at the time of your death:

- a person who was legally married to you, or
- a person (whether of the same or opposite sex) with whom you are in a relationship registered under a prescribed state/territory relationships register, or
- a person (whether of the same or opposite sex) who although not legally married to you, lives with you on a genuine domestic basis in a relationship as a couple;

**AND** at that time, that person must be either:

- living with you on a genuine domestic basis in a relationship as a couple, or
- not living with you on a genuine domestic basis in a relationship as a couple but who the trustee determines was substantially dependent on you at that time.

#### If your pension trigger event occurred before 1 July 2008

Under the rules for Division B, if your pension trigger event (see page 1) occurred **before 1 July 2008** and you die on or after that date, 'Spouse' means, at the time of your death:

- a person who was legally married to you, or
- a person (whether of the same or opposite sex) with whom you are in a relationship registered under a prescribed state/territory relationships register, or
- a person (whether of the same or opposite sex) who although not legally married to you, lives with you on a genuine domestic basis in a relationship as a couple;

**AND** at that time, the person must be either:

- living with you on a permanent and genuine domestic basis in a relationship as a couple, or
- not living with you on a permanent and genuine domestic basis in a relationship as a couple but who the trustee determines was substantially dependent on you at that time.

### Definition of 'Child'



If you die on or after 1 July 2008, under the rules for Division B, 'Child' means your natural child, adopted, ex-nuptial or step-child, the natural, adopted, ex-nuptial or step-child of your spouse (as defined in the previous section), or a child born to you or your spouse through artificial conception or surrogacy, but does **not** include:

- a person who the trustee determines was not dependent on you at the date of your death, or
- a person who has reached age 16 and is not receiving full-time education at a school, college or university, or
- a person who has reached age 25.

Please note that different definitions of spouse and child applied if death occurred prior to 1 July 2008.

### Commonwealth Bank Group Super

#### Defined Benefits members and pensioners

-  [oursuperfund.com.au](http://oursuperfund.com.au)
-  **1800 135 970** between 8am and 7pm (Melbourne time) Monday to Friday
-  via online form under 'Contact us' link on our website
-  GPO Box 4303, Melbourne VIC 3001
-  (03) 9245 5827

**OurSuperFund**