

**M & A SUPERANNUATION FUND**

**TRUSTEE'S DECLARATION**

The Trustee has determined that the trust is not a reporting entity and that this is a special purpose financial report prepared in accordance with the accounting policies outlined in the Notes to the Financial Statements.

The trustee declares that –

- (a) the Financial Statements and Notes presents fairly the trust's financial position as at 30 June 2010 and it's performance for the year ended on that date in accordance with the accounting policies described in the Notes to the Financial Statements
- (b) in the trustees' opinions there are reasonable grounds to believe that the trust will be able to pay its debts as and when they fall due.



Scott Bailey  
Trustee

Dated: 6.16.11



Melinda Bailey  
Trustee

Dated: 6.16.11

**MEMORANDUM OF RESOLUTIONS OF THE TRUSTEES OF  
The M & A Superannuation Fund  
for year ended 30<sup>th</sup> June 2010**

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CONTRIBUTIONS  
RECEIVED:

It was resolved that the employer contributions made during the year be allocated to members on the following basis:

Melinda Bailey	\$1,000.00
Scott Bailey	\$4,320.00

It was resolved that the personal contributions made during the year be allocated to members on the following basis:

Scott Bailey	\$11,041.87
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COMMENCEMENT OF  
PENSIONS:

It was resolved that a pension be commenced for Avril Bailey on 1<sup>st</sup> July 2009 using 100% of the accumulation portion of her member balance at that date, being \$150,000.

INSURANCE  
PREMIUMS:

It was resolved that the following life insurance premiums be paid:

Scott Bailey	\$792.92
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DEATH OF MEMBER:

One of the funds members, Avril Bailey, died on 25<sup>th</sup> September 2009. In line with her Death Benefit Nomination, 100% of her member balance of \$501,579.33 was distributed to her three (3) children in equal shares as follows:

Scott Bailey	\$167,194
Sheree Klasen	\$167,194
Vikki Dobbys	\$167,194

An amount of \$8,818.00 was remitted to the ATO by the Fund on behalf of each of the beneficiaries in respect of the Gross Death Benefits above.

It was resolved that \$11,041.87 of Scott's above benefit be retained by the fund and treated as having been paid to him and then re-contributed to the Fund by him as a Non-Concessional Member Contribution. On payout of Avril's death benefits it became apparent that whilst Scott's share of expenses and tax in the Fund was correctly accounted for in his member balance, no physical reimbursement had ever occurred from his NPBS bank account within the Fund to one of Max and Avril's bank accounts in the Fund. As tax and expenses of the Fund were always paid from one of Max and Avril's bank accounts in the Fund, this resulted in a shortfall of cash available to pay out death benefits. As this shortfall was directly attributable to Scott, he was paid that amount less than his two (2) sisters.

PENSIONS PAID:

It was resolved that the following pension benefits that were paid during the year be allocated to members on the following basis:

Avril Bailey	\$497,597 Reversionary Pension Paid
Avril Bailey	\$176,326 Pension Paid (commenced 1/7/08)
Avril Bailey	\$0 Pension Paid (commenced 1/7/09)
	\$673,923

ADMIT NEW MEMBER & NEW TRUSTEE:

It was resolved that on 1<sup>st</sup> December 2009 that Melinda Bailey be admitted as a member and also Trustee of the Fund after receiving signed documentation from her in respect of this.

PURCHASES OF ASSETS:

It was resolved that having regard to the composition of the Fund's existing investments, the Fund's investment strategy and its present liquidity, the purchase of the assets identified in the schedule hereto be confirmed.

SALES OF ASSETS:

It was resolved that having regard to the composition of the Fund's existing investments, the Fund's investment strategy and its present liquidity, the sales of the assets identified in the schedule hereto be confirmed.

ALLOCATED OF NET INCOME:

It was resolved that the net income of the fund be proportionally allocated to members based on the member's opening fund balance.

REPORTS AND STATEMENTS:

It was resolved that:

- (a) The Statement of Financial Position, Income & Expenditure Statement and Notes thereto, Auditor's report and Members Statements be adopted by the Trustee and the Trustee be authorized to sign the Trustee Declaration,
- (b) The Income Tax and Regulatory Return be adopted and signed by a representative of the Trustee, and
- (c) The Trustee's Declaration be adopted and signed by the Trustee.

REVIEW OF INVESTMENT STRATEGY:

It was resolved that the Fund's existing investment strategy has been reviewed by the Trustee who, after considering:

- (i) the risk involved in making, holding and realizing, and the likely return from , the Fund's investments having regard to its objectives and its expressed cash flow requirements,
- (ii) the age of the member,
- (iii) the composition of the Fund's investments as a whole including the extent to which the investments are diverse

or involve the funds being exposed to risks from inadequate diversification,

- (iv) the liquidity of the Fund's investments having regard to its expected cash flow requirements, and
- (v) the ability of the Fund to discharge its existing and prospective liabilities.

is satisfied that the said investment strategy requires no further modification or adaption at this time.

