



COOPER GRACE WARD
LAWYERS

CHANGE OF TRUSTEE DEED
A.B.G. TURNER FAMILY
SUPERANNUATION FUND

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YDT10235808 3439-1929-7809v1

CHANGE OF TRUSTEE DEED

PARTIES

Continuing Trustees	DOUGLAS BARNARD TURNER DAVID ALEXANDER TURNER
New Trustee	ANDREW BLAIR WHITSON
Members	ALEXANDER BARNARD GIBSON TURNER DOUGLAS BARNARD TURNER DAVID ALEXANDER TURNER

BACKGROUND

- A. The Continuing Trustees and Alexander Barnard Gibson Turner were the trustees of the Fund.
- B. Alexander has lost capacity and has ceased to be a trustee of the Fund.
- C. Douglas Barnard Turner, Neil John Whitson and Andrew Blair Whitson are Alexander's attorneys under an enduring power of attorney dated 4 March 2011, with Douglas Barnard Turner and any other attorney authorised to make decisions.
- D. Clause 14.3 of the Trust Deed allows the majority of members of the Fund to appoint a new trustee of the Fund.

OPERATIVE PART

1. INTERPRETATION

Definitions

- 1.1 The meanings of the terms used in this deed are set out below.

Term	Meaning
Alexander	Alexander Barnard Gibson Turner
Fund	A.B.G. Turner Family Superannuation Fund, particulars of which are set out in the Schedule
Trust Deed	the trust deed for the Fund, particulars of which are set out in the Schedule

Construction

- 1.2 In this deed:



- (a) words in the singular include the plural and vice versa;
- (b) words indicating any gender indicate the appropriate gender;
- (c) where a word or phrase is given a particular meaning, other parts of speech and grammatical forms of that word or phrase have corresponding meanings;
- (d) references to any document (including this deed) include references to the document as amended, consolidated, supplemented, novated or replaced;
- (e) a reference to a statute includes a reference to all enactments amending or consolidating the statute and to an enactment substituted for the statute and any subordinate legislation, including regulations;
- (f) the Schedule forms part of this deed; and
- (g) headings are included for convenience only and do not affect interpretation of this deed.

2. RETIREMENT AND APPOINTMENT

2.1 A majority of Members:

- (a) remove Alexander as a trustee of the Fund with immediate effect; and
- (b) appoint the New Trustee as an additional trustee of the Fund from the date of this deed.

2.2 The New Trustee agrees to act as an additional trustee and acknowledges that the Fund is a regulated superannuation fund under the *Superannuation Industry (Supervision) Act 1993* (Cth).

2.3 The Continuing Trustees acknowledge the removal of Alexander and the appointment of the New Trustee as a trustee of the Fund.

3. DISCHARGE OF RETIRING TRUSTEES

Alexander is discharged from further performing his obligations as a trustee from the date of this deed.

4. COVENANTS

4.1 Subject to the Trust Deed, the New Trustee and Continuing Trustees agree to discharge any liability incurred by the Continuing Trustees and Alexander in their capacity as the trustees from the assets of the Fund.

4.2 The Continuing Trustees agree to do anything necessary to transfer legal title of the Fund assets to the New Trustee and the Continuing Trustees and to enable the New Trustee and the Continuing Trustees to carry out their duties as the trustees.

5. GENERAL

Governing law

5.1 This deed will be governed and construed in accordance with the laws of the state or territory of the Commonwealth of Australia in which the deed is executed.



Severability

- 5.2 If any part of this deed is invalid or unenforceable, that part will (if possible) be read down to the extent necessary to avoid the invalidity or unenforceability, or alternatively will be deemed deleted; and this deed will remain otherwise in full force.

No merger

- 5.3 The rights and obligations of the parties contained in this deed will not be extinguished by or upon completion.



SCHEDULE


THE FUND

- (a) Name of the Fund: A.B.G. Turner Family Superannuation Fund
- (b) Original trustees: Alexander Barnard Gibson Turner, Douglas Barnard Turner and David Alexander Turner
- Date of Trust Deed: 26 June 1991
- Date of establishment: 26 June 1991
- Variations and related trust documents: Deed of Variation dated 30 August 1994
Deed of Variation dated 27 June 2007



SIGNED AS A DEED on the date the last party signs this document.

SIGNED SEALED AND DELIVERED by DOUGLAS)
BARNARD TURNER as Continuing Trustee and Member)
in the presence of:



.....
Witness (not a party to this deed)


.....
DOUGLAS BARNARD TURNER

Toni - Macee Vella.
.....
Name of Witness

2/10/20.
.....
Date

SIGNED SEALED AND DELIVERED by DAVID)
ALEXANDER TURNER as Continuing Trustee and)
Member in the presence of:



.....
Witness (not a party to this deed)

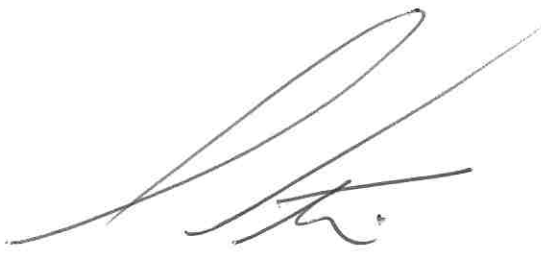

.....
DAVID ALEXANDER TURNER

RUPERT TURNER
.....
Name of Witness

25/11/2020.
.....
Date

SIGNED SEALED AND DELIVERED by ANDREW)
BLAIR WHITSON as New Trustee in the presence)
of:


.....
Witness (not a party to this deed)


.....
ANDREW BLAIR WHITSON

Ian Fanning
.....
Name of Witness

2 October 2020
.....
Date

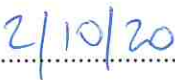



SIGNED SEALED AND DELIVERED by)
ALEXANDER BARNARD GIBSON TURNER as)
Member by his duly appointed attorneys DOUGLAS
BARNARD TURNER and ANDREW BLAIR
WHITSON in the presence of:

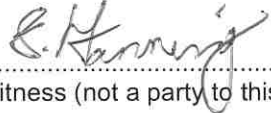

.....
DOUGLAS BARNARD TURNER



.....
Witness (not a party to this deed)



.....
Name of Witness


.....
Date


.....
ANDREW BLAIR WHITSON


.....
Witness (not a party to this deed)


.....
Name of Witness


.....
Date

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