

STATUTORY DECLARATION

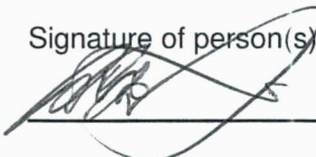
Name of Fund: AR & LN HART SUPERANNUATION FUND ("the Fund")

I, ANTHONY RONALD HART do solemnly and sincerely declare that:

1. I am a Trustee or director of the corporate Trustee of the Fund;
2. the sole purpose of the deed is the amendment of provisions of the trust deed;
3. the transaction is not part of an arrangement involving a change in the rights or interest of a beneficiary of the Fund or terminating the Fund;
4. there is no fund acquisition and therefore this is not part of an arrangement to avoid the imposition of duty;
5. transfer duty has been paid on all trust acquisitions for the Fund before the amendment;
6. notwithstanding anything to the contrary contained in the deed of amendment, it is not intended to:
  - (a) alter the objects of the Fund;
  - (b) reduce the benefits and entitlements payable to Members of the Fund;
  - (c) alter the rights and benefits of existing Members in a manner such that, on the whole, equity between Members is not maintained; or
  - (d) offend the provisions of the Superannuation Industry (Supervision) Act 1993 and its corresponding Regulations as they exist, from time to time, or any reenactments or replacements of the Act and Regulations made after the Deed Date;
7. the Fund is or will be a complying superannuation fund within 1 year after the date of the amendment.

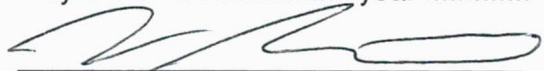
**VIC** I acknowledge that this declaration is true and correct and I make it with the understanding and belief that a person making a false declaration is liable to the penalties of perjury.

Signature of person(s) making declaration

  
\_\_\_\_\_

Taken and declared before me at Mentone this 29<sup>th</sup> day of April year 2014

GOOD HEALTH PHARMACY  
C & M TEMPLER  
30 Como Pde., Mentone 3194  
Tel: 9583 2092

  
\_\_\_\_\_  
Person who may take declaration\*

\*Declaration can be taken by:

- (a) a justice of the peace, commissioner for declarations or notary public under the law of the State, the Commonwealth or another state; or
- (b) a lawyer; or
- (c) another person authorized to administer an oath, under the law of the State, the Commonwealth or another state.

**NOTICE TO MEMBERS**  
**AR & LN HART SUPERANNUATION FUND**

From 1 July 1994, the Superannuation Industry (Supervision) Act 1993 and Regulations have governed the operation of superannuation funds in Australia. This scheme has been substantially amended during this time and is further amended from time to time. In order that the Fund's trust deed and governing rules better reflect the current provisions of the Act and Regulations, the Trustee has decided to amend the Fund's trust deed.

The variations to the trust deed and governing rules of the Fund do not affect the security of benefits or protection of your rights as a member of the Fund.

Please be assured that the changes which have been made are in your best interests and will enable the Fund to both retain its taxation concessions, and provide additional flexibility to the members. The benefits to which you are entitled have not been adversely affected by the changes

Dated: 11 /04/14

**SIGNATURE:**

A handwritten signature in black ink, appearing to be a stylized name, positioned above a horizontal line.

For and on behalf of the Trustee

**MEMBER/S RESOLUTION**  
**AR & LN HART SUPERANNUATION FUND**

The persons named below being all of the Members of the Fund resolve in relation to the Fund in the following terms:

**RESOLUTION:** The trust deed and rules of the Fund require amendment in order to better comply with the Superannuation Industry (Supervision) Act 1993 and regulations passed under it.

**RESOLUTION:** A Deed of Amendment of the Trust Deed for the Fund (the "Deed") be considered for the purpose of amending the Trust Deed for the Fund by deleting the current Governing Rules and inserting the new Governing Rules contained in Rule 1 to Schedule 3 inclusive which are annexed to the Deed.

**RESOLUTION:** The amendment of the Trust Deed would be for the benefit of the members of the Fund and would enable the Fund to better comply with the current legislative provisions applying to regulated superannuation funds.

**RESOLUTION:** To adopt the new Governing Rules as the governing rules for the Fund.

**RESOLUTION:** To execute the Deed and do all things required under it.

**SIGNATURE:**

  
\_\_\_\_\_  
ANTHONY RONALD HART

Dated: 11 / 04 / 14

  
\_\_\_\_\_  
LEIGH NICOLE HART

Dated: 11 / 04 / 14

**NOTE: All Members must sign this Resolution**

**TRUSTEE/S RESOLUTION**  
**AR & LN HART SUPERANNUATION FUND**

The persons named below being all of the Trustees or directors of the corporate Trustee of the Fund resolve in relation to the Fund in the following terms:

**RESOLUTION:** The trust deed and rules of the Fund require amendment in order to better comply with the Superannuation Industry (Supervision) Act 1993 and regulations passed under it.

