

# **PJCA SUPERANNUATION FUND**

## **➤ Deed of Amendment**

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Deed of Amendment prepared by:  
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16 Irwin Street  
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**Minutes of Trustee Meeting  
PJCA SUPER FUND ('the Fund')  
Purpose of Meeting – Amendment of Trust Deed**

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**Attended by the trustees of the PJCA SUPER FUND ("the Trustee")**

**Held at:** 46 Wheaton Road, Plympton, South Australia

**Date:** 26 / 12 / 2006

**Present:** **PHILIP JOHN GARDNER, CAROL ANNE GARDNER**

**Chairman:** **PHILIP JOHN GARDNER** was appointed Chairman of the meeting.

**Deed of Amendment** The Chairman tabled a Deed of Amendment for the trust deed of the Fund.

**Trustee Resolutions** **IT WAS RESOLVED** to adopt the amendments to the Trust Deed as contained in the Deed of Amendment.

**Execution:** It was resolved that the Trustee execute the Deed tabled by the Chairman before the meeting.

**Meeting Closed:** There being no further business the meeting was declared closed.

Confirmed as a true and correct record.

  
\_\_\_\_\_  
**Chairman**

**Date:** 26 / 12 / 06

This Deed of Amendment is made on the Deed Date by the Trustee and the Member whose respective details are in the Schedule.

**RECITALS:**

- A. The Fund was established by the execution of the Trust Deed on the Creation Date.
- B. The Trust Deed was varied by the Variation Deeds.
- C. The Trustee and the Member wish to amend the Trust Deed pursuant to the powers conferred on them in accordance with the Amending Rule of the Trust Deed.

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Signature: \_\_\_\_\_ Date: 2/1/09

**NOW THIS DEED WITNESSES:**

**1. INTERPRETATION AND DEFINITIONS**

**1.1 Interpretation**

Unless a contrary intention is evident or the relevant term is defined in the Deed, the terms and expressions in the Trust Deed have the same meaning as this Deed.

**1.2 Definitions**

For the purposes of this Deed the following terms shall mean as follows:

**"Act"** means the SIS Act, the Income Tax Assessment Act 1936, the Income Tax Assessment Act 1997, the Corporations Act 2001, the Family Law Act 1975 (Part VIIIB), the Social Security Act 1991, the Veterans' Entitlement Act 1986, any successor acts and all regulations made pursuant to the foregoing acts;

**"Amending Provisions"** means the variation alterations and amendment to the provisions of the Trust Deed specified in the Schedule;

**"Amending Rule"** means the clause, rule or provision of the Trust Deed so specified in the Schedule subject to the limitations expressed in the Amending Rule;

**"Creation Date"** means the date so specified in the Schedule;

**"Deed Date"** means the date the Trustee and the Member sign this Deed so specified in the Schedule;

**"Member"** means the current Member or Members of the Fund so specified in the Schedule;

**"Replacement Rules"** means the Rules in Annexure "A" to this Deed;

**"Rule"** means a reference to a clause, section, rule or provision of the Trust Deed whether or not described as such in the Trust Deed; and those rules that are attached to this Deed, any amendment of or substitution of those rules, and any other rule that is deemed by any law to be a rule of the Fund;

**"SIS Act"** means the Superannuation Industry (Supervision) Act 1993;

**"Trust Deed"** means the deed establishing the Trust Fund signed on the Creation Date together with the Variation Deeds and all deeds or declarations amending or varying the said Deed;

**"Trustee"** means the current Trustee or Trustees of the Trust Fund so specified in the Schedule;

**"Trust Fund"** means the superannuation fund established by execution of the Trust Deed by the name described in the Schedule and **"Fund"** shall have the same meaning;

**"Variation Deeds"** means deed(s) resolution(s) or declaration(s) signed subsequent to the Creation Date (if any) which vary or amend the Trust Deed or replace the Trustees as particularised in the Schedule.

## SCHEDULE

1. **Deed Date** 26/12/06
  
2. **Trustee Details**  
  
Name and Address: **PHILIP JOHN GARDNER**, 46 Wheaton Road, Plympton, South Australia  
**CAROL ANNE GARDNER**, 46 Wheaton Road, Plympton, South Australia
  
3. **Member Details**  
  
Name and Address: **PHILIP JOHN GARDNER**, 46 Wheaton Road, Plympton, South Australia  
**CAROL ANNE GARDNER**, 46 Wheaton Road, Plympton, South Australia
  
4. **Date of Trust Fund Deed (Creation Date)**  
  
6 December 1999
  
5. **Variation Deeds**  
  
Not applicable
  
6. **Name of Super Fund**  
  
PJCA SUPER FUND
  
7. **Amending Rule**  
  
Rule 104
  
8. **Amending Provisions**  
  
By deleting Rules 1 to 107.3 and replacing them with the Replacement Rules.