

G R & R D Frick Superannuation Fund

DEED OF VARIATION

Supplied By

East Torrens Taxation Services

ABN : 20232482167

Lot 12 Thornton Peak Drive

FOREST CREEK QLD - 4873

Phone No : 0740907382

Deed of Variation of SMSF Deed

Date of this deed

23-05-2018

Trust Name

G R & R D Frick Superannuation Fund

Trustee

Shale Ridge Investments Pty Ltd

ACN : 095343801

Lot 12 Thornton Peak Drive Forest Creek QLD - 4873 Australia

Members

Graham Robert Frick

25 Heggaton Tce Newton SA - 5142 Australia

Outgoing Member(s)

Ruth Deborah Frick

7 Harley Road Croydon Park SA - 5008 Australia

Words with an * are defined in the definitions section of the original deed. Generally, defined words only have an * the first time they appear in the deed. The parties to this deed agree to the terms and conditions set out in the deed.
Liability limited by a scheme approved under Professional Standards Legislation.

© 2017 Copyright batallion legal Pty Ltd All rights reserved

WARNING

This deed has a **copyright** and is owned by batallion legal Pty Ltd. No part of this deed can be copied without express authority of the proprietor. **If you alter or copy this Deed, you will be prosecuted.** This Deed has certain unique clauses and is created for certain defined purpose and for parties mentioned above. If you copy this Deed for another purpose and for other parties, some of the clauses of this Deed may not be valid in their present form. **VER 17/02**

Deed of Variation of Superannuation Deed

G R & R D Frick Superannuation Fund

Table of Contents

Heading	Page #
Recitals	4
Variation of Superannuation Fund Deed	5
No resettlement or re-establishment of trust or creation of new trust	5
Reduction in benefits of members	5
Date of effect of Deed of Variation	6
Costs and Expenses	6
Consent to Variation	6
Schedule	7
Execution	8

This Deed of Variation to the Superannuation Fund Deed is made on 23-05-2018 for G R & R D Frick Superannuation Fund between the persons named in item 3 of the schedule to this deed of variation.

RECITALS

- A. A Self Managed Superannuation Fund known as G R & R D Frick Superannuation Fund as set out in Item 1 of the schedule to this deed of variation (called “the fund” from hereinafter) was established by a deed on the date set out in Item 2 of the schedule to this deed of variation as at the date of the original deed and as amended from time to time by amending deed(s) on the dates set out in Item 5 of the schedule to this deed of variation as at the dates of the amending deed(s). The original deed and amending deed(s) will be referred to hereinafter as “the Deed”.
- B. The fund is currently in existence and is managed, administered and applied in accordance with superannuation law and the provisions of the deed pursuant to the powers contained therein by the trustees, members and other persons as listed in Item 3 of the schedule to this deed of variation.
- C. The deed grants to the trustee, by virtue of clause number 8 the power to amend all or any of the provisions of the deed in the manner and subject to the provisions contained therein provided that no amendment shall adversely affect the benefits of existing members unless the amendment is to keep the fund complying with superannuation law or the member has consented to the amendment in writing.
- D. Trustees, members and other person(s) as listed in Item 3 of the schedule to the this deed of variation desire to effect the following amendments:
 - a. to the deed by varying the original deed by deleting all of its provisions and replacing them with the provisions contained in “Annexure A” to this deed of variation.
 - b. Ruth Deborah Frick will be removed from the position of Director of Corporate Trustee and Member of the G R & R D Frick Superannuation Fund.
- E. Trustees, members and other person(s) as listed in Item 3 of the schedule to this deed of variation have unanimously consented to the amendments to the deed as testified by the execution hereof.

This Deed witnesses:

Variation of Superannuation Fund Deed

1. The person(s) listed in Item 3 of the schedule to this deed of variation consent that requirements of the original deed have been complied with in this deed of variation.
2. An application was received from Ruth Deborah Frick to be removed as Director of corporate Trustee(s) and as Member(s) of the G R & R D Frick Superannuation Fund. It was hereby agreed by the members to accept the application and remove Ruth Deborah Frick as Director of corporate Trustee(s) and as member(s) of the fund
3. Pursuant to clause 8 of the deed, the various clauses, rules and or schedules of the Deed are hereby revoked on the date of this deed of variation, as set out in Item 4 of the schedule to this deed of variation, in their entirety and in lieu, are replaced with the clauses, rules, schedules and provisions contained in Annexure A to this deed of variation with the intent that the clauses and Schedules shall be the governing terms and conditions of the G R & R D Frick Superannuation Fund.

No resettlement or re-establishment of trust or creation of new trust

4. It is hereby declared that no break or discontinuity shall have occurred in the fund by reason of the execution of this deed of variation and that the amendment shall not operate as a resettlement or re-establishment of the superannuation fund or creates a new trust. If any clause or words in this deed of variation establish a resettlement of the superannuation fund or create a new trust, then that clause or word shall be read down and severed to the extent that such a resettlement will arise.

Reduction in benefits of members

5. Nothing in this deed of variation shall operate in reducing or adversely affecting the rights or benefits of any member that arose before the date of variation as set out in Item 4 of the schedule to this deed of variation.

Date of effect of deed of variation

6. This deed of variation shall take effect on and from the date hereinbefore mentioned in the State of South Australia of Australia.

Costs and Expenses

7. The costs and expenses and any stamp duty associated with the preparation and implementation of this deed of variation are to be paid by the superannuation fund.

Consent to Variation

8. The original deed dated as set out in Item 2 of the schedule to this deed of variation remains effective and unaltered, except as varied by this deed. The trustee declares that as from the date set out in Item 4 of the schedule to this deed of variation, the original deed is varied by this deed of variation. The beneficial interest in the superannuation fund shall remain unchanged by this deed of variation.
9. Each person(s) listed in Item 3 of the schedule to this deed of variation undertakes that it shall upon request, sign, execute and do all the deeds, acts and things as may reasonably be required by any other person to carry out and give full force and legal effect to the terms and intention of this deed of variation.
10. The person(s) listed in Item 3 of the schedule to this deed of variation hereby consent to the variation in this deed in their capacities as trustees, beneficiaries, members, participating employer, employer sponsor or any other person.

Schedule

Item 1. Name of the fund

G R & R D Frick Superannuation Fund

Item 2. Date of Original Deed

18-01-2001

Item 3. Trustee, Members & Others Parties

Trustee

Shale Ridge Investments Pty Ltd

ACN : 095343801

Lot 12 Thornton Peak Drive Forest Creek QLD - 4873 Australia

Members

Graham Robert Frick

25 Heggaton Tce Newton SA - 5142 Australia

Outgoing Member(s)

Ruth Deborah Frick

7 Harley Road Croydon Park SA - 5008 Australia

Item 4. Date of this Deed

23-05-2018

Item 5. Date of Previous Amending Deeds

Execution

Executed as a deed.

Dated: 23-05-2018

Signed for and on behalf of
Shale Ridge Investments Pty Ltd
As director of trustee company
under Section 127 of Corporations Act

in the presence of:

Signed for and on behalf of
Shale Ridge Investments Pty Ltd
As director of trustee company
under Section 127 of Corporations Act

in the presence of:

Graham Robert Frick

Signature of witness

Witnesses' name and title (please print)

Ruth Deborah Frick

Signature of witness

Witnesses' name and title (please print)

Signed by :
As Member of the Fund

Graham Robert Frick

in the presence of:

Signature of witness

Witnesses' name and title (please print)

Signed by :
As Member of the Fund

Ruth Deborah Frick

in the presence of:

Signature of witness

Witnesses' name and title (please print)