

Trustee resolution

H Wang & L Chen SuperFund

Trust deed

- 1 A trust deed establishing H Wang & L Chen SuperFund (**Fund**) and a member application for each member have been provided to the persons named below (**Trustees**).
- 2 The Trustees propose to act as trustee of the Fund pursuant to the trust deed and to:
 - a) apply to become a regulated complying self-managed superannuation fund (**SMSF**);
 - b) apply to the Australian Taxation Office (**ATO**) for an Australian Business Number (**ABN**) and a Tax File Number (**TFN**) for the Fund;
 - c) establish a cash account (such as a cash management trust) or cheque account for the Fund. Monies need to be deposited into this account as soon as practicable to cater for the running expenses of the Fund;
 - d) appoint an administrator and/or accountant to the Fund whose role is to provide information and reports as required under any administration agreement between the Trustee of the Fund and the administrator; and
 - e) appoint an auditor to the Fund. The superannuation laws provide that an auditor must be appointed to the Fund on a yearly basis to provide an assessment of the Fund's compliance with the superannuation laws.

Resolutions

- 3 To consent to act as trustee of the Fund.
- 4 To execute the trust deed and any ancillary documents required to establish the Fund.
- 5 To complete the following:
 - a) establish a cash account and deposit funds in the account to be held in the name of the Trustees as trustee for the Fund;
 - b) notify the ATO of the Fund's intent to become a regulated self-managed superannuation fund;
 - c) complete ABN and TFN forms to be filed with the ATO;
 - d) formulate and implement an investment strategy of the Fund;

- e) appoint relevant professionals including, where required, an accountant, administrator, auditor, SMSF expert, SMSF investment expert and any other professional deemed appropriate; and
- f) accept Harvey Zhen Yu Wang and Linda Quan Chen as initial members of the Fund.

The Trustee

Signed by Harvey Zhen Yu Wang and Linda Quan Chen:



Harvey Zhen Yu Wang
Trustee

Dated: 30/08/2022



Linda Quan Chen
Trustee

Dated: 30/08/2022

**DECLARATION AND CONSENT BY TRUSTEE OF THE FUND
UNDER SECTION 118 OF THE
SUPERANNUATION INDUSTRY (SUPERVISION) ACT 1993**

We, Harvey Zhen Yu Wang and Linda Quan Chen of 9 Serpentine Court, WATERWAYS, VIC 3195

HEREBY DECLARE that I am not a disqualified person as defined by the *Superannuation Industry (Supervision) Act 1993 (SIS Act)* and am not disqualified from acting as a trustee or director of a trustee company of a superannuation fund under the SIS Act or related legislation,

HEREBY DECLARE that I am aware of my responsibilities under the trust deed of the Fund referred to below having read and fully understood its contents, and also my responsibilities under the SIS Act and related legislation,

AND HEREBY CONSENT to act as a trustee of the **H WANG & L CHEN SUPERFUND** (or as a director of a trustee company of the Fund from time to time),

AND I AGREE to execute the trust deed of the Fund and to administer the Fund in accordance with the terms and conditions set out in the trust deed and other legislative requirements,

I UNDERTAKE to notify any other individual trustee(s) or director(s) of a trustee company of the Fund in writing if I am for any reason disqualified from continuing to act as a trustee or director of a trustee company of the Fund.

The Trustee

Signed, Sealed and Delivered by Harvey Zhen Yu Wang and Linda Quan Chen in the presence of:



Harvey Zhen Yu Wang
Trustee



Patrick Xiang Xin Wang
Witness Name / Signature



Linda Quan Chen
Trustee



Patrick Xiang Xin Wong
Witness Name / Signature

* Note re Disqualified Person (SIS Act, section 120):

The following are defined by the SIS Act as being disqualified persons:

1. persons who have at any time been convicted of an offence in respect of dishonest conduct;
2. a civil penalty order was made against the person; or
3. a person is an insolvent under administration.

A body corporate trustee is a disqualified person where:

1. a receiver and manager has been appointed in respect of property beneficially owned by the body;
2. an official manager or deputy official manager has been appointed in respect of the body;
3. a provisional liquidator has been appointed in respect of the body; or
4. the body has begun to be wound up.

