

NO DUTY PAYABLE

*[Signature]*  
Commissioner of Stamp Duties,  
Queensland 1-9-1997

### VARIATION OF TRUST DEED

THIS DEED is made the *15 September* day of 1997 for the  
**DOWLING SUPERANNUATION FUND.**

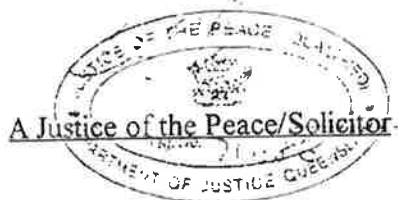
The **DOWLING SUPERANNUATION FUND TRUST DEED** is varied as follows:-

1. In the heading on page one, the word "Summary" is to be deleted.

This Variation is made in accordance with the Trust Deed.

SIGNED by the Trustee **JENNIFER** )  
**LESLIE WILLIAMSON** on the day )  
hereinbefore mentioned in the presence of: )

*[Signature]*



**CONSENT OF TRUSTEE**

**I, JENNIFER LESLIE WILLIAMSON**  
of 69 Miskin Street, Toowong in the State of Queensland

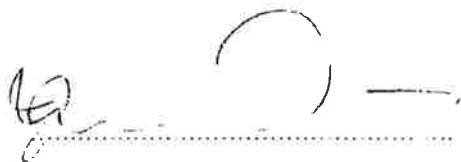
HEREBY DECLARE that I am not \*disqualified from acting as a trustee of a superannuation fund under the Superannuation Industry (Supervision) Act 1993.

AND HEREBY CONSENT to act as Trustee of the **DOWLING SUPERANNUATION FUND** constituted on the        day of January, 1996, between myself as Trustee and **MERRIWILL PTY LTD ACN 009 892 040** as Principal.

AND I AGREE to execute the Trust Deeds and to administer the Fund in accordance with the terms and conditions set out in the Trust Deed.

I UNDERTAKE to notify any other Trustee of the Fund and the Insurance and Superannuation Commission in writing if I am for any reason disqualified from continuing to act as a trustee.

DATED the 26<sup>th</sup> day of January 1996.

  
\_\_\_\_\_

\* Note re: disqualification

The Superannuation Industry (Supervision) Act 1993 provides that the following persons are disqualified from acting as a trustee:-

- 0.1 Persons who have prior convictions involving dishonest conduct, wherever or whenever such conviction may have occurred.
- 0.2 Persons who are insolvent, bankrupt, or have entered into arrangements, assignments or compositions with creditors under Part X of the Bankruptcy Act 1966 (Cth) or a similar foreign law.
- 0.3 Persons in respect of whom a civil penalty order has been made under the Superannuation Industry (Supervision) Act 1993.

**CONSENT OF TRUSTEE**

**I, MICHAEL WILLIAM DOWLING**

of 69 Miskin Street, Toowong in the State of Queensland

HEREBY DECLARE that I am not \*disqualified from acting as a trustee of a superannuation fund under the Superannuation Industry (Supervision) Act 1993.

AND HEREBY CONSENT to act as Trustee of the **DOWLING SUPERANNUATION FUND** constituted on the                      day of January, 1996, between myself as Trustee and **MERRIWILL PTY LTD ACN 009 892 040** as Principal.

AND I AGREE to execute the Trust Deeds and to administer the Fund in accordance with the terms and conditions set out in the Trust Deed.

I UNDERTAKE to notify any other Trustee of the Fund and the Insurance and Superannuation Commission in writing if I am for any reason disqualified from continuing to act as a trustee.

DATED the 26<sup>th</sup> day of January, 1996



**\* Note re: disqualification**

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- 0.3 Persons in respect of whom a civil penalty order has been made under the Superannuation Industry (Supervision) Act 1993.

**DOCUMENTATION SUMMARY FOR  
DOWLING SUPERANNUATION FUND**

Commissioner of Stamp Duties,  
Queensland 29/1/96

**1 ESTABLISHMENT OF FUND**

In order to establish the above superannuation fund, we enclose the following documents:-

**1.2**

**(a) Consent of Trustees to Act/Consent of Directors of Trustee Company**

Each Trustee or Director of a Corporate Trustee must consent in writing to their appointment. The consent includes a statement that the Trustee/Director is not disqualified from so acting.

**1.2**

**(b) Resolution of Trustee in Relation to Acceptance of Trusteeship and other Procedural Matters**

This Resolution records the Trustee's acceptance of its position as Trustee and a number of other procedural matters relating to the notification of the Insurance and Superannuation Commission, application for tax file number, establishment of a Bank Account in the name of the Fund and establishment of an investment strategy.

The Resolution should be completed and executed by the relevant persons and held on the records of the Fund.

**1.3 Schedule D**

Schedule D of the Trust Deed establishes the Percentage Vesting Schedule to apply for "B" Class Members. The Schedule sets out the percentage of a "B" Class Member's Accumulation Account which vests on the basis of either the number of years that person has been a Member of the Fund, or has been employed by the Employer.

Schedule D should be completed prior to the execution of the Trust Deed if it is intended that there will be "B" Class Members. It is necessary to make a selection as to which of the alternative percentage arrangements is to be used and to determine what percentage will apply.

The draft Schedule D (at Doc 1.3) is purely by way of example of the percentages which could be adopted by the Principal Employer.

**1.4 Trust Deeds**

**Execution**

Superannuation Fund Trust Deeds in triplicate, to be executed by both the Principal and the Trustee where indicated.

Schedule D of the Trust Deed must be completed prior to the execution of the Deed. Please see the comments in section 1.3 above.

Schedule A must also be completed at the time of execution of the Deeds.

Schedule B should not be completed, as this provides the form of application for membership to be used for any persons seeking to become Members of the Fund. Copies of this form are included at Doc 1.8.

Schedule C must also be completed by entering the details of any Employer who has agreed to contribute to the Fund.

### **Divisions of Deed**

You will note that the Trust Deed contains three divisions. Division A of the Deed deals with the administration of the Fund, Division B contains provisions dealing with Membership Class and contributions and Division C deals with the determination and payment of details.

Note that Sub-Division C1 provides for retirement benefits on a purely lump sum basis, and Sub-Division C2 provides for the retirement benefits to be provided as a lifetime position. *Sub-Division C2 will automatically apply where the Trustees of the Fund are individuals, in order that the Trust Deed comply with the requirements of the Superannuation Industry (Supervision) Act 1993. Sub-Division C1 will apply where the Trustee is a corporation.*

### **Stamp Duty**

Following the execution of the Trust Deeds, it will be necessary to arrange for their stamping if the Fund is to acquire real property. Please return the Trust Deeds to me if you wish me to stamp them on your behalf.

Please ensure that the original stamped and duplicate Trust Deeds are retained in a safe place.

#### **1.5 Prescribed ISC Form**

These forms must be completed by the Trustee and lodged with the ISC within 7 days of the Fund being established.

#### **1.6 Application for Tax File Number**

This form should be completed and lodged as soon as possible with the Australian Taxation Office.

