

Claim Form: Request for Release of Non-Company Funds (Blocked Corporate Account)



Why is this account blocked?

We have frozen this account because the company that owns it has been deregistered (closed down).

Under Australian law, when a company is deregistered, it legally ceases to exist. Any money in its bank accounts immediately belongs to the Australian Securities and Investments Commission (ASIC) - or the Commonwealth, if the money was held in a trust. Because of this, the law requires us to freeze the accounts.

Where will the money go?

The money currently in the account will eventually be sent to one of the following:

- **ASIC:** If the money belongs to the deregistered company, and the company is not re-registered within 60 days of this notice.
- **A new trustee:** If the company held the money in a trust, and you provide us with the details of the new trustee.
- **You (personally):** If you can demonstrate that the money is your personal property.
- **A separate business:** If you can demonstrate that the money rightfully belongs to a different, active business.

What is the process from here?

Your next steps depend on who rightfully owns the money in the account:

1. If the money belongs to the deregistered company, you have two options:
 - Re-register the company: You have 60 days to do this. Once ASIC confirms the company is re-registered, we'll unfreeze the account (visit the ASIC website at www.asic.gov.au for more information on how to do this).
 - Do nothing: If the company remains deregistered after 60 days, we'll close the account and send the money to ASIC.
2. If the money **does not** belong to the deregistered company:
 - If the money is yours personally, belongs to a separate business (e.g. deposited by mistake), or was held in trust, you can claim it back. However, you must provide evidence to demonstrate the money does not belong to the deregistered company.
 - How to claim: Please complete the rest of this form and email it, along with your supporting documents to: CustomerFeedbackTeam.Mailbox@bendigoadelaide.com.au

Section 1: Your Details

Please provide the following information.

Your Full Name:

Contact Phone / Email:

Name of Deregistered Company:

Company ACN / ABN:

Blocked Account Number(s):

Was this account holding money for a Trust or a Self-Managed Super Fund (SMSF)? *(Please tick one)*

- No** - it was a standard business account.
- Yes** - the company was acting as a trustee (manager) for a trust.

- Name of the Trust or SMSF: _____
(Please ensure you provide the required trust documents listed in Section 2 below).

Section 2: Evidence You Need to Provide

To process your claim, please provide the following documents.

Step 1: Documents all claimants must provide

1. Certified ID: A certified copy of your current Australian Driver's Licence or Passport.
2. Proof of your Bank Account: A bank statement header or deposit slip showing the name and account details for where you want us to send the funds. This must match the details you provide in Section 3.

Section 2: Evidence You Need to Provide (continued)

Step 2: Plus, documents for your specific claim type

(Provide the documents for one of the situations below)

If you are claiming **personal** money:

(e.g. your wages, government benefits, or personal funds deposited by mistake)

- Your Personal Bank Statements: Statements showing the money leaving your personal account or being deposited by your employer.
- Official Receipts: Documents like payslips or letters from an agency (e.g., Services Australia) that match the deposits you are claiming.
- For Personal Rent Claims: A copy of your residential tenancy statement or rental agreement showing your name as the owner and the net rent amount paid.

If the money belongs to a **different, active** business:

- New Business Registration: A current ASIC extract showing the new business is active.
- Invoices: Copies of invoices from your new business that match the deposits.
- Payer's Confirmation: A short letter or email from the client who paid you, confirming they sent money to the old account by mistake.

If the account was for a **trust or SMSF** (you ticked 'Yes' in Section 1):

- Certified Trust Deed: A certified copy of the deed showing the company's role was to act as trustee.
- Proof of New Trustee: A certified copy of the legal document appointing the new trustee (e.g., a Deed of Appointment of New Trustee).

Section 3: Where should we send the funds?

If your claim is approved, we'll transfer the funds to the account detailed below.

Important: This account must be in your personal name, or the name of the new trust or active business you are claiming for.

Account Name:

BSB Number:

Account Number:

Bank Name:

Annexure A – Statutory Declaration

Note: This must be printed, completed, and signed in front of an authorised witness.

Statutory Declaration

Oaths Act 1900 (NSW) / Oaths, Affidavits and Declarations Act (As applicable to your State)

I, [Insert Claimant's Full Name] _____,

of [Insert Residential Address] _____,

do solemnly and sincerely declare that:

1. I am a former director/officeholder of the deregistered company known as _____
ACN: _____.

2. I am the true beneficial owner of, or have the legal right to claim, the funds totalling \$ _____ (the "Contested Funds")
currently held in the blocked bank account number _____.

3. The Contested Funds are not the property of the deregistered company and do not vest in the Australian Securities and Investments
Commission (ASIC) or the Commonwealth because: (Tick the statement that is true):

- They were deposited on [Insert Date] _____ which is after the date of the company's deregistration, and originated entirely
from my own personal resources, payroll, or government benefits.
- They are held under a trust structure (such as a Family or Business Trust or a SMSF) where the company acted solely as a corporate
trustee, and the funds belong to the beneficiaries of the trust.
- They represent business revenue belonging entirely to a separate, active legal entity known as [Insert New Entity Name]
_____ (ABN: _____) and were deposited into the blocked account in error.

4. The specific originating source of these funds was:

5. I have provided genuine, unaltered primary documentation (bank statements, receipts, invoices, or trust deeds) as attached to this
declaration to verify the statements above.

6. I acknowledge that the bank is relying on this declaration to exempt these funds from transfer to ASIC under section 601AD of the
Corporations Act 2001.

Annexure A – Statutory Declaration (continued)

I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act.

Declared at: *[Insert Location]* _____ on this ____ day of _____, 20____.

Signature of Claimant: _____

Before me (Signature of Authorised Witness): _____

Name of Witness _____

Title/Qualification of Witness: *[e.g., Justice of the Peace / Solicitor / Police Officer]*: _____

Witness Address/JP Registration Number: _____