

9 July 2021

FundID S000357  
TaskID CHGD-1881966361

Mr T Parletta  
The Parletta Superannuation Fund  
PO Box 1122  
UNLEY SA 5061

Dear Mr Parletta,

### **Deed of Retirement and Appointment**

We refer to your recent request to make changes to the trustee structure of your fund and enclose the required "Deed of Retirement and Appointment" for your attention. Please note that if these documents are not signed they are not valid.

Would you please:

1. **Sign and date** the deed in the places indicated and have your signatures witnessed.  
**Please note** that the witnesses must not be a member or trustee of the fund and must be over 18 years old.
2. **Upload a copy** of the signed deed to the task on your dashboard (or return a copy to us by post if you prefer).

The deed should be stored in your fund folder after it has been signed.

If you have any questions or require assistance, please do not hesitate to contact our team on **1300 023 170** or send us an email via **enquiries@superconcepts.com.au**, including "Fund ID S000357" in the subject.

Kind Regards



**Kevin Sudlow**  
GM Operations and Customer Service

## This deed of Retirement and Appointment

is made on 8 July 2021 between the following parties:

1. **Tony Parletta**  
of 14 Power Street, Adelaide SA 5000  
**Samantha Parletta**  
of 14 Power Street, Adelaide SA 5000  
(Retiring Trustee); and
2. **Parletta Family Super Fund Pty Ltd** (ACN 651 817 962)  
of 14 Power Street, Adelaide SA 5000  
(New Trustee)

### Recitals

- A. By deed dated 8 December 1999 as amended from time to time (**Trust Deed**), The Parletta Superannuation Fund was created (**Fund**).
- B. The Retiring Trustee is the Trustee of the Fund and wishes to retire as Trustee.
- C. The Members are empowered to appoint a new trustee of the Fund pursuant to the conditions of the Trust Deed.
- D. The Members appoint the New Trustee as Trustee of the Fund as set out in this deed.

### By this deed

#### 1. Definitions

**Effective Date** means the date of execution of this deed.

**Trustee** means the trustee for the time being of the Fund.

**Trustee's Covenants** means the covenants, agreements and obligations contained or implied in the Trust Deed or imposed by law to be observed and performed by the Trustee.

#### 2. Retirement and Appointment of Trustee

- (a) As a result of the resignation of the Retiring Trustee, the Members appoint the New Trustee to be the Trustee of the Fund in place of the Retiring Trustee with effect from the Effective Date.
- (b) The New Trustee agrees to act as the Trustee of the Fund on the trusts contained in the Trust Deed with effect from the Effective Date.

#### 3. Covenants of New Trustee

The New Trustee agrees to observe and perform the Trustee's Covenants from the Effective Date.

#### 4. Vesting of Property

The property comprising the assets of the Fund will from the Effective Date vest in the New Trustee on the trusts contained in the Trust Deed.

## **5. Indemnities**

### **5.1 Indemnity by Retiring Trustee**

The Retiring Trustee indemnifies the New Trustee against any failure by the Retiring Trustee to observe and perform the Trustee's Covenants up to the Effective Date.

### **5.2 Indemnity by New Trustee**

The New Trustee indemnifies the Retiring Trustee for claims, costs and expenses arising on or after the Effective Date in respect of the Fund except to the extent that the claims, costs and expenses arise as a result of the Retiring Trustee's failure to observe and perform the Trustee's Covenants.

## **6. Costs**

The legal and other costs and expenses including, but not limited to, stamp duty payable in respect of this deed, will be paid from the assets of the Fund.

**Executed as a deed:**

**Signed** by the Retiring Trustee

**Tony Parletta**  
as retiring Trustee in the presence of



\_\_\_\_\_

**Tony Parletta**

Witness name (please print)  
**Samantha Parletta**  
as retiring Trustee in the presence of



\_\_\_\_\_

**Samantha Parletta**

Witness name (please print)

**Signed** by the New Trustee  
**Parletta Family Super Fund Pty Ltd**  
by



\_\_\_\_\_

Tony Parletta  
Director

Samantha Parletta  
Director

**Signed** by the Members

**Tony Parletta**  
as Member in the presence of

**WITNESS  
SIGN**



\_\_\_\_\_  
Tony Parletta

Witness name (please print)

**Samantha Parletta**  
as Member in the presence of

**WITNESS  
SIGN**



\_\_\_\_\_  
Samantha Parletta

Witness name (please print)