#### **1.7 Resolution of Trustee(s) - Nomination of Membership**

This resolution records the Trustee(s) decision to invite eligible persons to become members of the Fund, to request those persons to complete applications to join the Fund, to give the new member Notices as required under the Regulations and where necessary to nominate the class of membership to which those persons have been nominated. The resolutions should be completed by the relevant persons and held on the records of the Fund.

### **Membership Classes**

The Trust Deed specifies that there are different classes of membership of the Fund, those classes being determined in accordance with the circumstances of the Member joining the Fund and the level of vesting required.

Where a person joins the Fund as a self-employed person, an employee joining the Fund independently of his or her employer or an employee whose employer wishes to contribute

fully vested contributions, then the person will be admitted as a "C" Class Member.

Where a person is joining the Fund because their employer wishes to make non-vested or partially vested contributions on their behalf to the Fund, then the person will be admitted as either an "A" Class Member or as a "B" Class Member respectively depending on the level of vesting required.

All Members are subject to reclassification in accordance with the wishes of the Trustee and the Member, and the completion of reclassification documents.

## **1.8 Applications for Membership**

An Application for Membership is to be completed by those persons nominated for Membership of the Fund.

We have drafted Applications in respect of those persons whose names were known to us (if any). We are also enclosing a blank Application, which can be copied and retained by you for future Members joining the Fund.

## **1.9 Admission of Members**

Resolution of the Trustee of the Fund admitting Members to membership of the Fund and confirming the provision of the required Notices to New Members (see Section 1.10). This resolution also deals with other matters relating to contributions to be made by the Employer and the Class to which the contributions should be allocated. This should be completed and executed by the relevant persons and held on the records on the Fund.

## **1.10 Notice to New Member**

This Notice is required to be provided to all new Members of the Fund. It sets out details of the benefit provisions contained in the Trust Deed. It sets out details of the benefit provisions contained in the Trust Deed. It is necessary for the Notice to be provided to any person who joins the Fund before, or as soon as practicable after, the person is admitted as a Member, in order that the person may be made aware of their entitlements, and the conditions applying to those entitlements in the Fund.

This Notice should be executed for and on behalf of the Trustee prior to being given to the new Member.

## **1.11 Resolution of Principal in Relation to the Establishment of the Fund**

*(Note: Only included where Principal is a company)*

This Resolution should be completed and executed by the relevant persons and then held on the records of the Principal, with a copy to be held on the records of the Fund.

## **1.12 Application for Admission as a Participating Employer**

*(Note: Only included where an Employer is admitted to the Fund)*

The Employer will need to execute Schedule C of the Trust Deed.

## **1.13 Resolution of Trustee re Admission to the Fund**

*(Note: Only included where an Employer is admitted to the Fund)*

This Resolution confirms the admission of the Employer and other procedural matters.

APPLICATION FOR ADMISSION AS PARTICIPATING EMPLOYER

THE TRUSTEES


**DOWLING SUPERANNUATION FUND**

**MERRIWILL PTY LTD ACN 009 892 040** of 69 Miskin Street, Toowong in the State of Queensland (the Applicant) **HEREBY** make application for admission as an Employer of the Fund. The Applicant agrees to be bound by the terms and conditions of the Trust Deed of the Fund and agrees to execute all such documents as the Trustees shall reasonably require in order to record its admission as an Employer of the Fund.

**SUPERANNUATION GUARANTEE CONTRIBUTION**

The Applicant hereby notifies the Trustees that it intends to make contributions to the Fund in order to satisfy its obligations under the Superannuation Guarantee (Administration) Act 1992.

DATED this 26<sup>th</sup> day of January, 1996

  
Executed for and on behalf of the Applicant

SCHEDULE B

APPLICATION FOR MEMBERSHIP  
CONFIDENTIAL

TO: THE TRUSTEE

**DOWLING SUPERANNUATION FUND**

I, the undersigned person, being eligible hereby apply for admission to membership of the Fund. I agree and undertake as follows:

1. I will be bound by the Trust Deed governing the Fund as it is or may be varied from time to time.
2. I will upon request make full disclosure in writing of any information required by the Trustee in respect of my membership of the Fund including my medical condition.
3. I understand the terms and conditions of the Trust Deed and more particularly the terms and conditions of Divisions B and C of the Deed concerning Benefits payable.
4. I will notify the Trustee if at any time I cease to be Gainfully Employed as defined in the Deed.
5. I agree to the Trustee acting as Trustee of the Fund.

DATED the 26th day of Jan 1996

Name: Jennifer Leslie Williamson

Signature: 

Address: 69 Miskin Street  
Toowong Qld 4066

Occupation: Solicitor

Membership Class: C

Date of Birth: 20/1/58

**NOMINATED DEPENDANT(S)**

I nominate the undermentioned persons as my Nominated Dependants:

SURNAME(S)	GIVEN NAME(S)	RELATIONSHIP	% OF TOTAL BENEFIT
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SCHEDULE B

APPLICATION FOR MEMBERSHIP  
CONFIDENTIAL

TO: THE TRUSTEE

DOWLING SUPERANNUATION FUND

I, the undersigned person, being eligible hereby apply for admission to membership of the Fund. I agree and undertake as follows:

1. I will be bound by the Trust Deed governing the Fund as it is or may be varied from time to time.
2. I will upon request make full disclosure in writing of any information required by the Trustee in respect of my membership of the Fund including my medical condition.
3. I understand the terms and conditions of the Trust Deed and more particularly the terms and conditions of Divisions B and C of the Deed concerning Benefits payable.
4. I will notify the Trustee if at any time I cease to be Gainfully Employed as defined in the Deed.
5. I agree to the Trustee acting as Trustee of the Fund.

DATED the 26<sup>th</sup> day of December, 1976

Name: Michael William Dowling

Signature: 

Address: 69 Miskin Street  
Toowong Qld 4066

Occupation: Builder

Membership Class: C

Date of Birth: 14/9/63

NOMINATED DEPENDANT(S)

I nominate the undermentioned persons as my Nominated Dependants:

SURNAME(S)	GIVEN NAME(S)	RELATIONSHIP	% OF TOTAL BENEFIT
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**DOWLING SUPERANNUATION FUND****NOTICE TO NEW MEMBER**

Dear New Member

**MEMBERSHIP OF DOWLING SUPERANNUATION FUND****1. Trust Deed**

You have applied to become a Member of the above Superannuation Fund which is governed by a Trust Deed, the provisions of which are available for inspection at any time from the office of the Trustee.

The Fund is established as a complying superannuation fund the income of which is eligible to be taxed at a concessional rate pursuant to the provisions of Part IX of the Income Tax Assessment Act. The Trust Deed for the Fund sets out all the terms and conditions upon which the Trustee administers the Fund, and in the event of any question of interpretation arising, the provisions of the Trust Deed will prevail.

**2. Contributions**

Both you and any employer of yours are entitled to make contributions to the Fund, provided that the contributions made in any financial year are not excessive for reasonable benefit limit purposes.

