

Australian Unity Limited

Member Rules

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Superseded:	27 February 2024

PART A – MEMBER RULES

Effective Date

Subject to the Australian Unity Board approving these Member Rules, these Member Rules take effect as follows, for:

- Historical Members, on the Transition Date; and
- all other Members identified in these Member Rules, the date that each Membership cohort is migrated into the Australian Unity Member Register.

Membership eligibility (applicable to all categories of membership other than Historical Members)

To be an Australian Unity Member, except an Historical Member or an MCI Member, a person must:

- be a natural person; and
- be 18 years of age; and
- be the holder of an Australian Unity Product whose data repository sits within, or is able to be transferred to, Australian Unity's 'Enterprise Data Platform' (EDP); and
- have a direct customer relationship with the Australian Unity Group by holding an Australian Unity Product; or
- be an eligible Australian Unity Group Employee.

Membership cessation (applicable to all categories of membership)

A person ceases to be an Australian Unity Member in any of the following circumstances:

- on death; or
- where the contract of membership is rescinded by Australian Unity on the grounds of misrepresentation or mistake; or
- where the relevant Australian Unity Group entity that provides your Eligible Product is acquired by another entity; or
- where the person ceases to satisfy the eligibility requirements for membership under these Rules, the Constitution or, where the Board has power to impose eligibility requirements, ceases to satisfy the eligibility requirements for membership determined by the Board; or
- where the Board otherwise determines on a reasonable basis.

1 Employees

Eligibility	You are a Member if you are an Employee.
Member Type	<p>Employees will be Australian Unity Guardian Members in the following circumstances:</p> <ul style="list-style-type: none"> • you have been employed on a Permanent full-time or Permanent part-time basis for a continuous period of seven years; or • you have been employed on a Permanent full-time or Permanent part-time basis and are graded Band 7 or higher; or • you are a Director of Australian Unity Limited. <p>All other Employees will be Australian Unity Members, regardless of whether they have successfully passed their probation period.</p>
Membership Cessation	<p>You will cease to be a Member if you cease to be an Employee of the Australian Unity Group or a Director of Australian Unity and you are not eligible to be a Member under any other rule.</p> <p>The Australian Unity Board can resolve, acting reasonably, to terminate the membership of any or all Employees who are Members by providing them with at least 14 days' written notice.</p>
Exceptions	If you become an Employee of the Australian Unity Group due to an Acquisition, you will become an Australian Unity Member on the date that the relevant employee records are ingested into the EDP.

2 Retirement Communities

Eligibility	Subject to the exceptions listed below, you are a Member if you are a Resident at a Retirement Community on and from the Commencement Date.
Member Type	All Residents at a Retirement Community are Australian Unity Guardian Members.
Membership Cessation	<p>You will cease to be a Member in the following circumstances:</p> <ul style="list-style-type: none"> • if the Residence Contract under which you are a Resident is terminated or expires (for example, if you sell your retirement living unit); or • if the Retirement Community in which you are a Resident is no longer owned or managed by the Australian Unity Group you will cease to be a Member; and • you are not eligible to be a Member under any other rule. <p>If you are a Resident and you relocate to a Residential Aged Care Community, you will continue to be an Australian Unity Guardian Member.</p> <p>The Australian Unity Board can resolve, acting reasonably, to terminate the membership of any or all Retirement Community Residents who are Members by providing them with at least 14 days' written notice.</p>
Exceptions	If you become a Resident at an Australian Unity Retirement Community because a member of the Australian Unity Group has Acquired your Retirement Community, to become an Australian Unity Guardian Member you must opt-in. If you opt-in, your Australian Guardian Unity Membership commences on the day that Australian Unity receives written notice that you have opted-in to becoming an Australian Unity Guardian Member.

