
SuperStream Audit Considerations

From 1 October 2021, SuperStream must be used to rollover any superannuation to or from a SMSF. These changes impact a SMSF where a member:

- Rolls over benefits to a SMSF, such as transferring money from any other super fund to the SMSF;
- Rolls over benefits from a SMSF, which includes when the SMSF is being wound up; or
- Receives and actions certain release authorities including the first home super saver scheme.

The following are the listed exemptions from the SuperStream requirements:

- In-specie transfers or off-market transfers; *The trustee will complete a rollover outside of SuperStream for the in-specie part, (the transfer of the assets), and the trustee must complete the cash component of the rollover via SuperStream.*
- Personal contributions made to a SMSF by its members;
- Superannuation guarantee payments from a related-party employer, e.g., family business;
- Non-complying SMSFs rollover of superannuation balances to another superannuation fund;
- Family law superannuation splitting, overseas superannuation rollovers, and contribution splitting;
- Trustees that have issues obtaining Electronic Service Address (ESA) based on the following circumstances:
 - The trustee has ATO approval to enact a rollover outside of SuperStream using the paper process.
 - Trustees must provide the reference number for approval to their SMSF auditor.
 - The exemption is only applicable to rollovers from a SMSF and between SMSFs and is a temporary measure put in place in the 2021-22 income year.

SMSFs must action the rollover **within 3 business days** after receiving all the information required to process the request.

Using a paper form to conduct a rollover outside SuperStream on or after 1 October 2021 without first seeking ATO approval is a reportable contravention by the auditor of the SuperStream rules.

Where a fund does not transact in accordance with the SuperStream standards, this is a reportable contravention of Regulation 6.17 of SISR.

The reportable threshold i.e. amount exceeds \$30,000 or 5% of total assets are applied in determining whether an Auditor Contravention Report is required. The regulation contravention may also result in a 20-unit penalty notice, (currently \$222 per unit – the potential penalty is \$4,440 per SMSF trustee).

A. SMSF IS THE TRANSFERRING FUND

The ATO requires that where the SMSF is the transferring fund of a rollover, the auditor must obtain evidence confirming:

- The SMSF received the rollover request, that was then transacted via SuperStream; Alternatively, an exemption is available to the SMSF and evidenced; and
- The rollover occurred **no later than 3 business days** after receiving all the information required to process the request.

Rollover via SuperStream

The following documentation is required where the SMSF is the transferring fund, and the rollover is conducted via SuperStream;

- SuperStream statement, e.g. a printout from the trustee's software provider, confirming the rollover has been processed via SuperStream; and
- A signed declaration by the trustee that incorporates the following representations:
 - The Fund received a request from the member, or the receiving fund, or the ATO; and
 - The rollover was made via SuperStream; and
 - The rollover was actioned no later than 3 business days after all information required to process the rollover transaction was received.

Rollover outside SuperStream

If a rollover is processed outside SuperStream and the SMSF is the transferring fund, the following documentation is required:

- A signed copy of the rollover statement; and
- An explanation in writing and supporting evidence associated with the listed exemption to the SuperStream requirements; and
- A signed declaration by the trustee that incorporates the following representations:
 - The Fund received a request from the member, or the receiving fund, or the ATO; and
 - The rollover was not made via SuperStream due a listed exemption (*specify particular circumstances*); and
 - The rollover was actioned no later than 3 business days after all information required to process the rollover transaction was received.

3-day Rule

Where the rollover was not processed within 3 business days after receiving all the information required to process the request, please provide the trustee explanation in writing and available supporting evidence.

Where we lodge an Auditor Contravention Report (ACR), as your auditor, we will advise the ATO of the reason(s) why the rollover was conducted outside SuperStream, or was not conducted within the required timeframe, as communicated by the trustees. This enables the ATO to take these reasons into account when assessing risk to the fund and deciding whether to apply penalties.

B. SMSF IS THE RECEIVING FUND

Rollover via SuperStream

The following documentation is required for audit purposes where the SMSF is the receiving fund, and the rollover is conducted via SuperStream:

- SuperStream statement, e.g. a printout from the trustee's software provider, confirming the rollover has been processed via SuperStream.

We will review the SuperStream statement and corresponding deposit to support the rollover has been allocated to the member within 3-business days. Our audit process includes the matching of bank data to SuperStream data in making this determination.

Rollover outside SuperStream

The following documentation is required for audit purposes where the SMSF is the receiving fund, and the rollover is outside SuperStream:

- ATO approval should this have been obtained for a rollover received outside SuperStream, that is not a listed exemption.

Where a SMSF is the receiving fund and a rollover is processed outside SuperStream, and there is no listed exemption, or without first seeking ATO approval, we are required to report the matter to the ATO via the Auditor Contravention Report at section G (Other regulatory information). This is not a reportable contravention for the SMSF fund being audited.

3- day rule

Where we cannot confirm the rollover has been allocated within 3-business days, we are required to report this to the ATO via a contravention report – Additional Information. This is generally not a reportable contravention for the SMSF fund being audited, as it relates to circumstances external to the trustee and fund control.

[SuperStream rollovers and release authorities for SMSFs](#)

Information for self-managed super funds (SMSFs) about transferring super to and from your SMSF via SuperStream from 1 October 2021.

[SuperStream SMSF rollovers and auditor reporting obligations](#)

When to report contraventions of the SuperStream rollover rules and what evidence you need.

If you have any questions on this topic, please feel free to reach out to our team at evolv@evolvsuper.com.au or on 1300 886 536.