If you are concerned to ascertain the appropriate level of contributions to be made to the Fund, and any tax deduction or tax rebate which applies to those contributions, this should be discussed with the Trustee.

Contributions made to the Fund can be less than the maximum allowable contributions. When contributions are made, they will be credited to your Member Accumulation Account.

The Fund is conducted as an allocated accumulation fund which means that the total amount of your Accumulation Account will ultimately form the basis of your benefit entitlement in the Fund.

**3. Membership Classification**

There are three classes of membership of the Fund, and the different classes reflect different levels of vesting of employer-financed benefits.

If you are a self-employed person, an employee joining the Fund independently of your employer, or where your employer is a Participating Employer and so nominates, you will be admitted as a "C" Class Member.

If you are an employee and your employer is a Participating Employer of the Fund, you will be admitted as either an "A" or a "B" Class Member, depending on the level of vesting required.

Your membership classification will only change if the Trustee makes a nomination to that effect. Any such change in membership class will not reduce any vested benefits which are accrued at the time of the change. You will remain a Member of your original Class unless

the Trustee nominate otherwise and you consent in writing to the Trustee's nomination.

#### 4. **Payment of Benefits**

Your benefit entitlement in the Fund will be represented by the total amount held in your Accumulation Account as at one of the benefit entitlement events referred to below.

Your Accumulation Account at any such date will be made up of all contributions and rollover payments credited to our Accumulation Account together with income on those amounts less your share of all expenses and taxation referable to your entitlement in the Fund.

Benefits are payable as follows:-

##### a. **Retirement at Normal Retirement Age (normally aged 65)**

A Member is entitled to a lump sum benefit of an amount equal to the Member's Accumulation Account on retirement from Gainful Employment if self employed, or on retirement from employment if an employee.

##### b. **Total and Permanent Disablement**

The Benefits payable in respect of Total and Permanent Disablement are the same as those payable under paragraph a. above. The Benefit will include the amount received by the Trustee from a policy of assurance (if any) effected in relation to a Member which is received as a result of the Total and Permanent Disablement of the Member.

##### c. **Temporary Total Disablement**

If the Trustee has taken out a policy of insurance and you qualify as being disabled within the meaning of that policy, then you will be entitled to the amount payable under that policy as an income benefit.

##### d. **Early Retirement from Employment**

The benefits payable on retirement from employment in circumstances other than as a result of retirement at normal retirement age, death or total and permanent disablement as outlined above are as follows:-

###### i. An "A" Class Member is entitled to a lump sum payment of:-

- (1) all Member contributions made to the "A" Class Accumulation Account together with net earnings on those contributions; and
- (2) all such other amounts as are required to vest in the Member; and
- (3) such proportion of the Member's "A" Class Accumulation Account as the Employer shall determine with the Trustee's consent.

###### ii. A "B" Class Member is entitled to a lump sum payment of:-

- (1) all Member contributions made to the "B" Class Accumulation Account together with net earnings on those contributions; and

- (2) all such other amounts as are required to vest in the Member; and
  - (3) a percentage of the Member's "B" Class Accumulation Account which percentage will depend on the period the Member has completed as an Employee or as a Member of the Fund as reflected in Schedule D of the Trust Deed; and
  - (4) such proportion of the Member's "B" Class Accumulation Account as the Employer shall determine with the Trustee's consent.
- iii. A "C" Class Member is entitled to a lump sum payment of the total of the Member's "C" Class Accumulation Account.

**e. Death**

In the event of the death of the Member the Trustee shall pay to the Dependents of the Member the full amount standing to the credit of the Member's Accumulation Account as a lump sum.

This will include any amount received by the Trustee under an insurance policy (if any) as a result of death of the Member.

**5. Payment of Benefits as a Pension**

Any Member of the Fund who is entitled to a lump sum Benefit may apply to the Trustee to receive their benefit by way of an allocated pension instead of a lump sum Benefit.

Certain rules apply to the payment of an allocated pension, including limiting the minimum and maximum pension payments which may be made on an annual basis. Such alternatives should be discussed with the Trustee prior to a Member exercising this election.

**6. Preserved Benefit**

Notwithstanding the above benefit provisions, the Government requires preservation of certain benefits until a Member retires from the workforce on or after the age of 55 years or in such earlier circumstances as are acceptable to the Commissioner.

Benefits which are required to be preserved include certain Member financed benefits as well as any new or additional Employer superannuation contributions made pursuant to any new or improved superannuation arrangements entered into on or after 22 December 1986.

They also include Member contributions made to the Fund for which a taxation deduction is sought and Contributions made by any Employer on your behalf after 1 July 1994 which are Superannuation Guarantee contributions.

Any preserved benefit which is not able to be paid to the Member can be rolled over until retirement from the workforce on or after age 55 years. The amount of the benefit which is required to be preserved by you will be set out in the Statement provided to you annually.

**7. Tax on Payments**

Where a Member of the Fund becomes eligible to receive a benefit from the Fund, the Trustee is required to deduct from some elements of the payments made to the Member. Where the Member's benefits are rolled over into another Superannuation Fund, approved Deposit Fund or Annuity no tax is payable until the benefit is ultimately received by the

Member is the future. Details of any proposed Roll Over payments should be discussed with the Trustee.

## **8 Trustee**

The Trust Deed sets out machinery to enable Members to determine who they wish to have as Trustees of the Fund. In the event that the Members wish to change the Trustee, the Trust Deed will facilitate that.

Where an Employer contributes to the Fund in respect of a Member, it is required by the Employer and the Member, a committee must be established with Employer and Member representatives to assist the Trustee in various matters. Alternatively, a Trustee made up of individuals representing both Employers and Members can be appropriate.

## **9 General Fund Information**

### **a. Investments**

The Trustee will establish an investment strategy in relation to the investment of the Fund assets.

### **b. Loans**

No part of the fund assets are available for loans to members. Nor is it possible for any entitlement from the fund to be used as security for a borrowing from another source.

### **c. Taxation**

The contributions made by all Employers to the Fund will be taxable in the hands of the Trustee at the rate of 15%. However, if you made our own contributions to the Fund for which you may be able to claim a tax deduction, you should notify the Trustees in writing. Your contribution will be taxable to the extent that you are able to claim a tax deduction.

### **d. Medical Evidence**

The Trust Deed provides the power for the Trustee to effect insurance in respect of death and disability. The insurance company which undertakes the insurance may require certain information in relation to your medical condition. This may require you to undertake a medical examination and to provide full details of our medical history to the Trustee.

Medical evidence may also be required from you as part of the assessment of any disablement claim.

### **e. Deed Variation**

The Trust Deed Contains a provision for the Trustee to effect a variation to the Trust Deed, where this is necessary.

No variation which is undertaken can reduce the accrued benefits of a Member without the consent of that Member except in circumstances where the reduction is required to enable the Fund to continue to comply with the ISC requirements, or any member affected consents to the reductions or the ISC consents to the reduction.

f.