TRUSTEE STATUS:

Each of the Trustee(s) confirmed that they are qualified to act as Trustee(s) of the Fund and that they are not disqualified persons as defined by Section 121 of the SIS Act.

CLOSURE:

Signed by the trustee(s) pursuant to the Fund Deed

  
.....  
Scott Bailey

6.6.11

  
.....  
Melinda Bailey

6.6.11

**MEMORANDUM OF RESOLUTION OF  
Scott & Melinda Bailey  
ATF M & A Superannuation Fund  
for the year ended 30 June 2010**

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TAX AGENT:

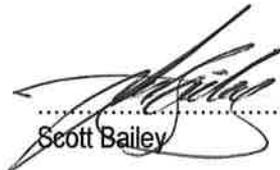
It was resolved that

McNamara Chartered Accountants  
of  
373 High Street  
MAITLAND NSW 2320

act as tax agent & accountants of the fund for the next financial year.

CLOSURE:

Signed by the trustee pursuant to the Fund Deed.

  
.....  
Scott Bailey

6/6/11

  
.....  
Melinda Bailey

6/6/11

**MEMORANDUM OF RESOLUTION OF  
Scott & Melinda Bailey  
ATF M & A Superannuation Fund  
for the year ended 30 June 2010**

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AUDITORS:

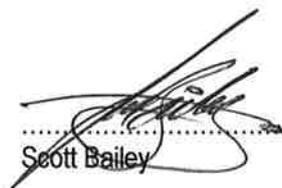
It was resolved that

Mark Barrett  
of  
2/19 Corlette Street, Cooks Hill NSW 2300

act as auditor of the fund for the next financial year.

CLOSURE:

Signed by the trustee(s) pursuant to the Fund Deed.

  
.....  
Scott Bailey

6/6/11  
.....

  
.....  
Melinda Bailey

6/6/11  
.....

**MEMORANDUM OF RESOLUTION OF  
Scott Bailey  
ATF M & A Superannuation Fund**

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TAX AGENT:

It was resolved that

McNamara Chartered Accountants  
of  
373 High Street  
MAITLAND NSW 2320

act as tax agent & accountants of the fund for the next financial year.

CLOSURE:

Signed by the trustee pursuant to the Fund Deed.

  
.....  
Scott Bailey

28/5/10



**MEMORANDUM OF RESOLUTION OF  
Scott Bailey  
ATF M & A Superannuation Fund**

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AUDITORS:

It was resolved that

Mark Barrett  
of  
2/19 Corlette Street, Cooks Hill NSW 2300

act as auditor of the fund for the next financial year.

CLOSURE:

Signed by the trustee(s) pursuant to the Fund Deed.

  
.....  
Scott Bailey

28/5/10

**M & A SUPERANNUATION FUND**

**TRUSTEE'S DECLARATION**

The Trustee has determined that the trust is not a reporting entity and that this is a special purpose financial report prepared in accordance with the accounting policies outlined in the Notes to the Financial Statements.

The trustee declares that –

- (a) the Financial Statements and Notes presents fairly the trust's financial position as at 30 June 2009 and it's performance for the year ended on that date in accordance with the accounting policies described in the Notes to the Financial Statements
- (b) in the trustees' opinions there are reasonable grounds to believe that the trust will be able to pay its debts as and when they fall due.



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Scott Bailey  
Trustee

Dated: 28/5/10

**MEMORANDUM OF RESOLUTIONS OF THE TRUSTEE OF  
The M & A Superannuation Fund  
For year ended 30<sup>th</sup> June 2009**

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**CONTRIBUTIONS  
RECEIVED:**

It was resolved that the employer contributions made during the year be allocated to members on the following basis:

Max Bailey	\$ 1,215.00
Avril Bailey	\$ 0.00
Scott Bailey	\$ 5,040.00

It was resolved that the personal contributions made during the year be allocated to members on the following basis:

Max Bailey	\$ 0.00
Avril Bailey	\$150,000.00
Scott Bailey	\$ 0.00

**COMMENCEMENT OF  
PENSIONS:**

It was resolved that pensions be commenced for both Max and Avril Bailey on 1<sup>st</sup> July 2008 using 100% of their member balances at that date.

**INSURANCE  
PREMIUMS:**

It was resolved that the following life insurance premiums be paid:

Max Bailey	\$6,881.19
Scott Bailey	\$ 789.92

**DEATH OF MEMBER:**

One of the funds members, Max Bailey, died on 6<sup>th</sup> December 2008. In line with his Death Benefit Nomination, 100% of his member balance was applied to his spouse Avril Bailey. As 100% of his member balance was in pension phase, this resulted in a Reversionary Pension balance to Avril Bailey.