**RESOLUTION:** A Deed of Amendment of the Trust Deed for the Fund (the "Deed") be considered for the purpose of amending the Trust Deed for the Fund by deleting the current Governing Rules and inserting the new Governing Rules contained in Rule 1 to Schedule 3 inclusive which are annexed to the Deed.

**RESOLUTION:** The amendment of the Trust Deed would be for the benefit of the members of the Fund and would enable the Fund to better comply with the current legislative provisions applying to regulated superannuation funds.

**RESOLUTION:** To adopt the new Governing Rules as the governing rules for the Fund.

**RESOLUTION:** To execute the Deed and do all things required under it.

**SIGNATURE:**

  
\_\_\_\_\_  
ANTHONY RONALD HART

Dated: 11/04/14

  
\_\_\_\_\_  
LEIGH NICOLE HART

Dated: 11/04/14

**IMPORTANT  
NOTE:**

**Each Trustee must sign this Resolution. As soon as possible thereafter, the Trustee/s must circulate a copy of this Resolution to each Member of the Fund.**



## Self-managed super fund trustee declaration

I understand that as an individual trustee or director of the corporate trustee of

Fund name

AR & LN HART SUPERANNUATION FUND

I am responsible for ensuring that the fund complies with the *Superannuation Industry (Supervision) Act 1993* (SISA) and other relevant legislation. The Commissioner of Taxation (the Commissioner) has the authority and responsibility for administering the legislation and enforcing the fund's compliance with the law.

If I do not comply with the legislation, the Commissioner may take the following actions:

- impose administrative penalties on me
- enter into agreements with me to rectify any contraventions of the legislation
- disqualify me from being a trustee or director of a corporate trustee of any superannuation fund in the future
- remove the fund's complying status resulting in a significant tax penalty on the fund, and
- prosecute me under the law, resulting in fines or imprisonment.

I must keep myself informed of changes to the legislation relevant to the operation of my fund and ensure the trust deed is kept up to date in accordance with the law and the needs of the members.

### SOLE PURPOSE

I understand it is my responsibility to ensure the fund is maintained for the purpose of providing benefits to its members upon their retirement (or attainment of a certain age) or their beneficiaries if a member dies.

### TRUSTEE DUTIES

I understand that by law I must:

- act honestly in all matters concerning the fund
- exercise skill, care and diligence in managing the fund
- act in the best interests of all the members of the fund
- ensure that my money and other assets are kept separate from the money and other assets of the fund
- take appropriate action to protect the fund's assets (for example, have sufficient evidence of the ownership of fund assets)
- not enter into any contract, or do anything, that would prevent me from, or hinder me in, properly performing or exercising my functions or powers as a trustee or director of the corporate trustee of the fund
- prepare and implement an investment strategy that takes the whole of the fund's circumstances into account, which includes, but is not limited to
  - the risks associated with the fund's investments
  - the likely return from investments, taking into account the fund's objectives and expected cash flow requirements
  - investment diversity and the fund's exposure to risk due to inadequate diversification, and
  - the liquidity of the fund's investments having regard to the fund's expected cash flow requirements in discharging its existing and prospective liabilities, and
- allow all members of the fund to have access to information and documents as required, including details about
  - the financial situation of the fund
  - the investments of the fund, and
  - the members' benefit entitlements.

### Investment restrictions

I understand that, as a trustee or director of the corporate trustee of the fund, subject to certain limited exceptions specified in the law, I am prohibited from the following:

- lending money of the fund to, or providing financial assistance to, a member of the fund or a member's relative (financial assistance means any assistance that improves the financial position of a person directly or indirectly, including the provision of credit)
- acquiring assets (other than listed securities, business real property or managed funds) for the fund from members or associates or other related parties of the fund
- borrowing money (or maintaining an existing borrowing) on behalf of the fund except in certain limited recourse borrowing arrangements
- having more than 5% of the fund's total assets at any time of the year as loans to, or investments in, related parties of the fund (including trusts) and assets subject to a lease or lease arrangement between the trustee and a member, relative or other related party (these assets are in-house assets), and
- entering into investments on behalf of the fund that are not made or maintained on an arm's length (commercial) basis, ensuring that the purchase or sale price of the fund's assets reflect market value.

### Accepting contributions and paying a benefit

I understand that I can only accept contributions and pay benefits (pensions or lump sums) to members or their beneficiaries when the conditions specified in the law and the fund's governing rules (including its trust deed) have been met.

