

VINIMINI SELF MANAGED SUPER

THIS DEED IS DATED: 03/06/2021 .

DATE HERE

PARTIES:

1. TRUSTEE: JOHN KENNEDY OF 35A GIRRAWEEN ROAD, GIRRAWEEN, NSW 2145 AND ANTONIA ANBIN ARASI JOHN KENNEDY OF 35A GIRRAWEEN RD, GIRRAWEEN, NSW 2145 (“the Trustee”).

2. INITIAL FUND MEMBERS: JOHN KENNEDY OF 35A GIRRAWEEN ROAD, GIRRAWEEN, NSW 2145 AND ANTONIA ANBIN ARASI JOHN KENNEDY OF 35A GIRRAWEEN RD, GIRRAWEEN, NSW 2145 (“the Initial Member”).

Recitals:

1. The Trustee establishes a Trust and Superannuation Fund known as VINIMINI SELF MANAGED SUPER (“the Fund”) on execution of this Deed, in accordance with this Deed as a Family Self- Managed Superannuation Fund.
2. The Trustee hereby executes this deed and is appointed as the first Trustee.
3. The Trustee intends that the Fund should be a complying Self-Managed Superannuation Fund (“complying SMSF”) for the purposes of the Superannuation Industry Supervision Act 1993 (“SIS Act”), the Income Tax Assessment Act 1997 (“Tax Act”) and other Superannuation Laws.
4. By execution of this Deed the Trustee signifies its consent to be appointed as the initial Trustee of the Fund as well as the initial members of the Fund. The Trustees acknowledge that they have read the Rules of the Fund, the Product Disclosure Statement and agree to be bound by them.
5. By execution of this Deed the Initial Members are taken to have applied for membership of the Fund through this Deed and hereby signify their consent to be appointed as Members. The Initial Members acknowledge that they have read the Rules of the Fund, the Product Disclosure Statement and agree to be bound by them.
6. The purpose of the Fund is to provide superannuation benefits to Members and in the event of their death, for their Dependents and to act for any other purposes as permitted from time to time under the SIS Act 1993, the SIS Regulations 1994 or otherwise allowed by the Regulator.

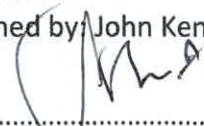
Provisions:

1. Establishment of the Fund: The Trustee establishes the Fund as a trust to be administered in accordance with this Deed with the Trustee and Initial Members to be appointed as the first Trustee and first Members.
2. Name of the Fund: The Fund will be known as the VINIMINI SELF MANAGED SUPER. Such name may be changed by the Trustee according to the Rules of the Fund.
3. Initial Trustee: The Trustee confirms that it will act as the initial Trustee of the Fund in accordance with this Deed.
4. Rules of the fund: The Rules of the Fund are the Rules attached to this Deed including any schedules, member sub-funds and may include any further amendments, changes or additions to the Rules made in accordance with the provisions of the Deed and the Rules.
5. Operations of the Fund: The Trustee hereby agrees to accept the initial and any further applications for Membership of the Fund. In addition, the Trustee is to ensure all Members meet the Trustee requirements for membership of a SMSF. The Trustee further agrees to receive Contributions, Rollovers and Transfers on behalf of Members, distributions and any other amounts paid to it and will invest those amounts to provide Superannuation Benefits for past, current and future Members according to the Rules of the Fund.
6. Successor Acts: A reference to an Act includes a reference to any successor Act to that Act.

EXECUTED AS A DEED BY THE PARTIES:

1. TRUSTEE

i. Signed by John Kennedy



SIGN HERE
03/06/2021
DATE HERE

.....
 John Kennedy Date
 Trustee

Witnessed by:


WITNESS
03/06/2021
DATE HERE

.....
 Witness Signature Date



.....
 Witness Name

ii. Signed by: Antonia Anbin Arasi John Kennedy

Antonia Kennedy **SIGN HERE** *03/06/2021* **DATE HERE**
.....
Antonia Anbin Arasi John Kennedy Date
Trustee

Witnessed by:

Jaydell **WITNESS** *03/06/2021* **DATE HERE**
.....
Witness Signature Date

Jaydell Nayelle
.....
Witness Name

2. INITIAL MEMBER

i. Signed by: John Kennedy

John A **SIGN HERE** *03/06/2021* **DATE HERE**
.....
John Kennedy Date
Trustee

Witnessed by:

Jaydell **WITNESS** *03/06/2021* **DATE HERE**
.....
Witness Signature Date

Jaydell Nayelle
.....
Witness Name

ii. Signed by: Antonia Anbin Arasi John Kennedy

Antonia Kennedy **SIGN HERE** 03/06/2021 **DATE HERE**
.....
Antonia Anbin Arasi John Kennedy Date
Trustee

Witnessed by:

[Signature] **WITNESS** 03/06/2021 **DATE HERE**
.....
Witness Signature Date

Joydott Neysere
.....
Witness Name

- borrowing money (or maintaining an existing borrowing) on behalf of the fund except in certain limited circumstances (while limited recourse borrowing arrangements are permitted, they can be complex and particular conditions must be met to ensure that legal requirements are not breached)
- acquiring an in-house asset if the fund's in-house assets exceed 5% of the market value of the fund's total assets, or the in-house assets will exceed 5% of the market value of the fund's total assets by acquiring the asset (in-house assets are loans to, or investments in, related parties of the fund – including trusts – or assets subject to a lease or lease arrangement between the trustee and a member, relative or other related party)
- entering into investments that are not made or maintained on an arm's length (commercial) basis (this ensures the purchase or sale price of the fund's assets and any earnings from those assets reflects their market value).

