

David Nichols Superannuation Fund
A.B.N. 21 171 120 104

**Minutes of Meeting of the Directors of Nichols Creative Direction
Pty Ltd as Trustee of the David Nichols Superannuation
Fund**

Venue	Unit 91, 3 Wulumay Close, ROZELLE NSW 2039
Date	
Present	David William Nichols Gaynor Nichols who are present either in person or by telephone
Chair	The first named person above

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 David Nichols Superannuation Fund' had been proposed and that it was the desire of the persons present for that deed, which is to vary the David Nichols Superannuation Fund's current trust deed, to be given effect.
- 2 **Resolved unanimously** by the persons present that the David Nichols Superannuation Fund's trust deed be amended by the Trustees 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 letter that encloses a copy of the deed of variation and a copy of the new terms of the fund's deed.
- 4 There being no further matters to discuss, the meeting was closed.

Date:

3 March 2021

Signed:



David William Nichols

Chair

Mr David William Nichols
Unit 91, 3 Wulumay Close
ROZELLE NSW 2039

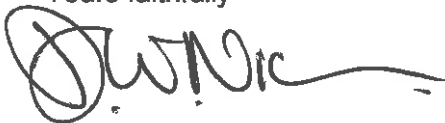
By Hand

Dear David William Nichols,

RE: VARIATION OF THE DEED GOVERNING THE DAVID NICHOLS SUPERANNUATION FUND

1. We are writing to you in our capacity as the trustees of the David Nichols Superannuation Fund, A.B.N. 21 171 120 104 ("**the Fund**"), which is a *self managed superannuation fund* as that term is defined in section 17A of the Superannuation Industry (Supervision) Act, 1993 (Cth) and note you are a member of the Fund.
2. In accordance with clause 52.2 of the deed governing the David Nichols Superannuation Fund, A.B.N. 21 171 120 104 ("**the Fund**"), the Trustees of the Fund are pleased to provide you with this written statement concerning the recent amendment to the deed governing the Fund.
3. As you may be aware, the laws concerning superannuation in Australia are continually changing and are subject to ongoing reforms.
4. The deed governing the Fund has been updated to accommodate and reflect the changes to the law that have occurred since the deed governing the Fund was last varied and include changes, which:
 - (a) allow a Fund with a corporate trustee and to have members which are under 18 years of age;
 - (b) permit cascading death benefits and recent SMSF developments. Members can now elect how any death benefit will be distributed if a beneficiary predeceases them. The deed also reflects several recent developments concerning commuting pensions, SMSF investment strategies and how the Tasmanian SRO assesses duty on trust deeds; and
 - (c) were part of the 2017 Superannuation System reforms and made several changes to the law including the introduction of the \$1.6m transfer balance cap, new death benefit roll-over rules, new commutation rules and phasing out of anti-detriment payments.
5. The changes to the deed governing the Fund do not affect your accrued entitlements in the Fund.
6. For completeness, please find enclosed a copy of the Deed of Variation of the Fund.
7. Please do not hesitate to contact us, if you have any questions or suggestions.

Yours faithfully



David William Nichols
Director of Nichols Creative Direction Pty Ltd
Date

3 March 2021



Gaynor Nichols
Director of Nichols Creative Direction Pty Ltd
Date

3/3/21

Mrs Gaynor Nichols
Unit 91, 3 Wulumay Close
ROZELLE NSW 2039

By Hand

Dear Gaynor Nichols,

RE: VARIATION OF THE DEED GOVERNING THE DAVID NICHOLS SUPERANNUATION FUND

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Yours faithfully



David William Nichols
Director of Nichols Creative Direction Pty Ltd
Date 3 March 2021



Gaynor Nichols
Director of Nichols Creative Direction Pty Ltd
Date 3/3/2021