

**DEED OF APPOINTMENT  
OF NEW TRUSTEE  
AND AMENDMENT**

**LOW & PARTNERS  
SOLICITORS**

6th Floor, 76 Waymouth Street  
Adelaide, South Australia 5000  
Telephone: (08) 212 6990  
International: 618 212 6990  
Facsimile: (08) 231 1799

**DEED OF APPOINTMENT OF NEW TRUSTEE AND AMENDMENT**

**THIS DEED** is made the 30<sup>th</sup> day of June 1994.

**BETWEEN:** **THOMAS DESMOND THOMAS** and **RHONDA VALERIE THOMAS** both of 45 Panorama Drive, Panorama in the State of South Australia (hereinafter called "the Retiring Trustee") of the first part

**AND:** **EARMAS PTY LTD** A.C.N. 065 282 715 of 118 West Terrace, Adelaide in the said State (hereinafter called "the New Trustee") of the second part

**AND:** **THOMAS INSURANCE BROKERS PTY LTD** A.C.N. 007 745 566 of 118 West Terrace, Adelaide aforesaid (hereinafter called "the Principal Employer") of the third part

COMMISSIONER OF STAMPS

S.A. STAMP DUTY PAID \$10.00  
ORIGINAL STAMPED (COPY 2 OF 3)  
11/07/94 12:04:20 00117469\*1  
DEED

**WHEREAS:**

- A. The Retiring Trustee is the Trustee of the Earmas Superannuation Fund pursuant to a Deed dated the 20th day of June 1984 (hereinafter called "the Amending Deed").
- B. Pursuant to Clause 12.14 of the Amending Deed the Trustee is empowered to vary or rescind any of the provisions of the Amending Deed with the consent of the Principal Employer.
- C. Pursuant to Clause 11 of the Amending Deed the Principal Employer is empowered to appoint a New Trustee.
- D. The Principal Employer and Retiring Trustee are desirous of appointing a New Trustee and the Principal Employer, Retiring Trustee and New Trustee are desirous of varying the terms of the Amending Deed hereinafter appearing.

**NOW THIS DEED WITNESSETH AS FOLLOWS:**

- 1 The Principal Employer and Retiring Trustee hereby confirms the recitals to this Deed which shall be read and construed as forming part of this Deed.
- 2 The Principal Employer and Retiring Trustee hereby appoints Earmas Pty Ltd A.C.N. 065282715 as the New Trustee of the said Superannuation Fund.
- 3 The Principal Employer and Retiring Trustee and the New Trustee hereby agree to vary the Original Deed by revoking the provisions thereof and substituting therefor the annexed which shall be known as the Earmas Superannuation Fund.
- 4 The Principal Employer and Retiring Trustee and the New Trustee warrant that the revocation and substitution effected hereby does not constitute a conveyance of the Trust assets or any of them and that there is no conferring of any benefit in the property of the Trust assets to the Trustee or any other person.
- 5 The Principal Employer and Retiring Trustee and the New Trustee warrant that the revocation and substitution effected hereby does not involve the creation or variation of any beneficial interest or potential beneficial interest in property in the fund.
- 6 The Principal Employer and Retiring Trustee and the New Trustee shall execute such documents as are necessary to completely effectuate the terms and conditions of this Deed.

**IN WITNESS WHEREOF** this Deed has been executed the day and year first hereinbefore written.

**SIGNED** by the said **THOMAS DESMOND**  
**THOMAS** in the presence of:

) ..... *Thomas* .....

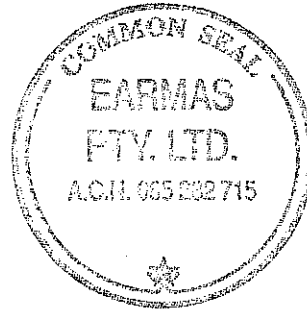
..... *Thomas* .....

**SIGNED** by the said **RHONDA VALERIE THOMAS** in the presence of:

) ..... *R. Thomas* .....

..... *[Signature]* .....

**THE COMMON SEAL** of **EARMAS PTY LTD** A.C.N. 065 282 715 was hereunto affixed in the presence of:



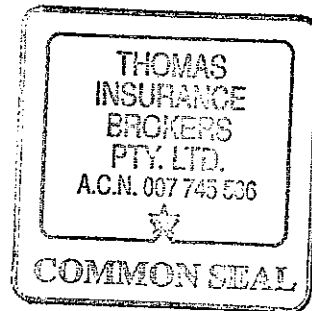
..... *Thomas Desmond Thomas* .....  
Director

*[Signature]*

..... *Rhonda Valerie Thomas* .....  
Secretary

*R. Thomas.*

**THE COMMON SEAL** of **THOMAS INSURANCE BROKERS PTY LTD** A.C.N. 007 745 566 was hereunto affixed in the presence of:



..... *Thomas Desmond Thomas* .....  
Director

*[Signature]*

..... *Rhonda Valerie Thomas* .....  
Secretary

*R. Thomas.*

DATED

30<sup>th</sup> June

1994

**DEED OF APPOINTMENT  
OF NEW TRUSTEE  
AND AMENDMENT**

BETWEEN:

**THOMAS DESMOND THOMAS**

and

**RHONDA VALERIE THOMAS**  
("the Retiring Trustee")

and ○

**EARMAS PTY LTD**  
A.C.N. 065 282 715  
("the New Trustee")

and

**THOMAS INSURANCE BROKERS  
PTY LTD**  
A.C.N. 007 745 566  
("the Principal Employer")

**LOW & PARTNERS  
SOLICITORS**

6th Floor, 76 Waymouth Street  
Adelaide, South Australia 5000  
Telephone: (08) 212 6990  
International: 618 212 6990  
Facsimile: (08) 231 1799  
94054002.RIL