



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*

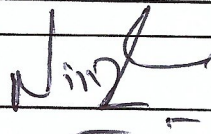
*The company **has not** been placed under official management*

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

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

SMSF Name: The Banyan Grove Pty Ltd

Your Name: Nina Putri

Signature:  **SIGN HERE**

Date: 10 Nov 2024

DATE HER

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

FIRST DIRECTORS MEETING AND CONSENTS

Date	18 November 2021
Purpose of Meeting	To formalise and establish the operations of THE BANYAN GROVE PTY LTD ("The Company").
Initial Directors Present	NILESHKUMAR PATEL
Chairperson	NILESHKUMAR PATEL was elected as Chairperson
Table of Business	The Directors hereby tabled and resolved the following:
1. Registration with ASIC under the Companies Act 2001	<p>The Directors have registered the company as a special purpose Trustee Company under the Corporations Act 2001 and have ensured it meets the relevant conditions and limitations of that specific company. The Directors also note that the company is entitled to the discounted annual ASIC fees relating to special purpose trustee companies.</p>
2. Appointment of Directors	<p>The Company has appointed the following persons as the initial Directors of the company:</p> <ul style="list-style-type: none">• NILESHKUMAR PATEL <p>Each Director has consented to acting as a Director until such time as they resign, retire or are terminated as a Director as per the Company's constitution. The Directors acting on behalf of the Company will be known as the Company's Board.</p>
3. Appointment of Chairperson	The Directors have appointed NILESHKUMAR PATEL as Chairperson
4. Registered Office Address	<p>The Directors resolved that the following address is to be noted to ASIC as the Company's registered office:</p> <p>46 Godson Ave Blackheath NSW 2785</p>
5. Appointment of Company Secretary	It was resolved by the Directors to appoint NILESHKUMAR PATEL as company secretary and NILESHKUMAR PATEL has consented to act as company secretary at the leisure of the Board.

6. Shareholders

The Directors noted that the persons and entities attached in Schedule A are the Company's first shareholders. The Company Secretary is hereby authorised and required to complete a register of:

- Shareholders
- Option holders
- Debenture note holders
- Lenders to the Company

7. Accounts and Financial Records

The Directors hereby resolve to ensure all accounts, financial and regulatory recording procedures are implemented and applied to all operations, both business and otherwise of the Company.

8. Common Seal

The Directors hereby resolve not to use a common seal in Company transactions.

THE BANYAN TREE SUPER FUND

THIS DEED IS DATED:

18 Nov 2021

DATE HERE

PARTIES:

- 1. TRUSTEE:** THE BANYAN GROVE PTY LTD – ACN: 655 435 706 OF 46 GODSON AVE, BLACKHEATH, NSW 2785 (“the Trustee”).
- 2. INITIAL FUND MEMBERS:** NILESHKUMAR PATEL OF 46 GODSON AVE, BLACKHEATH, NSW 2785 (“the Initial Member”).

RECITALS:

1. The Trustee establishes a Trust and Superannuation Fund known as THE BANYAN TREE SUPER FUND (“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 Dependants 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.

Executed on behalf of THE BANYAN GROVE PTY LTD



SIGN HERE

16 Nov 2021

DATE HERE

Nileshkumar Patel

Date

DIRECTOR and SECRETARY

[Faint, illegible handwritten text]

- 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

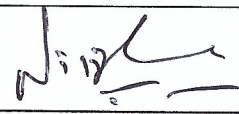
By signing this declaration I acknowledge that I understand my duties and responsibilities as a trustee or director of the corporate trustee of the self-managed superannuation fund named on this declaration (or if the fund's name changes, that name). I understand that:

- 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

Nileshkumar Patel as a director of The Banyan Grove PTY LTD ACN 655 435 706

Trustee's or director's signature




Date

Day Month Year
 / /

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

PATRICK HOUSTON

Witness' signature



Date

Day Month Year
 / /

Share Certificate

THE BANYAN GROVE PTY LTD

ACN: 655 435 706

Registered under the provisions of the Corporations Act

Registered Office: 46 Godson Ave
Blackheath NSW 2785

Certificate Number: 1

Number of Shares: 10

This is to Certify that:

