



IOOF Pursuit fact sheet 109

Other pension information you may find useful

Most of the information in this fact sheet has to do with the Trust Deed, relevant super law and business rules that govern the operation of your pension account.

Differences between investing in a managed fund directly and investing through a super fund

If you are investing through an IOOF pension product, there are a number of differences in the rights you might have if you had invested directly and held the managed fund investment in your own name. The main differences are as follows:

- All investments through a pension product are held in the name of the trustee, not in your name. This means that you will not receive communications from the underlying investment managers in relation to your managed fund investments.
- You do not have the right to call, attend or vote at meetings of investors in a managed fund because the trustee is the legal owner of the units in the managed fund.
- If you invested directly in a managed fund and not through a pension product, you would be able to withdraw your money without the legislative restrictions and other limitations affecting access to super benefits. However, you would not be able to transfer preserved super money into a managed fund directly, nor would you be eligible for concessional tax treatment that is available in respect of super contributions.
- If you invested directly in a managed fund, you would only incur the fees and costs applicable to the managed fund, and not the fees and costs applicable to the pension product, but you might not be entitled to any wholesale discounts or rebates that a trustee can usually negotiate with an investment manager.
- The time for processing transactions may be quicker if you were a direct investor because the trustee may be required to deal with several investment managers in order to process a single investor's request.
- If you invested directly in a managed fund, you would usually have the benefit of a 14 day cooling-off period. The trustee is not entitled to any cooling-off period because it is a wholesale investor.

- If you invested directly in a managed fund, any queries or complaints would be handled by the inquiry and dispute resolution mechanisms of the managed fund. As a super investor, any queries or complaints must be handled by the trustee's inquiry and dispute resolution mechanisms, even if they relate to a managed fund.

Lost members

If two consecutive written communications to you are returned unclaimed, we will generally consider you to be a lost member. We will undertake a range of steps to identify your current address. We are required to transfer lost accounts with balances less than \$200 or which have been inactive for five years and for which there are insufficient records to identify the owner of the account, to the Australian Taxation Office (ATO).

Unclaimed benefits

Where a pension payment has not been claimed for five years, we are required to pay any unclaimed monies to the Commissioner of Taxation under the *Superannuation (Unclaimed Money and Lost Members) Act 1999*.

The ATO manages the claims process for unclaimed monies and can be telephoned on 13 10 20.

Super and the Family Law Act

Under the *Family Law Act 1975*, on marriage breakdown, your pension account can be divided and your spouse or former spouse can receive a payment that can be:

- transferred to a new account within the Fund
- transferred to another super fund or withdrawn (subject to satisfying certain conditions).

Super entitlements can be divided either by a court order or a super agreement which must meet certain legislative requirements. Also your spouse or another person who intends to enter into a super agreement with you (for example through a pre-nuptial super agreement) can request information from us.

Super and bankruptcy

Under the *Bankruptcy Act 1966*, super contributions made on or after 28 July 2006 in order to defeat creditors can be recovered by the trustee of a bankrupt's estate. In certain circumstances a super trustee can be served with freezing orders and payment orders from the official receiver in respect of a bankrupt's pension account. There are also circumstances in which a court can order payment of money from the account to the trustee of the bankrupt's estate. We are required by law to comply with such orders.

The Trust Deed

The Trust Deed dated 20 June 1994 (as amended from time to time) governing the Fund, together with the relevant laws and this PDS, governs our relationship with you and sets out your rights as a member. In the event of any conflict between this PDS and the Trust Deed, the Trust Deed will apply.

When acquiring this product, you become a member of the Fund and you agree to be bound by the provisions of the Trust Deed. We may amend the Trust Deed from time to time, and will, when required by law, advise members in writing of the purpose, nature and effect of the amendment.

The Trustee may not amend the Trust Deed if the amendment would have the effect of reducing or adversely affecting the rights or claims of a member to accrued entitlements under the Fund. Such entitlements include those which have arisen prior to the amendment being made, or entitlements that have already become payable. In these circumstances, the amendment to the Trust Deed could only be made if the affected members consent in writing to the amendment, or the amendment is permitted by law or consented to by APRA. In making any amendment, the Trustee must act in the best interests of members.

You may obtain a copy of the Trust Deed free of charge by contacting our client services team on 1800 062 963.

1 Transfers in this manner from LifeTrack products in the Fund are only permitted following approval from the Trustee.

General advice warning

The information contained in this fact sheet:

- does not and is not intended to contain any recommendations, statements of opinion or advice
- is of a general nature only and does not take into account your individual objectives, financial situation or needs.

You should consider the appropriateness of this information having regard to your objectives, financial situation and needs and you may want to seek advice before deciding whether to acquire this product.

Important notice

This fact sheet has been prepared and issued by IOOF Investment Management Limited (IIML) (ABN 53 006 695 021) AFS Licence No. 230524. IIML is a company in the IOOF group comprising IOOF Holdings Ltd (ABN 49 100 103 722) and its related bodies corporate.

IOOF Pursuit Focus Allocated Pension, IOOF Pursuit Core Allocated Pension, IOOF Pursuit Core Term Allocated Pension, IOOF Pursuit Select Allocated Pension and IOOF Pursuit Select Term Allocated Pension are issued by IIML as Trustee of the IOOF Portfolio Service Superannuation Fund (ABN 70 815 369 818). Product Disclosure Statements for these products are available from our website (www.ioof.com.au) or by calling us on 1800 062 963. You should consider the Product Disclosure Statement for the relevant IOOF Pursuit product before making an investment decision.

The Trustee

The Trustee of the Fund holds an AFS Licence under the *Corporations Act 2001*.

The Trustee has effected and maintains in force professional indemnity insurance. The Trustee and its directors and officers are also entitled to be indemnified out of the assets of the Fund to the extent permitted by super law.

The role of the Trustee is to operate the Fund in accordance with its Trust Deed and relevant law.

Transfers within the Fund

If you are transferring from another product within the Fund and your current investment option(s) is also available in your new product, you can transfer those investment option(s) directly into your new account¹. Where an existing investment option is not available in your new product, your holding in that investment option will be sold down within your existing account and the proceeds added to your Cash Account. Your Cash Account balance will then be transferred to your new account.

How are the unit prices determined?

To determine the value of a unit in a managed fund, we use the redemption/sell unit price provided by the investment manager for that particular managed fund.

While unit prices are normally calculated daily, and may change according to market movement, the actual method by which unit prices are calculated and the timing at which unit prices are provided may vary. This is dependent on the investment manager for that particular managed fund. Please refer to the product disclosure statement of the managed fund for more information on how individual unit prices are calculated.