N.B. A director of a trustee company must not be a disqualified person as described above.

APPLICATION FOR MEMBERSHIP OF H Wang & L Chen SuperFund

Full Name: Harvey Zhen Yu Wang
Address: 9 Serpentine Court, WATERWAYS, VIC 3195
Date of Birth 3 May 1964
Sex: Male

I apply for membership of the **H WANG & L CHEN SUPERFUND (Fund)** and state or warrant as follows as a condition of my application:

- 1 I am not bankrupt.
- 2 I have had the opportunity to meet with legal, financial and accounting advisors, and am satisfied that membership in the Fund is appropriate to my circumstances and needs.
- 3 I understand that if I am accepted as a member, my membership may be subject to restrictions and/or classifications.
- 4 I understand that I may only contribute to the Fund if I am eligible under the superannuation laws to do so, and this includes any contributions made by other parties on my behalf.
- 5 I understand that membership in a self managed superannuation fund (**SMSF**) carries with it risks, including but not limited to risks associated with disagreement with other members, liquidity and investment risks, and such other risks which follow the nature of a SMSF arrangement and I am comfortable becoming a member, notwithstanding those risks.
- 6 I agree that, unless I provide notice to the Trustee in writing, I do not require any insurance to be held within the Fund in respect of me.
- 7 I undertake to provide any relevant information or documentary evidence to the Trustee and agree to submit to health and medical tests as and when requested by the Trustee.
- 8 I acknowledge the Trustee may collect my personal identification documents and Tax File Number (**TFN**), which will be treated as confidential in accordance with the *Privacy Act 1988 (Cth)* (**Privacy Legislation**) and will only be used for legal purposes, including:
 - a providing information to the Australian Taxation Office;
 - b paying employment termination payments;
 - c amalgamating superannuation benefits; and
 - d providing information to other superannuation funds receiving any benefits I may select (unless I ask in writing for it to be withheld).
- 9 My Tax File Number is: 186 782 061.
- 10 I authorise the Trustee to retain and store information on my behalf despite any provision to the contrary in any privacy legislation.

11 I agree to all of the terms and conditions set out in the trust deed for the Fund, as amended from time to time.

12 I declare that the information I provide to the Trustee is true and correct. I acknowledge it is my responsibility to inform the Trustee of any error or changes regarding these matters.

I hereby authorise my current employer to deduct from my salary such amounts (if any) as are from time to time agreed upon by myself and my employer as contributions to be made by me to the abovementioned Fund.

I hereby apply to make contributions to the Fund and agree to be bound by the trust deed and rules governing the Fund.

NOMINATION OF BENEFICIARIES

(If you wish to make a Binding Death Benefit Nomination please submit separately)

Whilst I acknowledge the discretion the Trustees have to determine who the benefit is paid to, I hereby nominate the following persons to receive the benefit payable by the Trustees of the fund in the event of my death:

Name and Address	Relationship to member	Proportion of benefit
<u>Linda Chen</u> <u>9 Serpentine Court Waterways Vic 3195</u>	<u>Wife</u>	<u>100</u> %
_____	_____	_____ %

The Member

Signed by Harvey Zhen Yu Wang:



Harvey Zhen Yu Wang
Member

Dated: 30/08/2022

**DECLARATION AND CONSENT BY TRUSTEE OF THE FUND
UNDER SECTION 118 OF THE
SUPERANNUATION INDUSTRY (SUPERVISION) ACT 1993**

We, Harvey Zhen Yu Wang and Linda Quan Chen of 9 Serpentine Court, WATERWAYS, VIC 3195

HEREBY DECLARE that I am not a disqualified person as defined by the *Superannuation Industry (Supervision) Act 1993 (SIS Act)* and am not disqualified from acting as a trustee or director of a trustee company of a superannuation fund under the SIS Act or related legislation,

HEREBY DECLARE that I am aware of my responsibilities under the trust deed of the Fund referred to below having read and fully understood its contents, and also my responsibilities under the SIS Act and related legislation,

AND HEREBY CONSENT to act as a trustee of the **H WANG & L CHEN SUPERFUND** (or as a director of a trustee company of the Fund from time to time),

AND I AGREE to execute the trust deed of the Fund and to administer the Fund in accordance with the terms and conditions set out in the trust deed and other legislative requirements,

I UNDERTAKE to notify any other individual trustee(s) or director(s) of a trustee company of the Fund in writing if I am for any reason disqualified from continuing to act as a trustee or director of a trustee company of the Fund.