### **Forfeiture**

The Trust Deed provides that in certain circumstances, as specified, your entitlement to a Benefit may be forfeited. Examples of the circumstances in which this may occur are as follows:-

- i. on an attempted assignment or charge of your Benefit;
- ii. on your becoming insolvent or committing an act of bankruptcy; or
- iii. Where in the opinion of the Trustee any fraud, dishonesty or serious misconduct as a Member or Employee has occurred.

Upon forfeiture of your benefits, these can be dealt with by the Trustee in the manner set out in Clause 26 of the Trust Deed. This includes that the Trustee may apply the forfeited benefits for the benefit of yourself or your Dependents in circumstances of financial hardship or other misfortune.

g. **Annual Report to Members**

The trustee issued an annual report to Members advising Members of their current entitlements in the Fund and on the investments and financial direction of the Fund. A copy of the latest annual report (if any) and all notices relating to it is enclosed.

h. **Trustee Details**

- i. The name and address of the current Trustee is:

Jennifer L Williamson and Michael W Dowling  
of 69 Miskin Street, Toowong in the State of Queensland

- ii. The name and address of all Employers participating in the Fund (if any) is:

Merriwill Pty Ltd ACN 009 892 040  
of 69 Miskin Street, Toowong in the State of Queensland

i. **Administration Manager**

The names and addresses of the administration managers/investment managers and/or other persons appoint in an advisory capacity by the Trustee for the Fund is/are:

Name

Address

J L Williamson

69 Miskin Street, Toowong Qld 4066

DATED this

26<sup>th</sup>

day of

June

1996

Signed for and on behalf of the Trustee

**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above fund DO HEREBY RESOLVE as follows:-

**STAMPING OF**

**TRUST DEEDS:** Than following the execution of the Trust Deeds of the Above Fund, the Trustees arrange for the stamping of the original Deed.

**PARTICIPATING  
EMPLOYER:**

That the Trustees accept **MERRIWILL PTY LTD ACN 009 892 040** as a Participating Employer as set out in the terms and conditions of the Trust Deed.

**INFORMATION  
TO ISC:**

That the Trustees give to the ISC the prescribed information under the Regulations within seven days of the establishment of the Fund.

**INVESTMENT  
STRATEGY:**

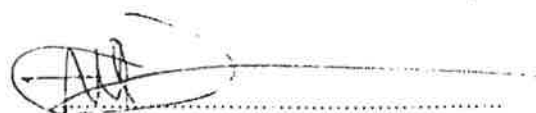
That the Trustees take steps to determine an Investment Strategy for the Fund in accordance with the requirements of the superannuation Industry (Supervision) Act 1993, and that the Trustee consider progress within sixty days.

**BANK ACCOUNT:** That the Trustees take appropriate steps to establish a bank account for the Superannuation Fund.

**TAX FILE  
NUMBER:**

That an application for a tax file number for the Fund be made.

DATED this 26th day of June, 1996



**DOWLING SUPERANNUATION FUND****RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**MEMBERSHIP  
OF THE FUND:**

That following an invitation being issued to eligible person to join the fund, and receipt of completed Applications for Membership from the undermentioned persons, the Trustee admits the undermentioned persons to membership of the Fund, such membership to commence as at today's date.

MEMBER'S NAME	ADDRESS	CLASS
JENNIFER LESLIE WILLIAMSON	69 Miskin Street, Toowong in the State of Queensland	C
MICHAEL WILLIAM DOWLING	69 Miskin Street, Toowong in the State of Queensland	C

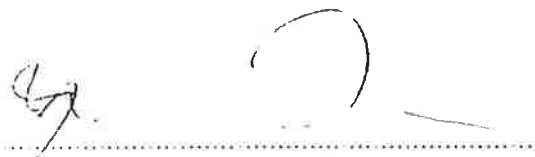
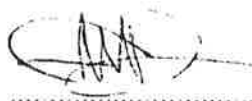
DATED this

26<sup>th</sup>

day of

Jan.,

1996





**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**SUPERANNUATION  
FUND MEMBERSHIP:**

That the Trustees invite the undermentioned persons to become Members of **DOWLING SUPERANNUATION FUND** administered by the Trustees on the Basis that the persons invited as gainfully employed, and that those person be requested to completion applications for membership to join the Fund.

**NOTICE TO  
MEMBERS:**

That each prospective Member of the Fund be given a written Notice to Members at the same time they are provided with the Application for Membership setting out the details of benefits and conditions relating to those benefits together with the method of determination of Member entitlements as set out in the Trust Deed of the fund together with all other information concerning the Fund which the Trustees may consider relevant or which the Member may reasonable require, including a summary of the principal features of the operation of the Fund and the manner in which amounts credited to the Member's Accumulation Account would be calculated upon withdrawal from the Fund and that a written declaration be obtained from each prospective Member declaring that he or she has received the above notice before they are admitted to membership of the Fund.

**CLASS NOMINATION:**

That such Members, should they wish to join the Fund, be nominated as "C" Class Members of the Fund.

**PERSONS**

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

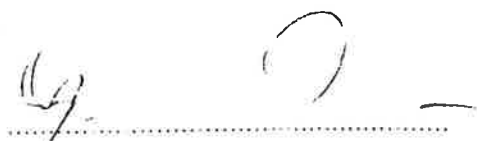
DATED this

26<sup>th</sup>

day of

January

1996



**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**ADMISSION OF  
PARTICIPATING  
EMPLOYER:**

That an application for admission as a Participating Employer of the Fund having been received, **MERRIWILL PTY LTD ACN 009 892 040** be admitted as a Participating Employer of the Fund as from the date of this resolution.

**EXECUTION OF  
TRUST DEED:**

That as a condition of admission as an Employer of the Fund, the Participating Employer be required to execute Schedule C of the Trust Deed of the Fund as evidence of its agreement to be bound by the terms, conditions and provisions of the Trust Deed for the Fund.

**SUPERANNUATION  
GUARANTEE  
CONTRIBUTIONS:**

that the Trustees provide to the Employer before or as soon as practicable after its first contribution to the Fund:

- (a) a copy of the Trust Deed governing the Fund (and all later alterations to it) if requested by the Employer; and
- (b) a Notice of Compliance that the Fund satisfies the Superannuation Fund conditions.

DATED this

26th

day of

January

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96



**CONSENT OF TRUSTEE**

I, **JENNIFER LESLIE WILLIAMSON**  
of 69 Miskin Street, Toowong in the State of Queensland

HEREBY DECLARE that I am not \*disqualified from acting as a trustee of a superannuation fund under the Superannuation Industry (Supervision) Act 1993.

AND HEREBY CONSENT to act as Trustee of the **DOWLING SUPERANNUATION FUND** constituted on the        day of January, 1996, between myself as Trustee and **MERRIWILL PTY LTD ACN 009 892 040** as Principal.

AND I AGREE to execute the Trust Deeds and to administer the Fund in accordance with the terms and conditions set out in the Trust Deed.

I UNDERTAKE to notify any other Trustee of the Fund and the Insurance and Superannuation Commission in writing if I am for any reason disqualified from continuing to act as a trustee.

