

DEED OF VARIATION

OF

AB and YA Buttenshaw Super Fund

THIS DEED IS DATED: the 13th day of NOVEMBER 2017
THIRTEENTH.

DATE HERE

PARTIES:

Allan Bruce Buttenshaw of 20 Seacourt Ave, Dudley NSW 2290 and Yvonne Annette Buttenshaw of 20 Seacourt Ave, Dudley NSW 2290 ("the Trustees")

Allan Bruce Buttenshaw of 20 Seacourt Ave, Dudley NSW 2290 and Yvonne Annette Buttenshaw of 20 Seacourt Ave, Dudley NSW 2290 ("the Members")

RECITALS:

- a) Allan Bruce Buttenshaw and Yvonne Annette Buttenshaw act as Trustees of AB and YA Buttenshaw Super Fund ("the Fund").
- b) Allan Bruce Buttenshaw and Yvonne Annette Buttenshaw are the Members of the Fund ("the Members").
- c) The Fund was established by deed dated 03/11/2010 ("the Original Deed").
- d) The Trustees wish to amend the Deed by substituting in place of the existing Clauses those Rules ("the New Rules") in the form annexed and marked as "Annexure A" to this Deed.
- e) Clause 189 of the Fund's existing Deed allows the Trustees to vary the Deed so long as no amendment will reduce a Member's Benefit (as defined in those Clauses). The purpose of the amendment is to enable the Trustee and the Members to comply with the new superannuation measures by adopting the governing rules as the governing rules of the Fund.
- f) Notwithstanding anything contained in this Deed to the contrary, this Deed does not and shall not:
 - (i) alter the objects of the Fund;
 - (ii) reduce the benefits and entitlements payable to Members;
 - (iii) alter the rights and benefits of existing Members in a manner such that, on the whole, equity between Members is not maintained; or
 - (iv) offend the provisions of any relevant Act or Regulation as they exist, from time to time, or any amendments or variation of any relevant Act or Regulation made after the date of this Deed.

- g) To the extent that any one or more of the provisions of this Deed are not able, allowed or required to take effect pursuant to a provision of the Superannuation Industry Supervision Act 1993 as amended or regulation made for the purposes of that statutory enactment, the provisions are amended by deletion to the extent that:
- (i) it is necessary to remove that or those restrictions beyond the validity of the amendments, or any part of them made pursuant to this Deed; and;
 - (ii) the deletion of part or all of the provisions does not result in a resettlement of the Fund; and
 - (iii) amendments made by this Deed are deemed to have occurred after the deletion referred to in this clause.
- h) This Deed shall not take effect, to the extent that any one or more of the provisions of this Deed are not able, allowed, or required to take effect pursuant to the provisions of any regulation made for the purpose of that statutory enactment; and the provision is not capable of amendment to enable or allow this Deed to take effect.

PROVISIONS:

1. Replacement of Rules:

The existing Clauses of the Fund are replaced in their entirety with the New Rules as marked "Annexure A" to this Deed, pursuant to Clause 189 of the Fund's governing rules.

2. No Resettlement at Law:

Any amendment to the Clauses of the Fund affected by this Deed does not result in a resettlement of the Fund at law, equity or under any Superannuation Law.

EXECUTED AS A DEED BY:

SIGNED SEALED AND DELIVERED by)
Allan Bruce Buttenshaw in their capacity as)
Trustee in the presence of:)

Buttenshaw

SIGN HERE

BARBARA RODHAM

Witness

Barbara Rodham

Witness Full Name

WITNESS

SIGNED SEALED AND DELIVERED by)
Yvonne Annette Buttenshaw in their capacity)
as Trustee in the presence of:)

Buttenshaw

SIGN HERE

BARBARA RODHAM

Witness

Barbara Rodham

Witness Full Name

WITNESS

Executed by Allan Bruce Buttenshaw in the)
presence of:)

Buttenshaw

SIGN HERE

BARBARA RODHAM

Witness

Barbara Rodham

Witness Full Name

WITNESS

Executed by Yvonne Annette Buttenshaw in)
the presence of:)

Buttenshaw

SIGN HERE

BARBARA RODHAM

Witness

Barbara Rodham

Witness Full Name

WITNESS