

To the Trustees of

Full name of Fund in BLOCK CAPITALS

FULL NAME AND SURNAME OF MEMBER (BLOCK CAPITALS):

Date of Birth:

NAME OF EMPLOYER:

Branch/Site/Plant Name: /Member number:

- In terms of the Pension Funds Act, a member's dependants and persons who are not dependants but who are nominated by the member must be considered by the Trustees when they decide in what shares of the lump sum benefits are to be paid from the Fund on the death of a member. To assist the Trustees in making their decision please complete Sections 3 to 5 below.

Please read the reverse side of this form before filling in the spaces below.

- Note that nominations made before 30 June 1989 are invalid and need to be redone.

3. DEPENDANTS:

Surname	First names	ID Number	Sex	Date of birth	Share of benefit %	Relationship

4. NOMINEES:

Surname	First names	ID Number	Sex	Date of birth	Share of benefit %	Relationship

- I, the undersigned, recognise that my circumstances and those of the persons shown above as dependants and/or nominees may change. I undertake to advise the Trustees of the Fund when any change should be made regarding my dependants or nominees. I understand that this form amounts to an expression of my wishes and is not binding on the Trustees whose responsibilities are set out in the Pension Funds Act.

SIGNED: DATE:

DISPOSAL OF LUMP SUM DEATH BENEFITS (THIS EXPLANATION IS NOT A LEGAL DOCUMENT - THE WORDING OF THE ACT IS DEFINITIVE)

In terms of the Pension Funds Act, the Fund Trustees are required to exercise their discretion to ensure that death benefits are paid in such proportions as they deem equitable to a member's dependants and / or persons who are not necessarily dependants but who are nominated in writing by the member.

PLEASE LIST YOUR DEPENDANTS AND ANY NOMINEES ON THE OTHER SIDE OF THIS FORM AFTER YOU HAVE READ THE NOTES BELOW:

Briefly, the position is as follows:

- a. The following categories of persons will be dependants:
 - (i) persons in respect of whom the member is legally liable for maintenance (for example, children and spouses);
 - (ii) persons whom the Trustees consider to have been financially dependent upon the member at the time of his or her death (for example, partners, parents and siblings); and
 - (iii) persons in respect of whom the member would have become legally liable for maintenance had the member not died (for example, an unborn child).
- b. If there are dependants and no nominees, the Trustees must consider all dependants and allocate a portion of the benefit to one, all or some of the dependants.
- c. If there are no dependants but there are nominees, the benefits (or a portion thereof) shall be paid to the nominee, provided that if the member's estate is insolvent, any debt in the estate shall be set off against the death benefit and the remainder (if any) of the death benefit shall be paid to the nominees.
- d. If there are both dependants and nominees, the Trustees shall consider all such dependants and nominees and then determine the proportion which is to be paid to each dependant and/or each nominee (depending on the extent of the need of different dependants/nominees, a zero allocation may be made).
- e. If there are no dependants, and only to the extent the member has not designated a nominee in writing, any balance remaining shall be paid to the deceased member's estate or, where appropriate, the Guardian's Fund.
- f. Trustees have the right to pay the benefit to a Beneficiary Fund for the benefit of minor dependants/nominees.
- g. Payment into a family trust nominated by the member is also permissible.
- h. Lump sums can be paid in the form of instalments over a period of time to dependants or nominees, (agreement in writing must be obtained from major dependants or major nominees and the fund must be able to administer payments in instalments).

NOTES:

- (i) Any income tax, as well as any amounts payable in terms of Section 37A and D of the Pension Funds Act (including home loans and court orders) will be deducted from lump sum benefits due to dependants or nominees.
- (ii) The fact that a person is classified as a dependant or nominee does not mean that the Trustees must award him or her any portion of the benefit from the Fund.
- (iii) An institution (e.g. an old-age home) can be chosen as a nominee.
- (iv) The requirements set out above do not apply to pensions payable to spouses or dependants according to specific provisions of the rules: such pensions are payable as described in the rules.
- (v) The requirements set out herein do not apply to any insurance or life cover provided outside the Fund.