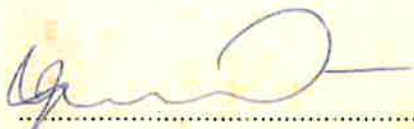
DATED the

26th

day of

January

19 96



**\* Note re: disqualification**

The Superannuation Industry (Supervision) Act 1993 provides that the following persons are disqualified from acting as a trustee:-

- 0.1 Persons who have prior convictions involving dishonest conduct, wherever or whenever such conviction may have occurred.
- 0.2 Persons who are insolvent, bankrupt, or have entered into arrangements, assignments or compositions with creditors under Part X of the Bankruptcy Act 1966 (Cth) or a similar foreign law.
- 0.3 Persons in respect of whom a civil penalty order has been made under the Superannuation Industry (Supervision) Act 1993.

**CONSENT OF TRUSTEE**

I, **MICHAEL WILLIAM DOWLING**  
of 69 Miskin Street, Toowong in the State of Queensland

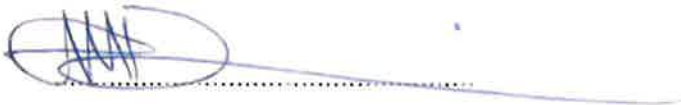
HEREBY DECLARE that I am not \*disqualified from acting as a trustee of a superannuation fund under the Superannuation Industry (Supervision) Act 1993.

AND HEREBY CONSENT to act as Trustee of the **DOWLING SUPERANNUATION FUND** constituted on the                      day of January, 1996, between myself as Trustee and **MERRIWILL PTY LTD ACN 009 892 040** as Principal.

AND I AGREE to execute the Trust Deeds and to administer the Fund in accordance with the terms and conditions set out in the Trust Deed.

I UNDERTAKE to notify any other Trustee of the Fund and the Insurance and Superannuation Commission in writing if I am for any reason disqualified from continuing to act as a trustee.

DATED the 26<sup>th</sup> day of January 19 96



\* Note re: disqualification

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**DOCUMENTATION SUMMARY FOR  
DOWLING SUPERANNUATION FUND**

NO DUTY PAYABLE

Commissioner of Stamp Duties,  
Queensland 29.1.96

**1 ESTABLISHMENT OF FUND**

In order to establish the above superannuation fund, we enclose the following documents:-

**1.2**

**(a) Consent of Trustees to Act/Consent of Directors of Trustee Company**

Each Trustee or Director of a Corporate Trustee must consent in writing to their appointment. The consent includes a statement that the Trustee/Director is not disqualified from so acting.

**1.2**

**(b) Resolution of Trustee in Relation to Acceptance of Trusteeship and other Procedural Matters**

This Resolution records the Trustee's acceptance of its position as Trustee and a number of other procedural matters relating to the notification of the Insurance and Superannuation Commission, application for tax file number, establishment of a Bank Account in the name of the Fund and establishment of an investment strategy.

The Resolution should be completed and executed by the relevant persons and held on the records of the Fund.

**1.3 Schedule D**

Schedule D of the Trust Deed establishes the Percentage Vesting Schedule to apply for "B" Class Members. The Schedule sets out the percentage of a "B" Class Member's Accumulation Account which vests on the basis of either the number of years that person has been a Member of the Fund, or has been employed by the Employer.

Schedule D should be completed prior to the execution of the Trust Deed if it is intended that there will be "B" Class Members. It is necessary to make a selection as to which of the alternative percentage arrangements is to be used and to determine what percentage will apply.

The draft Schedule D (at Doc 1.3) is purely by way of example of the percentages which could be adopted by the Principal Employer.

**1.4 Trust Deeds**

**Execution**

Superannuation Fund Trust Deeds in triplicate, to be executed by both the Principal and the Trustee where indicated.

Schedule D of the Trust Deed must be completed prior to the execution of the Deed. Please see the comments in section 1.3 above.

Schedule A must also be completed at the time of execution of the Deeds.

Schedule B should not be completed, as this provides the form of application for membership to be used for any persons seeking to become Members of the Fund. Copies of this form are included at Doc 1.8.

Schedule C must also be completed by entering the details of any Employer who has agreed to contribute to the Fund.

### **Divisions of Deed**

You will note that the Trust Deed contains three divisions. Division A of the Deed deals with the administration of the Fund, Division B contains provisions dealing with Membership Class and contributions and Division C deals with the determination and payment of details.

Note that Sub-Division C1 provides for retirement benefits on a purely lump sum basis, and Sub-Division C2 provides for the retirement benefits to be provided as a lifetime position. *Sub-Division C2 will automatically apply where the Trustees of the Fund are individuals, in order that the Trust Deed comply with the requirements of the Superannuation Industry (Supervision) Act 1993. Sub-Division C1 will apply where the Trustee is a corporation.*

### **Stamp Duty**

Following the execution of the Trust Deeds, it will be necessary to arrange for their stamping if the Fund is to acquire real property. Please return the Trust Deeds to me if you wish me to stamp them on your behalf.

Please ensure that the original stamped and duplicate Trust Deeds are retained in a safe place.

#### **1.5 Prescribed ISC Form**

These forms must be completed by the Trustee and lodged with the ISC within 7 days of the Fund being established.

#### **1.6 Application for Tax File Number**

This form should be completed and lodged as soon as possible with the Australian Taxation Office.

#### **1.7 Resolution of Trustee(s) - Nomination of Membership**

This resolution records the Trustee(s) decision to invite eligible persons to become members of the Fund, to request those persons to complete applications to join the Fund, to give the new member Notices as required under the Regulations and where necessary to nominate the class of membership to which those persons have been nominated. The resolutions should be completed by the relevant persons and held on the records of the Fund.

### **Membership Classes**

The Trust Deed specifies that there are different classes of membership of the Fund, those classes being determined in accordance with the circumstances of the Member joining the Fund and the level of vesting required.

Where a person joins the Fund as a self-employed person, an employee joining the Fund independently of his or her employer or an employee whose employer wishes to contribute

fully vested contributions, then the person will be admitted as a "C" Class Member.

Where a person is joining the Fund because their employer wishes to make non-vested or partially vested contributions on their behalf to the Fund, then the person will be admitted as either an "A" Class Member or as a "B" Class Member respectively depending on the level of vesting required.

All Members are subject to reclassification in accordance with the wishes of the Trustee and the Member, and the completion of reclassification documents.

#### **1.8 Applications for Membership**

An Application for Membership is to be completed by those persons nominated for Membership of the Fund.

We have drafted Applications in respect of those persons whose names were known to us (if any). We are also enclosing a blank Application, which can be copied and retained by you for future Members joining the Fund.

#### **1.9 Admission of Members**

Resolution of the Trustee of the Fund admitting Members to membership of the Fund and confirming the provision of the required Notices to New Members (see Section 1.10). This resolution also deals with other matters relating to contributions to be made by the Employer and the Class to which the contributions should be allocated. This should be completed and executed by the relevant persons and held on the records on the Fund.