Administration

I understand that the trustees of the fund must:

- keep and retain for at least 10 years
 - minutes of all trustee meetings at which matters affecting the fund were considered (this includes investment decisions and decisions to appoint members and trustees, the retirement of members and payment of benefits)
 - records of all changes of trustees, including directors of the corporate trustee
 - each trustee's consent to be appointed as a trustee of the fund or a director of the corporate trustee
 - all trustee declarations
 - copies of all reports given to members
 - documented decisions about storage of collectables and personal use assets
- ensure that the following are prepared and retained for at least five years
 - an annual statement of the financial position of the fund
 - an annual operating statement
 - copies of all annual returns lodged
 - accounts and statements that accurately record and explain the transactions and financial position of the fund including asset market valuation
 - copies of Transfer balance account reports lodged
 - copies of any other statements you are required to lodge with us or provide to other super funds
- appoint an approved SMSF auditor each year, no later than 45 days before the due date for lodgment of the fund's annual return and provide documents to the auditor as requested
- lodge the fund's annual return, completed in its entirety, by the due date
- review the independent audit report received from the approved SMSF auditor and take action as required
- notify the ATO within 28 days of any changes to the
 - membership of the fund, or trustees or directors of the corporate trustee
 - name of the fund
 - contact person and their contact details
 - postal address, registered address or address for service of notices for the fund
- notify the ATO in writing within 21 days if the fund becomes an Australian Prudential Regulation Authority (APRA) regulated fund.

DECLARATION

By signing this declaration I acknowledge that I understand my duties and responsibilities as a trustee or director of the corporate trustee of the self-managed superannuation fund named on this declaration (or if the fund's name changes, that name). I understand that:

- I must ensure this document is retained for at least 10 years or while I remain a trustee or director of the corporate trustee (whichever is longer) and, if I fail to do this, penalties may apply.
- Administrative penalties can be imposed on me for not complying with the legislation
- I may have to make this document available for inspection by a member of staff of the ATO and, if I fail to do this, penalties may apply.
- I do not have access to the government's financial assistance program that is available to trustees of APRA regulated funds in the case of financial loss due to fraudulent conduct or theft.

Trustee's or director's name

John Kennedy

Trustee's or director's signature

[Handwritten Signature] **SIGN HERE**

Date

Day: 03 / Month: 06 / Year: 2021

DATE HERE

Witness' name (witness must be 18 years old or over)

Jaydatt Nayak

Witness' signature

[Handwritten Signature] **WITNESS**

Date

Day: 03 / Month: 06 / Year: 2021

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Trustee's or director's name

Antonia Anbin Arasi John Kennedy

Trustee's or director's signature

Antonia Kennedy **SIGN HERE**

Date

Day Month Year
03 / 06 / 2021 **DATE HERE**

Witness' name (witness must be 18 years old or over)

Jaydett Nayerk

Witness' signature

Jaydett **WITNESS**

Date

Day Month Year
03 / 06 / 2021



SMSF Registration Request

I request SuperHelp Australia Pty. Ltd. to register the SMSF in NSW with the Regulatory authorities and request for the Australian Business Number (ABN) and Tax File Number (TFN) on Trustee's behalf, with the information provided in the SMSF Setup Form.

I declare that the following disclosures in relation to the Trustees of the SMSF are correct:

For Individual Trustees of the Fund:

None of the Trustees have been convicted of an offence in respect of dishonest conduct in the Commonwealth or any state, territory or foreign country

No civil penalty order has been made in relation to any of the Trustees

None of the Trustees is an undischarged bankrupt

None of the Trustees have been notified that they are a disqualified person by a Regulator (APRA or Commissioner of Taxation)

For Corporate Trustee of the Fund:

*The company **does not** know or have reasonable grounds to suspect that a person who is, or is acting as, a responsible officer of the body corporate is a disqualified person*

*A receiver, or a receiver and manager **has not** been appointed to the company*

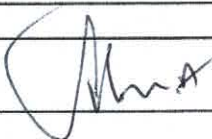
*The company **has not** been placed under official management*

*A provisional liquidator **has not** been appointed to the company*

*The company **is not** being wound up*

SMSF Name: VINMIKI SELF MANAGED SUPER.

Your Name: JOHN KENNEDY

Signature:  SIGN HERE

Date: 03/06/2021

DATE HER

Mail the signed form to PO Box 1906, Macquarie Centre NSW 2113 OR Email to info@superhelp.com.au