

# DECLARATION OF MARITAL STATUS

- New Brunswick Public Service Pension Plan
- Shared Risk Plan for Certain Bargaining Employees of NB Hospitals (CBE Pension Plan)
- Shared Risk Plan for CUPE Employees of NB Hospitals

(Please complete the following by typing or printing in black or dark blue ink)

**\* Both pages must be completed in order for your request to be processed.**

## Section 1 - Personal Information

First Name: \_\_\_\_\_ Last Name: \_\_\_\_\_

SIN (optional): \_\_\_\_ / \_\_\_\_ / \_\_\_\_ Vestcor Reference Number: \_\_\_\_\_ OR Employee ID Number: \_\_\_\_\_

Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
Day Month Year

## Section 2 - Definitions

New Brunswick's *Pension Benefits Act*, S.N.B. 1987, c. P-5.1, defines "spouse" and "common-law partner" as follows:

"spouse" means either of two persons who

- (a) are married to each other,
- (b) are married to each other by a marriage that is voidable and has not been avoided by a declaration of nullity, or
- (c) have gone through a form of marriage with each other in good faith that is void and have cohabited within the preceding year;

"common-law partner" means ... a person who, not being married to a member or former member at the particular time under consideration, is cohabiting in a conjugal relationship with the member or former member at that time and who has so cohabited for a continuous period of at least two years immediately before that time.

### Please note:

- The definition of spouse includes a person that a member is separated from but remains legally married to (i.e. a divorce has not been finalized).
- Under the above definitions, a person may have both a spouse and common-law partner on the date in question (i.e., a person is separated but not divorced from a spouse, and is currently in a common-law partnership with another individual).
- The above definitions include a spouse or common-law partner (as applicable) of the same sex.

## Section 3 - Marital Status Declaration

*This section is for determining the forms of pension available to a Member (including optional forms), and assessing who may be entitled to the survivor benefits (if any) under the pension.*

I have read the definitions in Section 2 and, as of today's date: (check one)

- I do **not** have either a Spouse or Common-Law Partner, as those terms are defined in the *Pension Benefits Act*.
- I have a Spouse and/or Common-Law Partner, as those terms are defined in the *Pension Benefits Act* (complete one or both of the sections in the table below, as applicable, and provide a copy of the birth certificate for any Spouse/Common-Law Partner listed).

### Spouse's Information

\_\_\_\_\_  
Name of Spouse

Date of Marriage: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
Day Month Year

I am currently:

- Living with my Spouse - *If you have selected this option, you must include a copy of your Marriage Certificate with this form.*
- Separated from my Spouse since: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
Day Month Year

### Common-Law Partner's Information

\_\_\_\_\_  
Name of Common-Law Partner

Date Common-Law Partnership Began: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
Day Month Year

*If you have listed a Common-Law Partner above, you must also complete and submit the [Statutory Declaration of Common-Law Partner form](#).*

## Section 4 - Relationship Breakdown and Pension Division Declaration

*This section is for determining whether a court order or domestic contract (including a separation agreement or marriage contract) has previously divided the pension benefits, which can affect the pension entitlement of a Member and/or the entitlement of a current or former Spouse or Common-Law Partner to benefits under the pension plan. **This section must be completed whether you have or haven't had a relationship breakdown.***

As of today's date: (check one)

- I have **not** previously had a breakdown of a marriage or common-law partnership.
- I have previously had a breakdown of a marriage or common-law partnership, and: (check one)
  - There is **no** court order or domestic contract that addresses my pension entitlement or the entitlement of a current or former Spouse or Common-Law Partner to benefits under the pension plan.
  - A court order or domestic contract addresses my pension entitlement and/or the entitlement of a current or former Spouse or Common-Law Partner to benefits under the pension plan (a copy of any such court order or domestic contract is required unless previously provided).

## Section 5 - Member's Signature

I understand that the status of Spouse and/or Common-Law Partner is established **on the date on which payment of my pension begins**. Accordingly, if my situation changes before payment of my pension begins, I must give a written notice of the change.

I understand that, if I am a member of the New Brunswick Public Service Pension Plan, the status of Spouse and/or Common-Law Partner at the time of my death may also be relevant, depending on the pension option I select.

I understand that, for the purposes of the pension plan, this declaration should not be interpreted as automatically creating rights in favor of the person I have declared as my Spouse and/or Common-Law Partner, if applicable. Upon my death, the facts will be examined (including any relevant statutory and pension plan provisions, and the terms of any relevant court order or domestic contract that has been provided) to determine who is entitled to receive death benefits.

To the best of my knowledge, all information provided on this form is accurate and true.

**PRIVACY CONSENT:** *In addition to the purposes already specified, the personal information collected on this form will be used by Vestcor to: identify the member and any current or former spouse/common-law partner; assist in determining who may be eligible to receive the survivor benefit; contact the member and/or current or former spouse/common-law partner as necessary; and ultimately ensure that the pension plan is administered in accordance with the pension plan's governing documents and applicable legislation. If you have any questions about the collection and use of this information, contact Vestcor's Member Services team, by mail at P.O. Box 6000, Fredericton, NB, E3B 5H1, by phone at (506) 453-2296 or 1-800-561-4012, or by email at [info@vestcor.org](mailto:info@vestcor.org). In addition, please note that Vestcor's Privacy Statement is available at [www.vestcor.org/privacy](http://www.vestcor.org/privacy).*

**AUTHORIZATION:** *I certify that the information above is accurate.*

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Member Signature

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Date

Please return completed form as soon as possible to:

Vestcor  
P.O. Box 6000, Fredericton, NB E3B 5H1  
Fax: 506-457-7388

For more information, please contact Vestcor at:

Telephone: 506-453-2296 or 1-800-561-4012 (toll free)  
Email: [info@vestcor.org](mailto:info@vestcor.org)  
Website: [vestcor.org](http://vestcor.org)