#### **1.10 Notice to New Member**

This Notice is required to be provided to all new Members of the Fund. It sets out details of the benefit provisions contained in the Trust Deed. It sets out details of the benefit provisions contained in the Trust Deed. It is necessary for the Notice to be provided to any person who joins the Fund before, or as soon as practicable after, the person is admitted as a Member, in order that the person may be made aware of their entitlements, and the conditions applying to those entitlements in the Fund.

This Notice should be executed for and on behalf of the Trustee prior to being given to the new Member.

#### **1.11 Resolution of Principal in Relation to the Establishment of the Fund**

*(Note: Only included where Principal is a company)*

This Resolution should be completed and executed by the relevant persons and then held on the records of the Principal, with a copy to be held on the records of the Fund.

#### **1.12 Application for Admission as a Participating Employer**

*(Note: Only included where an Employer is admitted to the Fund)*

The Employer will need to execute Schedule C of the Trust Deed.

#### **1.13 Resolution of Trustee re Admission to the Fund**

*(Note: Only included where an Employer is admitted to the Fund)*

This Resolution confirms the admission of the Employer and other procedural matters.

**APPLICATION FOR ADMISSION AS PARTICIPATING EMPLOYER**

**THE TRUSTEES**

**DOWLING SUPERANNUATION FUND**

**MERRIWILL PTY LTD ACN 009 892 040** of 69 Miskin Street, Toowong in the State of Queensland (the Applicant) **HEREBY** make application for admission as an Employer of the Fund. The Applicant agrees to be bound by the terms and conditions of the Trust Deed of the Fund and agrees to execute all such documents as the Trustees shall reasonably require in order to record its admission as an Employer of the Fund.

**SUPERANNUATION GUARANTEE CONTRIBUTION**

The Applicant hereby notifies the Trustees that it intends to make contributions to the Fund in order to satisfy its obligations under the Superannuation Guarantee (Administration) Act 1992.

DATED this

26<sup>th</sup>

day of

January

, 19

96

  
.....  
Executed for and on behalf of the Applicant



SCHEDULE B

APPLICATION FOR MEMBERSHIP  
CONFIDENTIAL

TO: THE TRUSTEE

DOWLING SUPERANNUATION FUND

I, the undersigned person, being eligible hereby apply for admission to membership of the Fund. I agree and undertake as follows:

1. I will be bound by the Trust Deed governing the Fund as it is or may be varied from time to time.
2. I will upon request make full disclosure in writing of any information required by the Trustee in respect of my membership of the Fund including my medical condition.
3. I understand the terms and conditions of the Trust Deed and more particularly the terms and conditions of Divisions B and C of the Deed concerning Benefits payable.
4. I will notify the Trustee if at any time I cease to be Gainfully Employed as defined in the Deed.
5. I agree to the Trustee acting as Trustee of the Fund.

DATED the

26th

day of

January

1996

Name: Jennifer Leslie Williamson

Signature: 

Address: 69 Miskin Street  
Toowong Qld 4066

Occupation: Solicitor

Membership Class: C

Date of Birth: 20/1/58

NOMINATED DEPENDANT(S)

I nominate the undermentioned persons as my Nominated Dependants:

SURNAME(S)	GIVEN NAME(S)	RELATIONSHIP	% OF TOTAL BENEFIT
------------	---------------	--------------	--------------------

SCHEDULE B

APPLICATION FOR MEMBERSHIP  
CONFIDENTIAL

TO: THE TRUSTEE

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I, the undersigned person, being eligible hereby apply for admission to membership of the Fund. I agree and undertake as follows:

1. I will be bound by the Trust Deed governing the Fund as it is or may be varied from time to time.
2. I will upon request make full disclosure in writing of any information required by the Trustee in respect of my membership of the Fund including my medical condition.
3. I understand the terms and conditions of the Trust Deed and more particularly the terms and conditions of Divisions B and C of the Deed concerning Benefits payable.
4. I will notify the Trustee if at any time I cease to be Gainfully Employed as defined in the Deed.
5. I agree to the Trustee acting as Trustee of the Fund.

DATED the 26th day of January 1996

Name: Michael William Dowling

Signature: 

Address: 69 Miskin Street  
Toowong Qld 4066

Occupation: Builder

Membership Class: C

Date of Birth: 14/9/63

NOMINATED DEPENDANT(S)

I nominate the undermentioned persons as my Nominated Dependants:

SURNAME(S)	GIVEN NAME(S)	RELATIONSHIP	% OF TOTAL BENEFIT
------------	---------------	--------------	--------------------

**DOWLING SUPERANNUATION FUND****NOTICE TO NEW MEMBER**

Dear New Member

**MEMBERSHIP OF DOWLING SUPERANNUATION FUND****1. Trust Deed**

You have applied to become a Member of the above Superannuation Fund which is governed by a Trust Deed, the provisions of which are available for inspection at any time from the office of the Trustee.

The Fund is established as a complying superannuation fund the income of which is eligible to be taxed at a concessional rate pursuant to the provisions of Part IX of the Income Tax Assessment Act. The Trust Deed for the Fund sets out all the terms and conditions upon which the Trustee administers the Fund, and in the event of any question of interpretation arising, the provisions of the Trust Deed will prevail.

**2. Contributions**

Both you and any employer of yours are entitled to make contributions to the Fund, provided that the contributions made in any financial year are not excessive for reasonable benefit limit purposes.

If you are concerned to ascertain the appropriate level of contributions to be made to the Fund, and any tax deduction or tax rebate which applies to those contributions, this should be discussed with the Trustee.

Contributions made to the Fund can be less than the maximum allowable contributions. When contributions are made, they will be credited to your Member Accumulation Account.

The Fund is conducted as an allocated accumulation fund which means that the total amount of your Accumulation Account will ultimately form the basis of your benefit entitlement in the Fund.

**3. Membership Classification**

There are three classes of membership of the Fund, and the different classes reflect different levels of vesting of employer-financed benefits.

If you are a self-employed person, an employee joining the Fund independently of your employer, or where your employer is a Participating Employer and so nominates, you will be admitted as a "C" Class Member.

If you are an employee and your employer is a Participating Employer of the Fund, you will be admitted as either an "A" or a "B" Class Member, depending on the level of vesting required.

Your membership classification will only change if the Trustee makes a nomination to that effect. Any such change in membership class will not reduce any vested benefits which are accrued at the time of the change. You will remain a Member of your original Class unless

the Trustee nominate otherwise and you consent in writing to the Trustee's nomination.

**4. Payment of Benefits**

Your benefit entitlement in the Fund will be represented by the total amount held in your Accumulation Account as at one of the benefit entitlement events referred to below.

Your Accumulation Account at any such date will be made up of all contributions and rollover payments credited to our Accumulation Account together with income on those amounts less your share of all expenses and taxation referable to your entitlement in the Fund.

Benefits are payable as follows:-

**a. Retirement at Normal Retirement Age (normally aged 65)**

A Member is entitled to a lump sum benefit of an amount equal to the Member's Accumulation Account on retirement from Gainful Employment if self employed, or on retirement from employment if an employee.