3 Investment Products

Eligibility	<p>You are a Member if you hold an Eligible Investment Product.</p> <p>If you acquired a funeral bond that is an Eligible Investment Product before 1 July 2011, and you assign this funeral bond to a funeral director, then the relevant funeral director will become a Member.</p>
Member Type	<p>You will initially be an Australian Unity Member.</p> <p>You will become an Australian Unity Guardian Member if you meet the Continuous Tenure rules as set out in Part B.</p>
Unfinancial Investment Product	<p>If you hold an Eligible Investment Product, and your Eligible Investment Product is in Arrears, then you will become an Unfinancial Member. This means that all customers on your Eligible Investment Product that are Members will become Unfinancial Members.</p> <p>Despite satisfying the Continuous Tenure rules set out in Part B, you cannot attain Australian Unity Guardian Membership during the period of time in which you are an Unfinancial Member.</p>
Membership Cessation	<p>You will cease to be a Member in the following circumstances:</p> <ul style="list-style-type: none"> • if your Investment Product is no longer Eligible; or • upon the assignment of an Investment Product to a third-party (for example, if you assign your funeral bond to a funeral director); and • you are not eligible to be a Member under any other rule. <p>The Australian Unity Board can resolve, acting reasonably, to terminate the membership of any or all Investment Product customers who are Members by providing them with at least 14 days' written notice.</p>
Exceptions	<p>If you are the holder of an Eligible Investment Product because a member of the Australian Unity Group acquired your investment product provider you must opt-in to acquire</p>

	Australian Unity Membership. If you opt-in, your Australian Unity Membership commences on the day that Australian Unity receives written notice that you have opted-in to becoming an Australian Unity Member.
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4 Private Health Insurance

Eligibility	<p>Subject to the Exceptions detailed below, the following persons are Members:</p> <ul style="list-style-type: none"> • a PHI Policyholder (Policyholder); and • partners and any Dependants (over the age of 18) of the Policyholder listed on the Policyholder's PHI Policy (Covered Member). For the avoidance of doubt, partners and any Dependants become Members once they reach the age of 18 and are given the same form of Membership as the Policyholder (for example, if the Policyholder is an Australian Unity Guardian Member then the partner or Dependant will also become an Australian Unity Guardian Member upon reaching 18).
Member Type	<p>You will initially be an Australian Unity Member.</p> <p>You will become an Australian Unity Guardian Member if you meet the Continuous Tenure rules as set out in Part B.</p>
Product Suspension and Unfinancial PHI Policy	<p>A PHI Policy may be suspended if:</p> <ul style="list-style-type: none"> • AUHL approves an application by the Policyholder for financial hardship; or • the Policyholder notifies AUHL that they will be overseas for a period of 6 months or longer. <p>If you are a Policyholder and an Australian Unity Guardian Member and your PHI Policy is in Arrears for more than sixty (60) days, you will become an Unfinancial Member and other customers listed on your PHI Policy will also become Unfinancial Members.</p> <p>Despite satisfying the Continuous Tenure rules set out in Part B, you cannot attain Australian Unity Guardian Membership during the period of time in which:</p> <ul style="list-style-type: none"> • your PHI Policy is suspended; or • you are an Unfinancial Member.
Membership Cessation	<p>You will cease to be a Member in the following circumstances:</p>

	<ul style="list-style-type: none"> • you cease to a Policyholder; or • you cease to satisfy the criteria to be an additional customer on a PHI Policy; or • your PHI Policy is suspended for a continuous period of 36 months or longer; and • you are not eligible to be a Member under any other rule. <p>The Australian Unity Board can resolve, acting reasonably, to terminate the membership of any or all PHI Policy holders who are Members by providing them with at least 14 days' written notice.</p>
Exceptions	<p>You will become a Member (as a Policyholder or a partner or a Dependant (over the age of 18) of a Policyholder) on the Commencement Date of the PHI Policy and once the Policyholder has made the first payment under the relevant PHI Policy.</p> <p>Those holding Overseas Visitors Cover are not eligible to become Members.</p> <p>If you become a PHI Policyholder or a Covered Member because a member of the Australian Unity Group acquired your private health insurance provider you must opt-in to acquire Australian Unity Membership. If you opt-in, your Australian Unity Membership commences on the day that Australian Unity receives written notice that you have opted-in to becoming an Australian Unity Member.</p>

5 Historical Members

Eligibility	You are an Historical Member if you are listed on Australian Unity's member register on the Transition Date.
Member Type	All Historical Members are Australian Unity Guardian Members.
Membership Cessation	You will cease to be an Australian Unity Guardian Member if you cease to be eligible, as described in these rules.
Exceptions	N/A

