

**DEED OF APPOINTMENT
OF TRUSTEE
FOR THE
A & L MESSINA
SUPERANNUATION FUND**



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THIS DEED is made this 15th day of February 2019.

BETWEEN: **LYNETTA MARY MESSINA AND LYNETTE MESSINA AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ANTONIO MESSINA** of 33/37 Playfield Street, Chermside in the State of Queensland (hereinafter with his successors and assigns called "the Members") of the First Part

"the Members"

AND: **MESSINA SUPERANNUATION CO PTY LTD ACN 631 659 357** of 33/37 Playfield Street, Chermside in the State of Queensland (hereinafter with his successors and assigns called "the New Trustee") of the Second Part

"the New Trustee"

WHEREAS:

- A. The Members were the Trustees and Members of the Fund named in the Schedule ("the Fund") under the Trust Deed for the Fund ("the Trust Deed");
- B. The late Antonio Messina died on 7 January 2018 and the Lynette Mary Messina is the Personal Representative appointed by his last Will dated 24 June 2009.
- C. Pursuant to the provision of Clause 8 of the Trust Deed power to appoint a new Trustee is conferred on the Members, and Lynette Mary Messina as Personal Representative is to exercise the decision making on behalf of the estate of a deceased Member of the Fund.
- D. The New Trustee is prepared to act as Trustee of and for the Fund.


NOW THIS DEED WITNESSES AS FOLLOWS:-

Appointment

- 1) The Members hereby appoints the New Trustee as Trustee of the Fund to take effect from the date of this Deed.
- 2) The New Trustee agrees to act as Trustee for the Fund.

Covenant by New Trustee

- 3) Subject to the Trust Deed, the New Trustee agrees to discharge any liability incurred by the original Trustees in their capacity as trustee from the assets of the Fund.

Client No:	1051331	Duties Act 2001
Transaction No:	517-431-508	
Duty Paid \$	NIL	<input checked="" type="checkbox"/> Exempt
UTI \$		817.
Date:	17/4/19	Signed: 

Transfer

- 4) The parties agree to do anything necessary to transfer legal title to the Fund assets to the New Trustee to enable the New Trustee to carry out its duties as Trustee.

SCHEDULE

NAME OF FUND: The A & L Messina Superannuation Fund

TRUST DEED PARTICULARS:

Deed made the 20th day of January 2006 by Antonio Messina and Lynette Mary Messina as Trustees, as varied by Deed of Variation dated 22nd March 2011.

EXECUTED AS A DEED

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals on the day and date hereinbefore mentioned.


SIGNED SEALED AND DELIVERED by)
the said **LYNETTE MARY MESSINA**)
as Member in the presence of:)

L.M. Messina
.....


.....
Signature of Witness


SIGNED SEALED AND DELIVERED by)
the said **LYNETTE MARY MESSINA AS**)
PERSONAL REPRESENTATIVE OF THE)
ESTATE OF ANTONIO MESSINA)
as the New Trustee or in the presence of:)

L.M. Messina
.....


.....
Signature of Witness

EXECUTED by **MESSINA SUPERANNUATION)**
CO PTY LTD ACN 631 659 357)
By being signed by the person or persons)
Authorised under its Constitution to sign for)
The Company:)

L.M. Messina
.....


.....
Signature of Witness