### 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)
  - 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, and
  - all trustee declarations
- ensure that the following are prepared and retained for at least 5 years
  - a statement of financial position
  - an operating statement, and
  - accounts and statements that correctly record and explain the transactions and financial position of the fund
- notify us within 28 days of any changes in
  - trustees, directors of the corporate trustee or members of the fund
  - fund name
  - details of the contact person, contact phone and facsimile numbers, and
  - the postal address, registered address, or address for service of notices for the fund
- notify us in writing as soon as practicable (not later than 28 days) after becoming aware that the fund has ceased to be a self-managed superannuation fund or ceased to exist
- ensure that an approved auditor is appointed to audit the fund for each income year and provide that auditor with documents as requested, and
- lodge the fund's annual return by the due date.

### 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, and
- I may have to make this document available for inspection by a member of staff of the Tax Office and if I fail to do this, penalties may apply.

Trustee's or director's name

LEIGH NICOLE HART

Trustee's or director's signature



Date

Day: 28 / Month: 04 / Year: 2014

Witness' name (witness must be over the age of 18 years)

MARY HART

Witness' signature



Date

Day: 28 / Month: 04 / Year: 2014



## Self-managed super fund trustee declaration

I understand that as an individual trustee or director of the corporate trustee of

Fund name

AR & LN HART SUPERANNUATION FUND
----------------------------------

I am responsible for ensuring that the fund complies with the *Superannuation Industry (Supervision) Act 1993* (SISA) and other relevant legislation. The Commissioner of Taxation (the Commissioner) has the authority and responsibility for administering the legislation and enforcing the fund's compliance with the law.

If I do not comply with the legislation, the Commissioner may take the following actions:

- impose administrative penalties on me
- enter into agreements with me to rectify any contraventions of the legislation
- disqualify me from being a trustee or director of a corporate trustee of any superannuation fund in the future
- remove the fund's complying status resulting in a significant tax penalty on the fund, and
- prosecute me under the law, resulting in fines or imprisonment.

I must keep myself informed of changes to the legislation relevant to the operation of my fund and ensure the trust deed is kept up to date in accordance with the law and the needs of the members.

### SOLE PURPOSE

I understand it is my responsibility to ensure the fund is maintained for the purpose of providing benefits to its members upon their retirement (or attainment of a certain age) or their beneficiaries if a member dies.

### TRUSTEE DUTIES

I understand that by law I must:

- act honestly in all matters concerning the fund
- exercise skill, care and diligence in managing the fund
- act in the best interests of all the members of the fund
- ensure that my money and other assets are kept separate from the money and other assets of the fund
- take appropriate action to protect the fund's assets (for example, have sufficient evidence of the ownership of fund assets)
- not enter into any contract, or do anything, that would prevent me from, or hinder me in, properly performing or exercising my functions or powers as a trustee or director of the corporate trustee of the fund
- prepare and implement an investment strategy that takes the whole of the fund's circumstances into account, which includes, but is not limited to
  - the risks associated with the fund's investments
  - the likely return from investments, taking into account the fund's objectives and expected cash flow requirements
  - investment diversity and the fund's exposure to risk due to inadequate diversification, and
  - the liquidity of the fund's investments having regard to the fund's expected cash flow requirements in discharging its existing and prospective liabilities, and
- allow all members of the fund to have access to information and documents as required, including details about
  - the financial situation of the fund
  - the investments of the fund, and
  - the members' benefit entitlements.

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- lending money of the fund to, or providing financial assistance to, a member of the fund or a member's relative (financial assistance means any assistance that improves the financial position of a person directly or indirectly, including the provision of credit)
- acquiring assets (other than listed securities, business real property or managed funds) for the fund from members or associates or other related parties of the fund
- borrowing money (or maintaining an existing borrowing) on behalf of the fund except in certain limited recourse borrowing arrangements
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- keep and retain for at least 10 years
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  - 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, and
  - all trustee declarations
- ensure that the following are prepared and retained for at least 5 years
  - a statement of financial position
  - an operating statement, and
  - accounts and statements that correctly record and explain the transactions and financial position of the fund
- notify us within 28 days of any changes in
  - trustees, directors of the corporate trustee or members of the fund
  - fund name
  - details of the contact person, contact phone and facsimile numbers, and
  - the postal address, registered address, or address for service of notices for the fund
- notify us in writing as soon as practicable (not later than 28 days) after becoming aware that the fund has ceased to be a self-managed superannuation fund or ceased to exist
- ensure that an approved auditor is appointed to audit the fund for each income year and provide that auditor with documents as requested, and
- lodge the fund's annual return by the due date.

**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, and
- I may have to make this document available for inspection by a member of staff of the Tax Office and if I fail to do this, penalties may apply.

Trustee's or director's name

ANTHONY RONALD HART

Trustee's or director's signature

*[Handwritten signature of Anthony Ronald Hart]*

Date

Day: 28 / Month: 04 / Year: 2014

Witness' name (witness must be over the age of 18 years)

MARY HART

Witness' signature

*[Handwritten signature of Mary Hart]*

Date

Day: 28 / Month: 04 / Year: 2014