6 MCI Members

Eligibility	You are an MCI Member if you have subscribed for MCIs in accordance with Australian Unity's constitution and the relevant MCI terms of issue.
Member Type	All MCI Members are Australian Unity Guardian Members.
Membership Cessation	<p>You will cease to be a Member if you:</p> <ul style="list-style-type: none"> • cease to hold MCIs; or • transfer or transmit your MCIs in accordance with Australian Unity's constitution; and • you are not eligible to be a Member under any other rules.
Other	<ul style="list-style-type: none"> • MCI Members will have one vote only at a general meeting of Australian Unity. If an MCI Member is a Member by virtue of holding MCIs, and holding an Eligible Product notwithstanding, the MCI Member will only have one vote at a general meeting of Australian Unity. • If an MCI is jointly-held, only the first-named MCI holder will become a Member and entitled to vote at a general meeting of Australian Unity. • If a meeting of MCI class holders is held, each MCI holder will have one vote per MCI held. In the case of jointly-held MCIs, only the first-named MCI-holder is entitled to vote. • Subject to the rules of joint MCI-ownership, as outlined above, the person or entity that is the registered owner of an MCI is a Member.
Exceptions	Not applicable

PART B – CONTINUITY

Continuous Tenure

- You will be an Australian Unity Guardian Member:
 - if you hold one or more Eligible Products for a continuous period of two years, either as a primary or joint-holder; or
 - on the Commencement Date if you enter into a Residence Contract; or
 - if you are an MCI Member; or
 - if you are an Employee graded a Band 7 or higher or you have been an Employee for seven or more continuous years or if you are a Director; or
 - if you have:
 - previously qualified for Australian Unity Guardian Membership; and
 - cease to hold the Eligible Product that qualified you for Australian Unity Guardian Membership; however
 - continue to hold an Eligible Product that qualifies you for Australian Unity Membership.
- The following provides some examples of how you may become an Australian Unity Guardian Member:
 - you are the Policyholder of a PHI Policy and have paid premiums for 24 continuous months;
 - you have held an Investment Product for 6 months. On the day before you cancelled your Investment Product, you acquired a PHI Policy, which you continued to hold for 18 months. You will become an Australian Unity Guardian Member on the basis that you held two Eligible Products for a continuous and cumulative period of two years (ie the two year period starts counting from the day you acquired the Investment Product and not the PHI Policy). The two year period continues as you acquired the PHI Policy before you terminated your Investment Product); or
 - you are listed on an Eligible Product as a Dependant or secondary account holder. If the primary policy or account holder is an Australian Unity Guardian Member, you will also become an Australian Unity Guardian Member upon becoming eligible for Australian Unity Membership.

Entitlement to Vote

- Australian Unity Guardian Members are only entitled to vote at Australian Unity's General Meetings if they are a Financial Member at least five weeks before the general meeting.
- Australian Unity Members are not entitled to vote at Australian Unity's General Meetings.
- MCI Members are entitled to vote at Australian Unity's General Meetings in the manner described under Heading 7 (MCI Members). In accordance with the Constitution, MCI Members are not entitled to vote on a demutualisation or winding-up of Australian Unity.
- Historical Members under the age of 18 are not entitled to vote at Australian Unity's General Meetings.

PART C – DEFINITIONS

Acquisition or Acquired pertains to the Australian Unity Group having acquired majority ownership or control of another entity or assets.

Act means the *Corporations Act 2001* (Cth).

Adult Dependant in respect of a PHI Policy means a child, legally adopted child or stepchild of the Policyholder or the Policyholder's Partner, who is aged between 23 and 25 years of age, and is not married or living in a de facto relationship and who is Dependent on the Policyholder or the Policyholder's Partner.

Arrears in respect of:

- (a) a PHI Policy, means where the Contributor fails to pay in full all contributions due to be paid within two months of the due date; and
- (b) an Investment Product, means where the Contributor fails to pay in full all contributions due to be paid by on or before the due date.

AUHL means Australian Unity Health Ltd ACN 078 722 568.

