

# STATUTORY DECLARATION - FINANCIAL HARDSHIP



Life doesn't always go to plan. Use this form to access your super under financial hardship grounds.

Accumulation Scheme

Member no.

Retirement Scheme

Member no.

Account-Based Pension Scheme

Member no.

Defined Benefit Scheme

Member no.

You can complete this form by typing directly onto it, or by using a black pen and capital letters. Use an (X) to mark boxes.

Make sure you consider the relevant Product Disclosure Statement (PDS) available at [activesuper.com.au/PDS](http://activesuper.com.au/PDS) before making a decision.

**NOTE:** this declaration must be signed in the presence of an authorised witness.

Please ONLY complete this section if you are claiming financial hardship as a non-member spouse.

## 1. YOUR DETAILS

Date of birth (DD MM YY)

Title (e.g. Ms)

Given name(s)

Family name

Email

Phone (home)

Phone (work)

Phone (mobile)

Postal Address

No./Street

Suburb/Town

State/Territory

Postcode

Residential address

select if same as postal address above

No./Street

Suburb/Town

State/Territory

Postcode

## 2. MEMBER DETAILS

Member no.

Date of birth (DD MM YY)

Title (e.g. Ms)

Given name(s)

Family name

**AUTHORISED WITNESSES**

- solicitor or barrister who has a current practising certificate (whether NSW or some other State/ Territory)
- Justice of the Peace
- notary public
- commissioner of the court for taking affidavits
- person by law who may administer an oath

For a full list of authorised witnesses please refer to the attached fact sheet or [activesuper.com.au/statdec](http://activesuper.com.au/statdec)

### 3. YOUR DECLARATION

I make the following declaration under the *Statutory Declarations Act 1959*:

1. I am unable to meet my reasonable and immediate family living expenses;
2. To meet the above expenses, I require the release of my preserved benefit from Active Super;  
OR  
To meet the above expenses, I require the release of my preserved benefit arising from the Court Order/ Agreement served on the Trustee;
3. I have been in receipt of an eligible Commonwealth income support payment for a period of no less than 26 continuous week and I enclose a letter from Centrelink referring to the 'release of superannuation benefits on hardship grounds – income support requirements met';
4. I have not received a benefit on the basis of financial hardship in the last 12 months;

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

Name

Signed  Date (DD MM YY)

### 4. AUTHORISED WITNESS DECLARATION

Declared at

in the State of  on (DD MM YY)

Signed

The person before whom the declaration is made should sign the first line and write their full name, qualification and address on the second line (in printed letters).

Before me, I

Full name

qualification

Address

### SEND YOUR COMPLETED FORM BACK TO US AT:

**Mail** Active Super, PO Box N835, Grosvenor Place NSW 1220  
Please mail original documents as they are required for proof of identity.  
Please do not email.

**Privacy Collection Statement**

The information provided on this form is collected by LGSS Pty Limited (ABN 68 078 003 497) as Trustee for Local Government Super (ABN 28 901 371 321) ('Active Super') for the purposes of administering accounts and providing services to you associated with fund membership. If you do not provide the requested information, Active Super may not be able to perform these tasks. Your personal information may be shared with our administrator, other superannuation trustees and other services providers, in order to be able to provide our services to you. We may provide information to government, regulatory or other bodies if required by law. Our privacy policy available at [activesuper.com.au/privacy-policy](http://activesuper.com.au/privacy-policy) provides more information about how we manage and protect personal information. It sets out how you can access and correct the information that Active Super holds about you, how you can complain about a breach of privacy and our process for resolving privacy related enquiries and complaints.

Issued by LGSS Pty Limited (ABN 68 078 003 497) (AFSL 383558), as Trustee for Local Government Super (ABN 28 901 371 321) ('Active Super').

