



Does your enduring power of attorney protect or expose your superannuation?

There has always been uncertainty as to whether a person's attorney can deal with their superannuation, including withdrawals, changing pensions and making, renewing or revoking binding death benefit nominations.

And is an attorney limited in what they do by their conflict of interest?

The case of *Re Narumon* considered some of these issues and has given rise to the question of whether a power of attorney or trust deed can in fact give attorneys too much power ([click here for more on this case](#)).

As a result, everyone with funds in superannuation should review their enduring power of attorney arrangements to ensure they provide enough power to do what may be necessary but not too much.

And where there is an SMSF, this is combined with ensuring the SMSF will operate as intended if members lose capacity.

Cooper Grace Ward offer a number of packages to assist:

- providing straightforward enduring powers of attorney for financial matters with superannuation provisions suitable for most people (no tailored advice) - \$440 incl. GST each
- meeting to discuss your enduring powers of attorney and providing recommendations about your enduring powers of attorney with respect to your superannuation - \$1,100 incl. GST
- review SMSF succession arrangements, including trust deed, trusteeship, trustee company constitution and enduring powers of attorney and providing recommendations - \$1,650 incl. GST.

Where we provide recommendations, we will also include the costs of implementing.

If you are interested or would like any further information about these or any other of our services, please contact a member of our superannuation team.



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