

Deed of Variation of Superannuation Trust Deed for the

Abbott Superannuation Fund

8 March 2011

Trustee company:

Addison Services Pty Ltd, ACN 083 189 708

Members:

**John Abbott and Elizabeth Abbott and Malcolm David Abbott and
Lyndel Abbott**

Maree Garrett & Assoc
21/25-29 Hunter St

Hornsby NSW 2077
Tel: 0294853400
Fax:
mareeg@ntg.com.au

Maddocks
Level 6
140 William Street
Melbourne VIC 3000
Tel: 03 9288 0555
Fax: 03 9288 0666
info@maddocks.com.au
www.maddocks.com.au

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- reducing the amount of any other entitlement that is or may become payable in relation to a time before the effective date.
- 5 Furthermore, the parties do not consider that this deed will allow any further amendments to the terms governing the fund that will have the effect of:
- unless the trustee is a corporation, altering the purpose of the fund so that it is no longer solely or primarily the provision of old age pensions under superannuation law.
 - unless the sole or primary purpose of the fund is to provide old age pensions to members, allowing any person except a corporation to be appointed trustee of the fund.

Compliance with superannuation law

- 6 The parties are satisfied that the requirements of the superannuation law have been complied with. They will, if required to do so by superannuation law, notify the fund's members of the variation to the fund's current deed effected by this deed.

Continued operation

- 7 The original deed remains effective and unaltered, except as varied by this deed. The trustee declares that as from the effective date, it will stand possessed of the assets of the fund and the income of the fund upon the trusts and with and subject to the powers and provisions contained in the fund's current deed as varied by this deed.

Definitions and interpretation

- 8 Unless the context otherwise requires the words defined in the fund's current deed have the same meaning whenever they appear in this deed.

- 9 In this deed, unless expressed or implied to the contrary:

Deed means this deed of variation.

Effective date means the date of execution of this deed.

Fund means the trust fund known as Abbott Superannuation Fund.

Fund's current deed means the document entitled 'Abbott Superannuation Fund' made on 02 September 1998 between Addison Services Pty Ltd, John Abbott and Elizabeth Abbott.

Superannuation law means any law of the Commonwealth of Australia which deals with any aspect of superannuation or taxation in relation to superannuation, or any lawful requirement in relation to the fund of the Commissioner of Taxation, the Australian Taxation Office, APRA, ASIC or any other body that has responsibility in connection with the regulation of superannuation. It includes any change to any superannuation law after the date of this deed. It also includes any proposed law or lawful requirement that the trustee believes may have retrospective effect.

Signed sealed and delivered by Elizabeth Abbott, in the capacity as member, in the presence of:

RMayoh
Signature of witness

E. Abbott
Signature of member

Robyn MAYOH
Name of witness (please print)

Signed sealed and delivered by Malcolm David Abbott, in the capacity as member, in the presence of:

RMayoh
Signature of witness

Malcolm David Abbott
Signature of member

Robyn MAYOH
Name of witness (please print)

Signed sealed and delivered by Lyndel Abbott, in the capacity as member, in the presence of:

RMayoh
Signature of witness

Lyndel Abbott
Signature of member

Robyn MAYOH
Name of witness (please print)

Abbott Superannuation Fund

Minutes of Meeting of the Directors of Addison Services Pty Ltd as trustee of the Abbott Superannuation Fund

Venue	222 Raglan Street Mosman NSW 2088
Date	8 March 2011
Present	John Abbott Elizabeth Abbott Malcolm David Abbott Lyndel Abbott
Chair	John Abbott

Amendment of the fund's trust deed

- 1 **Noted** by the persons present that a deed entitled 'Deed of Variation of Superannuation Trust Deed for the Abbott Superannuation Fund' had been proposed and that it was the desire of the persons present for that deed, which is to vary the Abbott Superannuation Fund's current trust deed, to be given effect.
- 2 **Resolved unanimously** by the persons present that the Abbott Superannuation Fund's trust deed be amended by the Trustee executing the document entitled "Deed of Variation of Superannuation Trust Deed" by the trustee's directors signing the document in accordance with section 127(1) of the Corporations Act 2001.

Notice to members

- 3 **Resolved unanimously** by the persons present that the members of the fund be given notice of the amendment described above by sending them a 'Notice to Members' in the form of a copy of the deed of variation and a copy of the new terms of the fund's deed and by drawing their attention to the Product Disclosure Statement in Schedule 6 of those new terms.
- 4 There being no further matters to discuss, the meeting was closed.

Date:

8-3-11

Signed:



John Abbott
Chair

Abbott Superannuation Fund (Fund)

To whom it may concern

Certificate of Compliance —

Used when the member “rolls over” (transfers) benefits from another fund to the Abbott Superannuation Fund.

The Trustee(s) of the Fund certifies that the Fund:

- 1 Is a regulated superannuation fund under the *Superannuation Industry Supervision Act 1993 (SIS Act)*.
- 2 Is a complying superannuation fund within the meaning of section 42A of the SIS Act.
- 3 Is not subject to a direction under Section 63 of the SIS Act and is therefore able to accept employer contributions.
- 4 Is empowered by the Fund's trust deed to receive rolled over or transferred benefits.
- 5 Has received consent to the rollover from the relevant member, as set out below, in accordance with r6.28(i)(b) of the *Superannuation Industry (Supervision) Regulations 1994*.

Signed for and on behalf of the Trustee(s):

Signature of Trustee: _____

Name: _____

Date: _____

Member's Consent to the “rollover”

I, _____ (member name), by signing this form, consent to the rollover of my benefits into the **Abbott Superannuation Fund**.

Signature of Member: _____

Date: _____