Australian Unity means Australian Unity Limited ACN 087 648 888.

Australian Unity Group means Australian Unity Ltd ACN 087 648 888 and includes any of its wholly-owned subsidiaries.

Australian Unity Guardian Member means a Member who meets the requirements of being an Australian Unity Guardian Member under these rules.

Australian Unity Member means a Member who is not an Australian Unity Guardian Member under these rules.

Child Dependant in respect of a PHI Policy means a Dependant child, legally adopted child, stepchild or any other child of the Policyholder or their Partner as listed on the PHI Policy who is between 18 and 23 years and is not married or living in a de facto relationship.

Commencement Date means:

- (a) the effective date of a Member's coverage under a Product; or
- (b) in the case of a Retirement Community, the Commencement Date is the date you take possession of your retirement living residence.

Constitution means the Constitution of Australian Unity Limited ACN 087 648 888 as amended from time to time.

Contributor, in the context of a PHI Policy or an Investment Product, means the Policyholder.
Dependant means a Child Dependant, Student Dependant or Adult Dependant.

Director means a duly appointed director of the board of Australian Unity.

Eligible means any Product that is identified as being eligible for Australian Unity membership by Australian Unity as at the date it is acquired.

Employee means a permanent part-time or a permanent full-time employee of the Australian Unity Group.

Financial Member means a Member who has paid in full all contributions due to be paid by the Member by the due date or such later date as an entity of the Australian Unity Group may allow.

Fulltime Study means undertaking:

- (a) a course of education at a secondary school or tertiary institution, a trade apprenticeship or an industry, employer or government training scheme, which is accredited by a State or Federal Government, provided that the course of study results upon completion in the Student Dependant being qualified to seek or maintain gainful employment in the general workforce and that the Dependant is not, or will not remain, Dependent upon the Contributor for personal care, domestic or social support after having attended the course of study; and
- (b) at least three quarters of the normal full-time study workload or otherwise deemed by the relevant member of the Australian Unity Group as being full time study.

Investment Product means any product including, but not limited to, self-managed superannuation fund investment products, investment bonds (including funeral bonds) and wholesale wealth solutions offered by the Australian Unity Group to consumers from time to time.

Legal Personal Representative means an attorney, administrator or equivalent.

MCI means a mutual capital instrument issued by Australian Unity.

MCI Member means a Member who is the registered holder of a mutual capital instrument issued by Australian Unity.

Member means a person who has been entered in Australian Unity's member register as a member, either as an Australian Unity Member or an Australian Unity Guardian Member.

Membership means the collection of rights and obligations that apply to Members under these rules.

Nominated Beneficiary means any person listed as a beneficiary on an Investment Product.

Overseas Visitors Cover means Products that offer hospital and medical insurance to people who are not citizens of Australia and/or are not eligible to full Medicare entitlements.

Partner means a person who is a spouse or de facto partner with whom the Policyholder lives.

Permanent in respect of employment means employment that is not on a casual or fixed-term basis.

PHI Policy means a private health insurance product offered by a member of the Australian Unity Group to consumers from time to time.

Policyholder means the person:

- (a) in whose name a PHI Policy is taken out; and
- (b) who is responsible for the payment of premiums and for the ongoing maintenance of a PHI Policy.

Product means a product or service that is offered by the Australian Unity Group.

Residence Contract means a contract for residency at a Retirement Community.

Resident means a person who is registered as a resident of a Retirement Community or Residential Aged Care from time-to-time.

Residential Aged Care means an aged care residence that is partially or wholly owned by the Australian Unity Group.

Retirement Community means a retirement community partially or wholly owned by the Australian Unity Group.

Student Dependant in respect of a PHI Policy means a child, legally adopted child or stepchild of the Contributor or of the Contributor's Partner, who is aged between 23 and 25 years of age and is not married or living in a de facto relationship and who is Dependent on the Contributor or the Contributor's Partner and is pursuing Fulltime Study.

Transition Date means 7 July 2021.

Unfinancial Member means a Member who has failed to pay in full all contributions owed to an entity of the Australian Unity Group by the Member by the due date or such later date the relevant entity of the Australian Unity Group may allow.