## STATUTORY DECLARATION AUTHORISED WITNESSES

A statutory declaration under the Statutory Declarations Act 1959 may be made before:

1. a person who is currently licensed or registered under a law to practise in one of the following occupations:

Chiropractor

Dentist

Legal practitioner

Medical practitioner

Nurse

Optometrist

Patent attorney

Pharmacist

Physiotherapist

Psychologist

Trade marks attorney

Veterinary surgeon

2. a person who is enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (however described); or

3. a person who is in the following list:

- Agent of the Australian Postal Corporation who is in charge of an office supplying postal services to the public
- Australian Consular Officer or Australian Diplomatic Officer (within the meaning of the Consular Fees Act 1955)
- Bailiff
- Bank officer with 5 or more continuous years of service
- Building society officer with 5 or more years of continuous service
- Chief executive officer of a Commonwealth court
- Clerk of a court
- Commissioner for Affidavits
- Commissioner for Declarations
- Credit union officer with 5 or more years of continuous service
- Employee of the Australian Trade Commission who is:
  - (a) in a country or place outside Australia; and
  - (b) authorised under paragraph 3 (d) of the *Consular Fees Act 1955*; and
  - (c) exercising his or her function in that place
- Employee of the Commonwealth who is:
  - (a) in a country or place outside Australia; and
  - (b) authorised under paragraph 3 (c) of the *Consular Fees Act 1955*; and
  - (c) exercising his or her function in that place
- Fellow of the National Tax Accountants' Association
- Finance company officer with 5 or more years of continuous service
- Holder of a statutory office not specified in another item in this list
- Judge of a court
- Justice of the Peace
- Magistrate

# FACTSHEET

## STATUTORY DECLARATION AUTHORISED WITNESSES

- Marriage celebrant registered under Subdivision C of Division 1 of Part IV of the *Marriage Act 1961*
- Master of a court
- Member of Chartered Secretaries Australia
- Member of Engineers Australia, other than at the grade of student
- Member of the Association of Taxation and Management Accountants
- Member of the Australasian Institute of Mining and Metallurgy
- Member of the Australian Defence Force who is:
  - (a) an officer; or
  - (b) a non-commissioned officer within the meaning of the *Defence Force Discipline Act 1982* with 5 or more years of continuous service; or
  - (c) a warrant officer within the meaning of that Act
- Member of the Institute of Chartered Accountants in Australia, the Australian Society of Certified Practising Accountants or the National Institute of Accountants
- Member of:
  - (a) the Parliament of the Commonwealth; or
  - (b) the Parliament of a State; or
  - (c) a Territory legislature; or
  - (d) a local government authority of a State or Territory
- Minister of religion registered under Subdivision A of Division 1 of Part IV of the *Marriage Act 1961*
- Notary public
- Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service who is employed in an office supplying postal services to the public
- Permanent employee of:
  - (a) the Commonwealth or a Commonwealth authority; or
  - (b) a State or Territory or a State or Territory authority; or
  - (c) a local government authority;with 5 or more years of continuous service who is not specified in another item in this list
- Person before whom a statutory declaration may be made under the law of the State or Territory in which the declaration is made
- Police officer
- Registrar, or Deputy Registrar, of a court
- Senior Executive Service employee of:
  - (a) the Commonwealth or a Commonwealth authority; or
  - (b) a State or Territory or a State or Territory authority
- Sheriff
- Sheriff's officer
- Teacher employed on a full-time basis at a school or tertiary education institution

Issued by LGSS Pty Limited (ABN 68 078 003 497) (AFSL 383558), as trustee for Local Government Super (ABN 28 901 371 321) ('Active Super').

This document contains general information only and is not intended to be a substitute for professional taxation, financial and legal advice. It does not take into account any individual's investment objectives, financial situation or particular needs. Accordingly, an individual should consider the information having regard to their own investment objectives, financial situation and particular needs before making a decision in relation to any of the matters covered in this document and obtain and consider the relevant Product Disclosure Statement available at [activesuper.com.au/PDS](https://activesuper.com.au/PDS) before making a decision about a product.

Date issued: 25 May 2021