The Trustee

Signed, Sealed and Delivered by Harvey Zhen Yu Wang and Linda Quan Chen in the presence of:



Harvey Zhen Yu Wang
Trustee



Patrick Xiang Xin Wong
Witness Name / Signature



Linda Quan Chen
Trustee



Patrick Xiang Xin Wang
Witness Name / Signature

* Note re Disqualified Person (SIS Act, section 120):

The following are defined by the SIS Act as being disqualified persons:

1. persons who have at any time been convicted of an offence in respect of dishonest conduct;
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1. a receiver and manager has been appointed in respect of property beneficially owned by the body;
2. an official manager or deputy official manager has been appointed in respect of the body;
3. a provisional liquidator has been appointed in respect of the body; or
4. the body has begun to be wound up.

N.B. A director of a trustee company must not be a disqualified person as described above.

APPLICATION FOR MEMBERSHIP OF H Wang & L Chen SuperFund

Full Name: Linda Quan Chen
Address: 9 Serpentine Court, WATERWAYS, VIC 3195
Date of Birth 6 March 1966
Sex: Female

I apply for membership of the **H WANG & L CHEN SUPERFUND (Fund)** and state or warrant as follows as a condition of my application:

- 1 I am not bankrupt.
- 2 I have had the opportunity to meet with legal, financial and accounting advisors, and am satisfied that membership in the Fund is appropriate to my circumstances and needs.
- 3 I understand that if I am accepted as a member, my membership may be subject to restrictions and/or classifications.
- 4 I understand that I may only contribute to the Fund if I am eligible under the superannuation laws to do so, and this includes any contributions made by other parties on my behalf.
- 5 I understand that membership in a self managed superannuation fund (**SMSF**) carries with it risks, including but not limited to risks associated with disagreement with other members, liquidity and investment risks, and such other risks which follow the nature of a SMSF arrangement and I am comfortable becoming a member, notwithstanding those risks.
- 6 I agree that, unless I provide notice to the Trustee in writing, I do not require any insurance to be held within the Fund in respect of me.
- 7 I undertake to provide any relevant information or documentary evidence to the Trustee and agree to submit to health and medical tests as and when requested by the Trustee.
- 8 I acknowledge the Trustee may collect my personal identification documents and Tax File Number (**TFN**), which will be treated as confidential in accordance with the *Privacy Act 1988 (Cth)* (**Privacy Legislation**) and will only be used for legal purposes, including:
 - a providing information to the Australian Taxation Office;
 - b paying employment termination payments;
 - c amalgamating superannuation benefits; and
 - d providing information to other superannuation funds receiving any benefits I may select (unless I ask in writing for it to be withheld).
- 9 My Tax File Number is: 380 894 054.
- 10 I authorise the Trustee to retain and store information on my behalf despite any provision to the contrary in any privacy legislation.

11 I agree to all of the terms and conditions set out in the trust deed for the Fund, as amended from time to time.

12 I declare that the information I provide to the Trustee is true and correct. I acknowledge it is my responsibility to inform the Trustee of any error or changes regarding these matters.

I hereby authorise my current employer to deduct from my salary such amounts (if any) as are from time to time agreed upon by myself and my employer as contributions to be made by me to the abovementioned Fund.

I hereby apply to make contributions to the Fund and agree to be bound by the trust deed and rules governing the Fund.

NOMINATION OF BENEFICIARIES

(If you wish to make a Binding Death Benefit Nomination please submit separately)

Whilst I acknowledge the discretion the Trustees have to determine who the benefit is paid to, I hereby nominate the following persons to receive the benefit payable by the Trustees of the fund in the event of my death:

Name and Address	Relationship to member	Proportion of benefit
HARVEY Wang 9 serpentine court Waterways Vic 3195	Husband	100 %
		%

The Member

Signed by Linda Quan Chen:



Linda Quan Chen
Member

Dated: 30/08/2022