**b. Total and Permanent Disablement**

The Benefits payable in respect of Total and Permanent Disablement are the same as those payable under paragraph a. above. The Benefit will include the amount received by the Trustee from a policy of assurance (if any) effected in relation to a Member which is received as a result of the Total and Permanent Disablement of the Member.

**c. Temporary Total Disablement**

If the Trustee has taken out a policy of insurance and you qualify as being disabled within the meaning of that policy, then you will be entitled to the amount payable under that policy as an income benefit.

**d. Early Retirement from Employment**

The benefits payable on retirement from employment in circumstances other than as a result of retirement at normal retirement age, death or total and permanent disablement as outlined above are as follows:-

**i. An "A" Class Member is entitled to a lump sum payment of:-**

- (1) all Member contributions made to the "A" Class Accumulation Account together with net earnings on those contributions; and
- (2) all such other amounts as are required to vest in the Member; and
- (3) such proportion of the Member's "A" Class Accumulation Account as the Employer shall determine with the Trustee's consent.

**ii. A "B" Class Member is entitled to a lump sum payment of:-**

- (1) all Member contributions made to the "B" Class Accumulation Account together with net earnings on those contributions; and

- (2) all such other amounts as are required to vest in the Member; and
- (3) a percentage of the Member's "B" Class Accumulation Account which percentage will depend on the period the Member has completed as an Employee or as a Member of the Fund as reflected in Schedule D of the Trust Deed; and
- (4) such proportion of the Member's "B" Class Accumulation Account as the Employer shall determine with the Trustee's consent.

iii. A "C" Class Member is entitled to a lump sum payment of the total of the Member's "C" Class Accumulation Account.

**e. Death**

In the event of the death of the Member the Trustee shall pay to the Dependents of the Member the full amount standing to the credit of the Member's Accumulation Account as a lump sum.

This will include any amount received by the Trustee under an insurance policy (if any) as a result of death of the Member.

**5. Payment of Benefits as a Pension**

Any Member of the Fund who is entitled to a lump sum Benefit may apply to the Trustee to receive their benefit by way of an allocated pension instead of a lump sum Benefit.

Certain rules apply to the payment of an allocated pension, including limiting the minimum and maximum pension payments which may be made on an annual basis. Such alternatives should be discussed with the Trustee prior to a Member exercising this election.

**6. Preserved Benefit**

Notwithstanding the above benefit provisions, the Government requires preservation of certain benefits until a Member retires from the workforce on or after the age of 55 years or in such earlier circumstances as are acceptable to the Commissioner.

Benefits which are required to be preserved include certain Member financed benefits as well as any new or additional Employer superannuation contributions made pursuant to any new or improved superannuation arrangements entered into on or after 22 December 1986.

They also include Member contributions made to the Fund for which a taxation deduction is sought and Contributions made by any Employer on your behalf after 1 July 1994 which are Superannuation Guarantee contributions.

Any preserved benefit which is not able to be paid to the Member can be rolled over until retirement from the workforce on or after age 55 years. The amount of the benefit which is required to be preserved by you will be set out in the Statement provided to you annually.

**7. Tax on Payments**

Where a Member of the Fund becomes eligible to receive a benefit from the Fund, the Trustee is required to deduct from some elements of the payments made to the Member. Where the Member's benefits are rolled over into another Superannuation Fund, approved Deposit Fund or Annuity no tax is payable until the benefit is ultimately received by the

Member is the future. Details of any proposed Roll Over payments should be discussed with the Trustee.

## **8. Trustee**

The Trust Deed sets out machinery to enable Members to determine who they wish to have as Trustees of the Fund. In the event that the Members wish to change the Trustee, the Trust Deed will facilitate that.

Where an Employer contributes to the Fund in respect of a Member, it is required by the Employer and the Member, a committee must be established with Employer and Member representatives to assist the Trustee in various matters. Alternatively, a Trustee made up of individuals representing both Employers and Members can be appropriate.

## **9. General Fund Information**

### **a. Investments**

The Trustee will establish an investment strategy in relation to the investment of the Fund assets.

### **b. Loans**

No part of the fund assets are available for loans to members. Nor is it possible for any entitlement from the fund to be used as security for a borrowing from another source.

### **c. Taxation**

The contributions made by all Employers to the Fund will be taxable in the hands of the Trustee at the rate of 15%. However, if you made our own contributions to the Fund for which you may be able to claim a tax deduction, you should notify the Trustees in writing. Your contribution will be taxable to the extent that you are able to claim a tax deduction.

### **d. Medical Evidence**

The Trust Deed provides the power for the Trustee to effect insurance in respect of death and disability. The insurance company which undertakes the insurance may require certain information in relation to your medical condition. This may require you to undertake a medical examination and to provide full details of our medical history to the Trustee.

Medical evidence may also be required from you as part of the assessment of any disablement claim.

### **e. Deed Variation**

The Trust Deed Contains a provision for the Trustee to effect a variation to the Trust Deed, where this is necessary.

No variation which is undertaken can reduce the accrued benefits of a Member without the consent of that Member except in circumstances where the reduction is required to enable the Fund to continue to comply with the ISC requirements, or any member affected consents to the reductions or the ISC consents to the reduction.

**f. Forfeiture**

The Trust Deed provides that in certain circumstances, as specified, your entitlement to a Benefit may be forfeited. Examples of the circumstances in which this may occur are as follows:-

- i. on an attempted assignment or charge of your Benefit;
- ii. on your becoming insolvent or committing an act of bankruptcy; or
- iii. Where in the opinion of the Trustee any fraud, dishonesty or serious misconduct as a Member or Employee has occurred.

Upon forfeiture of your benefits, these can be dealt with by the Trustee in the manner set out in Clause 26 of the Trust Deed. This includes that the Trustee may apply the forfeited benefits for the benefit of yourself or your Dependants in circumstances of financial hardship or other misfortune.

**g. Annual Report to Members**

The trustee issued an annual report to Members advising Members of their current entitlements in the Fund and on the investments and financial direction of the Fund. A copy of the latest annual report (if any) and all notices relating to it is enclosed.

**h. Trustee Details**

- i. The name and address of the current Trustee is:

Jennifer L Williamson and Michael W Dowling  
of 69 Miskin Street, Toowong in the State of Queensland

- ii. The name and address of all Employers participating in the Fund (if any) is:

Merriwill Pty Ltd ACN 009 892 040  
of 69 Miskin Street, Toowong in the State of Queensland

**i. Administration Manager**

The names and addresses of the administration managers/investment managers and/or other persons appoint in an advisory capacity by the Trustee for the Fund is/are:

Name

Address

J L Williamson

69 Miskin Street, Toowong Qld 4066

DATED this

26th

day of

January

19 96



Signed for and on behalf of the Trustee

**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above fund DO HEREBY RESOLVE as follows:-

**STAMPING OF  
TRUST DEEDS:**

Than following the execution of the Trust Deeds of the Above Fund, the Trustees arrange for the stamping of the original Deed.