As a result of Max's death, the fund received a payout on the life insurance policy the fund owned in respect of him. An amount of \$262,137.19 was received by the fund and applied to Max's reversionary pension balance for Avril.

**BENEFITS PAID:**

It was resolved that the following benefits paid during the year be allocated to members on the following basis:

Max Bailey	\$ 1,032.75 Lump Sum Death Benefit
Avril Bailey	\$ 11,220.00 Reversionary Pension Paid
Avril Bailey	\$321,747.25 Pension Paid
Scott Bailey	\$ 0.00

**PURCHASES OF  
ASSETS:**

It was resolved that having regard to the composition of the Fund's existing investments, the Fund's investment strategy and its present liquidity, the purchase of the assets identified in the schedule hereto

be confirmed.

SALES OF ASSETS:

It was resolved that having regard to the composition of the Fund's existing investments, the Fund's investment strategy and its present liquidity, the sales of the assets identified in the schedule hereto be confirmed.

ALLOCATED OF NET INCOME:

It was resolved that the net income of the fund be proportionally allocated to members based on the member's opening fund balance.

REPORTS AND STATEMENTS:

It was resolved that:

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- (b) The Income Tax and Regulatory Return be adopted and signed by a representative of the Trustee, and
- (c) The Trustee's Declaration be adopted and signed by the Trustee.

REVIEW OF INVESTMENT STRATEGY:

It was resolved that the Fund's existing investment strategy has been reviewed by the Trustee who, after considering:

- (i) the risk involved in making, holding and realizing, and the likely return from , the Fund's investments having regard to its objectives and its expressed cash flow requirements,
- (ii) the age of the member,
- (iii) the composition of the Fund's investments as a whole including the extent to which the investments are diverse or involve the funds being exposed to risks from inadequate diversification,
- (iv) the liquidity of the Fund's investments having regard to its expected cash flow requirements, and
- (v) the ability of the Fund to discharge its existing and prospective liabilities.

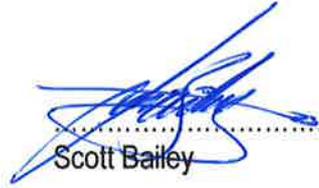
is satisfied that the said investment strategy requires no further modification or adaption at this time.

TRUSTEE STATUS:

Each of the Trustee(s) confirmed that they are qualified to act as Trustee(s) of the Fund and that they are not disqualified persons as defined by Section 121 of the SIS Act.

CLOSURE:

Signed by the trustee(s) pursuant to the Fund Deed

  
.....  
Scott Bailey

..... 28 / 5 / 10 .....

M & A Superannuation Fund

SCHEDULE OF PURCHASES AND SALES OF FUND ASSETS  
FOR THE REPORTING PERIOD ENDED 30 JUNE 2009

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Details	No of Units
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**Purchases of Fund Assets**

Shares in Listed Companies (Australian)

Units in Listed Trusts (Australian)

BT Select Markets – European Growth Fund	134.60
Bunnings Warehouse Property Trust	635
National Investment Trust	33,498.86

**Sale of Fund Assets**

Shares in Listed Companies (Australian)

Units in listed Unit Trusts (Australian)

**TRUSTEE CONSENT / DECLARATION FORM**

**M & A Superannuation Fund  
("the Fund")**

I, Melinda Bailey

Of 4 Carroll Street, Singleton

Hereby declare that:

1. I consent to act as a Trustee of the Fund.
2.
  - (a) I have never been found guilty of a dishonest conduct offence in Australia or elsewhere;
  - (b) I am not an insolvent person under administration under the Bankruptcy Act 1966;
  - (c) I am not disqualified from acting as trustee or as a responsible officer of a trustee company under the Superannuation Industry (Supervision) Act;
  - (d) I have not at any time been prohibited from managing a corporation under State or Federal order; and
  - (e) I have not at any time been convicted of an offence relating to the management of a corporation under the Corporations Act or convicted of an offence involving serious fraud.

M Bailey  
Melinda Bailey

Dated: 1/12/09

# M & A SUPERANNUATION FUND

## TRUSTEES' DECLARATION

The Trustees have determined that the trust is not a reporting entity and that this is a special purpose financial report prepared in accordance with the accounting policies outlined in the Notes to the Financial Statements.

The trustees declare that –

- (a) the Financial Statements and Notes presents fairly the trust's financial position as at 30 June 2008 and it's performance for the year ended on that date in accordance with the accounting policies described in the Notes to the Financial Statements
- (b) in the trustees' opinions there are reasonable grounds to believe that the trust will be able to pay its debts as and when they fall due.

  
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Avril Bailey  
Trustee

Dated: 19/6/09

  
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Scott Bailey  
Trustee

Dated: 19/6/09