

DEED OF APPOINTMENT AND RETIREMENT OF TRUSTEE

THIS DEED OF APPOINTMENT made the 9th day of JANUARY 1996

PARTIES:

1. **MAREK ROHOZINSKI** of 17 Wellington Crescent Wonduna in the State of Queensland (the "Retiring Trustee").
2. **ROHO DEVELOPMENTS PTY. LTD.** ACN 059 783 050 a Company incorporated in the State of Queensland and having its registered office at C/- BDO Nelson Parkhill, 300 Queen Street Brisbane in the said State (the "New Trustee").
3. **MAREK ROHOZINSKI** of 17 Wellington Crescent Wonduna in the said State (the "Appointer").

RECITALS:

- A. By Deed of Settlement dated 1st day of February 1982 between **PHILLIP PARRY** of Centre 15, Torquay Road Pialba, as settlor and the Retiring Trustee (the "Trust Deed") a trust fund was created known as the **M. & J. ROHOZINSKI FAMILY TRUST** ("the Trust").
- B. The Retiring Trustee was appointed Trustee of the Trust by the trust deed and has continuously held such office up to and including the date hereof.
- C. By clause 17 of the Trust Deed the power of appointment of a New Trustee in the place of an existing Trustee is vested in the Appointer during his lifetime.
- D. The Appointer has not retired from the position of Appointer or done anything so as to prejudice or preclude the Appointer from exercising the power of appointment as contained in the trust deed.
- E. The New Trustee is not by virtue of the provisions of the Trust Deed or by law precluded from assuming office as Trustee of the Trust.
- F. The Retiring Trustee has given notice to the Appointer of its desire to retire as Trustee of the Trust.
- G. The New Trustee has agreed to join in these presents to accept appointment as Trustee of the Trust.

THIS DEED WITNESSES:

Appointment of New Trustee

1. The Appointer in exercise of the powers conferred upon him by the Trust Deed accepts the resignation of the Retiring Trustee as Trustee of the **M. & J. ROHOZINSKI FAMILY**

SCHEDULE

FIRST PART

DATE OF MAKING THIS DEED:

The 1st day of
February, 1982

SECOND PART

SETTLOR:

PHILLIP PARRY
Centre 15,
Torquay Road,
PIALBA, 4655

THIRD PART

TRUSTEE:

MAREK ROHOZINSKI

FOURTH PART

PRIMARY BENEFICIARIES:

MAREK ROHOZINSKI and
JANET LYNNE ROHOZINSKI

FIFTH PART

ADDITIONAL MEMBERS OF
THE CLASS OF GENERAL
BENEFICIARIES

(a) Any child,
grandchild, or great
grandchild of the
primary beneficiaries.
(b) Any legally adopted
child of the primary
beneficiaries and any
child or grandchild of

SCHEDULE

DATE OF DEED:

The *Twenty Fourth* day of *February*

1995

TRUSTEE:

M. ROHOZINSKI (DENTAL) PTY LTD
ACN 010 525 943

PRINCIPAL EMPLOYER:

M. ROHOZINSKI (DENTAL) PTY LTD
ACN 010 525 943

NAME OF FUND:

THE ROHOZINSKI SUPERANNUATION FUND

DATE OF
ESTABLISHMENT OF
FUND:

20 April 1993

PROVISIONS OF EXISTING
DEED TO BE DELETED:

Clauses 1 to 51 and Schedules A, B, C & D

DETAILS OF TRUST DEED:

Trust Deed establishing the Fund dated 20 April 1993. Deed of Retirement and Appointment of Trustee dated the date hereof.

T9502414AJMS4/1