Nileshkumar Patel
of
46 Godson Ave
Blackheath NSW 2785
Australia

Is the Registered Holder subject to the Constitution of the Company of the following shares in the Company:

Number	Class	Amount Paid / Share (\$)	Amount Unpaid / Share (\$)
10	NON - DIVIDEND	\$1.00	\$0.00

Executed in accordance with section 127 of the Corporations Act 2001:


.....
Nileshkumar Patel

DIRECTOR and SECRETARY

SIGN HERE


.....
Date

DATE HERE

18 November 2021

Deputy Commissioner of Taxation - Australian Taxation Office
PO Box 3373
Penrith NSW 2740

Dear Deputy Commissioner:

RE: NOTICE OF APPOINTMENT OF PUBLIC OFFICER

In accordance with section 252 of the Income Tax Assessment Act 1936, we give notice that Nileshkumar Patel, date of birth August 9, 1981, was appointed public officer of THE BANYAN GROVE PTY LTD, ACN: 655 435 706 on 18 November 2021.

The registered address and address of service of the company and the officer is:

C/- THE BANYAN GROVE Pty Ltd

46 Godson Ave
Blackheath NSW 2785

Other documents regarding the ATO's proof of identity requirements in support of this notice are enclosed.

Signed by the public officer:

Signature:


.....

Nileshkumar Patel

SIGN HERE

18 Nov 2021
.....

Date

DATE HERE

Executed on behalf of THE BANYAN GROVE PTY LTD by the director/s:

Signature:


.....

Nileshkumar Patel

Director

SIGN HERE

18 Nov 2021
.....


Date

DATE HERE

SHAREHOLDER DECLARATION

I, being the person specified in the application, dated 18 November 2021, for the registration of THE BANYAN GROVE PTY LTD pursuant to Section 117 of the Corporations Act 2001, as having given my consent to become a Shareholder, HEREBY AGREE to the terms of this Constitution as set out below.

Members:


.....
Niteshkumar Patel

SIGN HERE

18 Nov 2021
.....
Date

DATE HERE

18 November 2021

To the Board of Directors
THE BANYAN GROVE PTY LTD
46 Godson Ave
Blackheath NSW 2785

RE: CONSENT TO APPOINTMENT AS DIRECTOR and SECRETARY PURSUANT TO SECTION 204C AND 201D OF THE CORPORATIONS ACT 2001

I, Nileshkumar Patel, hereby consent to my appointment to act as a DIRECTOR and SECRETARY of THE BANYAN GROVE PTY LTD ACN: 655 435 706 on 18 November 2021. I note this will become effective upon lodgement with the Australian Securities and Investments Commission.

My personal details are as follows:

Full Name	Nileshkumar Patel
Former names (if any)	
Residential Address	46 Godson Ave
Town / State / Postcode / Country	Blackheath NSW 2785 Australia
Place of Birth	India
Date of Birth	August 9, 1981

Signed: _____

Nileshkumar Patel

SIGN HERE

Date: 18 November 2021

- 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

Nileshkumar Patel as a director of The Banyan Grove PTY LTD ACN 655 435 706

Trustee's or director's signature

[Handwritten Signature]



Date

Day: 18 / Month: 11 / Year: 2021

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

PATRICK HOUSTON

Witness' signature

[Handwritten Signature]




Date

Day: 18 / Month: 11 / Year: 2021

EXECUTED AS A DEED BY THE PARTIES:

1. TRUSTEE

THE BANYAN GROVE PTY LTD – ACN: 655 435 706 by being signed by the persons authorised to sign for the company pursuant to section 127 of the Corporations Act 2001:


.....
Nileshkumar Patel
Director/Secretary

SIGN HERE

18 NOV 2021
.....
Date

DATE HERE

2. INITIAL MEMBER

i. Signed by: Nileshkumar Patel



.....
Nileshkumar Patel
Initial Member

SIGN HERE

18 NOV 2021
.....
Date

DATE HERE

Witnessed by:


.....
Witness Signature

WITNESS

18 NOV 2021
.....
Date

DATE HERE

PATRICK HOUSTON
.....
Witness Name