

DEED OF VARIATION

OF

TADHGS Super Fund

THIS DEED IS DATED the 29TH day of JUNE 2017

PARTIES:

IMEMINE PTY LTD (ACN 132 013 908) of 4/104 Donnans Rd, Lismore Heights NSW 2480 ("the Trustee")

Timothy Vincent McErlean of 4/104 Donnans Rd, Lismore Heights NSW 2480 ("the Member")

RECITALS:

- a) **IMEMINE PTY LTD** acts as Trustee of TADHGS Super Fund ("the Fund").
- b) **Timothy Vincent McErlean** is the Member of the Fund ("the Member").
- c) The Fund was established by deed dated 17/07/2008 ("the Original Deed") and subsequently varied on
26/02/2010 20/01/2012
- d) The Trustee, at the request of the Member, wishes to amend the Deed by substituting in place of the existing Clauses those Rules ("the New Rules") in the form annexed and marked as "Annexure A" to this Deed.
- e) Clause 181 of the Fund's existing Deed allows the Trustee to vary the Deed so long as no amendment will reduce a Member's Benefit (as defined in those Clauses). The purpose of the amendment is to enable the Trustee and the Members to take comply with the new superannuation measures by adopting the governing rules as the governing rules of the Fund.
- f) Notwithstanding anything contained in this Deed to the contrary, this Deed does not and shall not:
 - (i) alter the objects of the Fund;
 - (ii) reduce the benefits and entitlements payable to Members;
 - (iii) alter the rights and benefits of existing Members in a manner such that, on the whole, equity between Members is not maintained; or
 - (iv) offend the provisions of any relevant Act or Regulation as they exist, from time to time, or any amendments or variation of any relevant Act or Regulation made after the date of this Deed.

- g) To the extent that any one or more of the provisions of this Deed are not able, allowed or required to take effect pursuant to a provision of the Superannuation Industry Supervision Act 1993 as amended or regulation made for the purposes of that statutory enactment, the provisions are amended by deletion to the extent that:
- (i) it is necessary to remove that or those restrictions beyond the validity of the amendments, or any part of them made pursuant to this Deed; and;
 - (ii) the deletion of part or all of the provisions does not result in a resettlement of the Fund; and
 - (iii) amendments made by this Deed are deemed to have occurred after the deletion referred to in this clause.
- h) This Deed shall not take effect, to the extent that any one or more of the provisions of this Deed are not able, allowed, or required to take effect pursuant to the provisions of any regulation made for the purpose of that statutory enactment; and the provision is not capable of amendment to enable or allow this Deed to take effect

PROVISIONS:

1. Replacement of Rules:

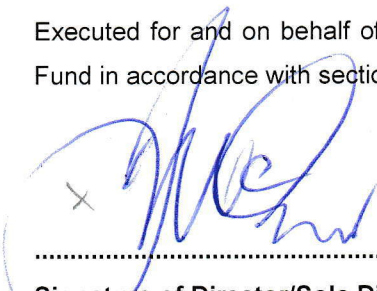
The existing Clauses of the Fund are replaced in their entirety with the New Rules as marked "Annexure A" to this Deed, pursuant to Clause 181 of the Fund's governing rules.

2. No Resettlement at Law:

Any amendment to the Clauses of the Fund affected by this Deed does not result in a resettlement of the Fund at law, equity or under any Superannuation Law.

EXECUTED AS A DEED BY:

Executed for and on behalf of IMEMINE PTY LTD (ACN: 132 013 908), in its capacity as Trustee of the Fund in accordance with section 127(1) of the *Corporations Act 2001 (Cth)*.



 Signature of Director/Sole Director

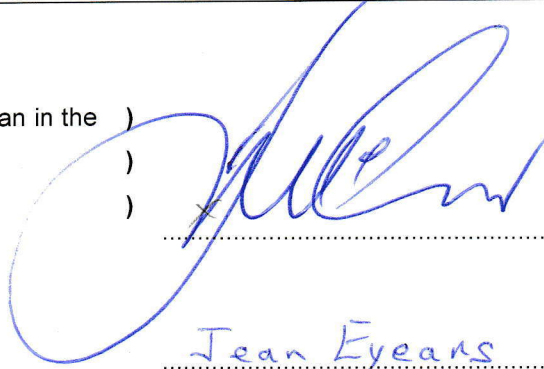
.....
 Signature of Director/Secretary

TIMOTHY VINCENT MCEWAN

 Name of Director/Sole Director

.....
 Name of Director/Secretary

Executed by Timothy Vincent McErlean in the)
presence of:)

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.....


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J. Eyears

Witness

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Jean Eyears

Witness Full Name