

Purgater Superannuation Fund ABN 53 287 342 417

Binding Death Benefit Nomination

Background

The Trust Deed permits a member to provide a nomination to the trustee as to the persons to whom the trustee is required to pay any benefit which is payable from the **Purgater Superannuation Fund** on the death of the member.

The nomination will be binding on the trustee so long as the nomination satisfies certain requirements (e.g. the nomination is in writing) and the nominated person is not disqualified from receiving the benefit (e.g. because the nominated person has ceased to be a dependant of the member).

Binding Death Benefit Nomination by or on behalf of Peter Jurgen Erwin Sauberlich

I understand that I may nominate one or more "Eligible Persons" to receive all or part of any benefit which is payable from the Superannuation Fund by reason of my death.

To the extent that the Trust Deed allows, I hereby appoint Rosemarie Sauberlich of Unit 1, 12 Phillis Street, Mayland SA 5069 to be my legal personal representative, and to take my place as trustee of the superfund upon my death.

However, if Rosemarie Sauberlich predeceases me I hereby appoint Matthias Sauberlich of 24 Main Street, Greytown NZ 5712 and Adrian Sauberlich of Prinz Eugen Strasse 13, Berlin, Germany 13347 to be my legal personal representatives, and to take my place as trustees of the superfund upon my death.

Who are Eligible Persons?

I understand that the following persons are "Eligible Persons" in respect of me:

- (a) my legal spouse;
- (b) my de facto spouse;
- (c) any child (whether under or over 18 years of age) of mine - including any adopted child, step-child or ex-nuptial child of mine;
- (d) any person who is a financial dependant of mine;
- (e) any person with whom I have an interdependency relationship; and
- (f) the legal personal representative of my estate.

My direction to the Trustee

I direct that the Trustee of the Superannuation Fund is bound to allocate any amount payable from the Superannuation Fund by reason of my death as set out in the following table:

NOMINEE	PERCENTAGE	FORM OF PAYMENT
Rosemarie Sauberlich Unit 1, 12 Phillis Street Mayland SA 5069	100 %	Lump sum or reversionary at the trustees discretion
TOTAL 100 %		
However, if Rosemarie Sauberlich predeceases me then my nominees are as follows;		
Distribute to my estate	100 %	Lump sum
TOTAL 100 %		

Implications of my direction

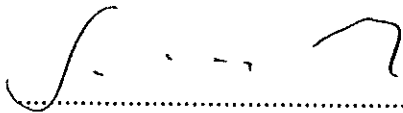

In making the above binding nomination I understand that:

- (a) in the event of any inconsistency between these implications and the requirements of the Trust Deed, those requirements prevail;
- (b) this nomination supersedes all previous nominations made by me and revokes those previous nominations;
- (c) where I have nominated two or more Eligible Persons then each nomination is a severable nomination and so the invalidity of one nomination will not invalidate another nomination;
- (d) only Eligible Persons can be my nominees;
- (e) a nomination of an Eligible Person will not be effective and binding on the Trustee where the nominated person:
 - (i.) predeceases me;
 - (ii.) is not or ceases to be an Eligible Person in respect of me at the time of my death;
 - (iii.) is an un-discharged bankrupt;
 - (iv.) is a person whose financial affairs are subject to a debt agreement under Part IX of the *Bankruptcy Act, 1966* being a debt agreement which has not been completely performed;
 - (v.) is a person whose financial affairs are subject to a deed of assignment, deed of composition or deed of arrangement under Part X of the *Bankruptcy Act, 1966* which has not been completely performed;
 - (vi.) is a person whose financial affairs are subject to a personal insolvency agreement under Part X of the *Bankruptcy Act, 1966* which has not been completely performed;

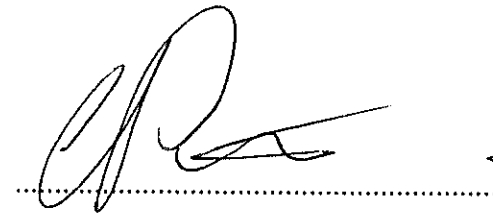

(vii.) is a person who has subsequently ceased (whether by divorce proceedings or by separation) to be my spouse.

- (f) I can revoke this nomination at any time and may give a replacement nomination;
- (g) a nomination which has been revoked ceases to have any effect;
- (h) to the extent that my nomination is not effective then the Trustee will decide to which Eligible Person or Persons the balance of my death benefit will be allocated.

SIGNED AND DATED by

Member

Witness


Peter Sauberlich

Print Name of Member

COURTNEY POTTIS

Print Name of Witness

Dated: 6. March 2017

 
Witness

Michael Myles
Print Name of Witness

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