**XXXXXX [Super Fund’s Trustee Name] ATF for XXXXXX [Super Fund Name] (“the Fund’)**

**Trustee Declaration**

The trustee/s of the Fund hereby declares/declare the following:

1. The XXXXXX [Super Fund Name] (“the Fund”) has fewer than [five/seven] members;
2. Prior to 11 August 1999, the Fund had made investments in XXXXXX [name of unit trust] (“the Trust”);
3. The Fund invested additional units in the Trust between 11 August 1999 and 30 June 2009 either by way of reinvestment of unpaid trust distributions before the end of 30 June 2009 or principal value of loans outstanding owed by the Trust to any entity other than the Superannuation Fund as at 11 August 1999;
4. The trustees considered the requirements of section 71D and section 71E of the Superannuation Industry Supervision Act (“the SISA”) and believed the Fund was eligible to make an election under that provision; and
5. The Fund did not invest additional units in the Trust post-30 June 2009.

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**Trustee Name: Trustee Name:**

**Date: Date:**

*Note: required to be signed by all trustees for individual trustees. Where there is a corporate trustee company the number of directors of trustee company to sign are dictated by the constitution/replaceable rules as applicable.*

[Section 71D of the SISA](https://www5.austlii.edu.au/au/legis/cth/consol_act/sia1993473/s71d.html)

[Section 71 E of the SISA](https://www5.austlii.edu.au/au/legis/cth/consol_act/sia1993473/s71e.html)