**PARTICIPATING  
EMPLOYER:**

That the Trustees accept **MERRIWILL PTY LTD ACN 009 892 040** as a Participating Employer as set out in the terms and conditions of the Trust Deed.

**INFORMATION  
TO ISC:**

That the Trustees give to the ISC the prescribed information under the Regulations within seven days of the establishment of the Fund.

**INVESTMENT  
STRATEGY:**

That the Trustees take steps to determine an Investment Strategy for the Fund in accordance with the requirements of the superannuation Industry (Supervision) Act 1993, and that the Trustee consider progress within sixty days.

**BANK ACCOUNT:** That the Trustees take appropriate steps to establish a bank account for the Superannuation Fund.

**TAX FILE  
NUMBER:**

That an application for a tax file number for the Fund be made.

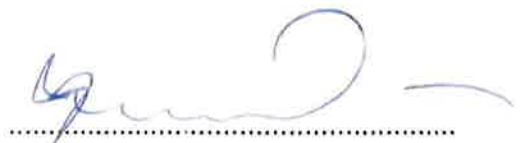
DATED this

26th

day of

January

19 96





**DOWLING SUPERANNUATION FUND****RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**MEMBERSHIP  
OF THE FUND:**

That following an invitation being issued to eligible person to join the fund, and receipt of completed Applications for Membership from the undermentioned persons, the Trustee admits the undermentioned persons to membership of the Fund, such membership to commence as at today's date.

MEMBER'S NAME	ADDRESS	CLASS
JENNIFER LESLIE WILLIAMSON	69 Miskin Street, Toowong in the State of Queensland	C
MICHAEL WILLIAM DOWLING	69 Miskin Street, Toowong in the State of Queensland	C

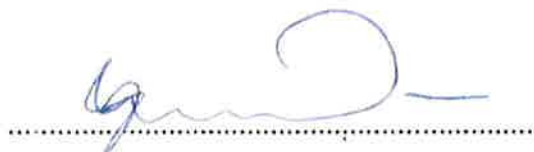
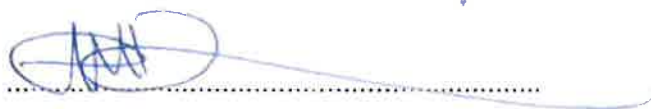
DATED this

26th

day of

January

1996



**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**SUPERANNUATION  
FUND MEMBERSHIP:**

That the Trustees invite the undermentioned persons to become Members of **DOWLING SUPERANNUATION FUND** administered by the Trustees on the Basis that the persons invited as gainfully employed, and that those person be requested to completion applications for membership to join the Fund.

**NOTICE TO  
MEMBERS:**

That each prospective Member of the Fund be given a written Notice to Members at the same time they are provided with the Application for Membership setting out the details of benefits and conditions relating to those benefits together with the method of determination of Member entitlements as set out in the Trust Deed of the fund together with all other information concerning the Fund which the Trustees may consider relevant or which the Member may reasonable require, including a summary of the principal features of the operation of the Fund and the manner in which amounts credited to the Member's Accumulation Account would be calculated upon withdrawal from the Fund and that a written declaration be obtained from each prospective Member declaring that he or she has received the above notice before they are admitted to membership of the Fund.

**CLASS NOMINATION:**

That such Members, should they wish to join the Fund, be nominated as "C" Class Members of the Fund.

**PERSONS**

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

DATED this

26<sup>th</sup>

day of

January

19

96



**DOWLING SUPERANNUATION FUND**

**RESOLUTION OF TRUSTEES**

We, the undersigned:

**JENNIFER LESLIE WILLIAMSON and MICHAEL WILLIAM DOWLING**

being the Trustees of the above Fund DO HEREBY RESOLVE as follows:-

**ADMISSION OF  
PARTICIPATING  
EMPLOYER:**

That an application for admission as a Participating Employer of the Fund having been received, **MERRIWILL PTY LTD ACN 009 892 040** be admitted as a Participating Employer of the Fund as from the date of this resolution.

**EXECUTION OF  
TRUST DEED:**

That as a condition of admission as an Employer of the Fund, the Participating Employer be required to execute Schedule C of the Trust Deed of the Fund as evidence of its agreement to be bound by the terms, conditions and provisions of the Trust Deed for the Fund.

**SUPERANNUATION  
GUARANTEE  
CONTRIBUTIONS:**

that the Trustees provide to the Employer before or as soon as practicable after its first contribution to the Fund:

- (a) a copy of the Trust Deed governing the Fund (and all later alterations to it) if requested by the Employer; and
- (b) a Notice of Compliance that the Fund satisfies the Superannuation Fund conditions.

DATED this

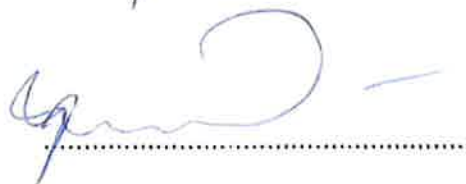
26th

day of

January

19

96





Queensland Duty Exempt  
Section: 112  
Signed: [Signature] 10/4/2002

## VARIATION OF SUPERANNUATION FUND TRUST DEED

THIS DEED is made the 20th day of March 2002 for the  
DOWLING SUPERANNUATION FUND.

The DOWLING SUPERANNUATION FUND TRUST DEED is varied as follows:-

1. Michael William Dowling is to be removed as a member in Schedule B.
2. Michael William Dowling and Jennifer Leslie Williamson have resigned as trustees in paragraph 9 (h).
3. The name of the Dowling Superannuation Fund is to be changed to Williamson Superannuation Fund.
4. Merriwill Pty Ltd A.C.N. 009 892 040 is appointed as trustee.

SIGNED by the Trustee **JENNIFER** )  
**LESLIE WILLIAMSON** on the day )  
hereinbefore mentioned in the presence )  
Of: **KERRY RONALD MASSEY**

[Signature]

QLD STAMP DUTY - ENE  
1530045787-2

11/04/2002 14:05:39  
\$0.00TRFR

Justice of the Peace/Solicitor





**From:** Collin McKenzie <[Collin@pearson-group.com.au](mailto:Collin@pearson-group.com.au)>

**Sent:** Tuesday, 25 May 2021 10:25 AM

**To:** Jenny Williamson <[williamson@jlw.com.au](mailto:williamson@jlw.com.au)>

**Subject:** Williamson Superannuation Fund

Hi Jennifer,

Could you send the following :

1. Bank Statements for the CBA bank account 24/07/17 to 25/04/2019. A/c 1007 7598
2. Dividend slip for CBA, Medibank and Woolworths share showing shareholder reference number so I can access online information regarding the shareholdings and dividends.
3. Super fund trust deed, Tax File Number and trustee declarations, member application to join super fund.
4. Details of the property including purchase documents ( If you have them this would be great to keep on file here ). Is it a row of storage units ? A recent valuation for the property and also are there any borrowings against the property ?

Call me if you have an questions.

Collin McKenzie  
Accountant

Pearson Group Nominees Pty Ltd

38 Radley St Virginia, QLD 4014

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**"Advice that counts"**



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