

File,
Permanent

GENERAL POWER OF ATTORNEY

JOHN DAVID CHESTERMAN (*principal*)

JOHN MARK CHESTERMAN

And MICHAEL JOHN FRANKLIN BENNETT (*attorneys*)

Dated: 14/5/07

baron + associates
Level 7, 66 Hunter Street
SYDNEY NSW 2000
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gb:jl:06/0591

GENERAL POWER OF ATTORNEY

Part 1 General

This power of attorney is made on the 14th day of Mar 2007
by **John David Chesterman** (*principal*) of 19 Harris Street, Paddington, NSW 2021.

1. I appoint my son **John Mark Chesterman** and **Michael John Franklin Bennett** of 412 Wilson Street, Darlingford 2008 of 879 New South Head Road, Rose Bay to be my attorneys. My attorneys may exercise the authority conferred on my attorneys by Part 2 of the *Powers of Attorney Act 2003* to do on my behalf anything I may lawfully authorise an attorney to do. My attorneys' authority is subject to any additional details specified in Part 2 of this document.

2. *I give this power of attorney with the intention that it will continue to be effective if I lack capacity through loss of mental capacity after its execution.

*[*You can cross out clause 2 if you do not want it to apply. If you want clause 2 to apply, then you need to see a solicitor, barrister, registrar of a Local Court or other prescribed witness referred to in section 19 of the Powers of Attorney Act 2003 who must complete the certificate that is required under that section.]*

3. *This power of attorney operates:

*immediately

*as each of my attorneys accept the appointment

*on and from [date] up to and including [date]

*when my attorneys consider that I need assistance managing my affairs

*other: _____

*[*If you include clause 2 above, the power of attorney will not operate to confer any authority on an attorney until the attorney accepts the power of attorney by signing this document.]*

*[*Cross out the options that you do not want.]*

If no option is selected or the options chosen are unclear or inconsistent, I intend that the power of attorney will operate immediately or, if clause 2 is not crossed out, as each of my attorneys accept the appointment.

4. If I appoint more than one attorney, then I appoint them jointly and severally.

[Cross out 'and severally' if you want your power of attorney to operate only when both attorneys act together and are both living. You should get legal advice on changing this clause.]

Part 2 Additional powers and restrictions

5. *I authorise my attorneys to give reasonable gifts as provided by section 11(2) of the *Powers of Attorney Act 2003*.

[*Cross out if you do not want to confer this authority.]

6. ~~*I authorise my attorneys to confer benefits on the attorneys to meet the attorneys' reasonable living and medical expenses as provided by section 12(2) of the *Powers of Attorney Act 2003*.~~

[*Cross out if you do not want to confer this authority.]

7. ~~*I authorise my attorneys to confer benefits on _____ to meet their reasonable living and medical expenses as provided by section 13(2) of the *Powers of Attorney Act 2003*.~~

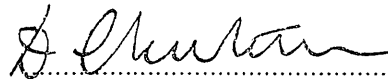
[*Cross out if you do not want to confer this authority.]


8. *This power of attorney is subject to the following conditions and limitations:

Any attorney who practises a profession is entitled to be paid all usual fees for work done by that person or his or her firm on the same basis as if he or she were not my attorney but employed to act on behalf of my attorney.

[*Cross out if you do not want to add conditions or limitations.]

SIGNED SEALED & DELIVERED by)
JOHN DAVID CHESTERMAN in the)
presence of:)


principal's signature


witness's signature

GIL BARON
witness's name

66 Hume St Sydney
witness's address

[The following certificate is to be completed only if clause 2 is retained and you want to create an enduring power of attorney.]

Certificate under section 19 of the Powers of Attorney Act 2003

I, **Gil Baron** of Level 7, 66 Hunter Street, SYDNEY NSW 2000 certify the following:

1. I explained the effect of this power of attorney to the principal before it was signed.
2. The principal appeared to understand the effect of this power of attorney.
3. I am a prescribed witness.
4. I am not an attorney under this power of attorney.
5. I have witnessed the signature of this power of attorney by the principal.

Dated: 14.5.07



.....
Gil Baron

Acceptance by attorney

[To be used for enduring powers of attorney only. It must be signed before the power of attorney can be used by the attorney.]

I accept my appointment as an attorney under this enduring power of attorney.

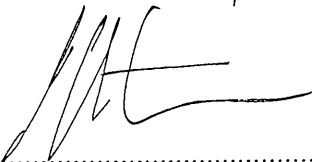
Dated: 13. MAY . 2007.



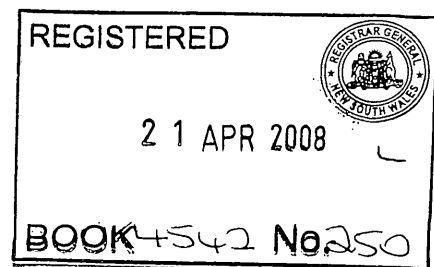
.....
attorney's signature

I accept my appointment as an attorney under this enduring power of attorney.

Dated: 19 May 2007



.....
attorney's signature



Important information for principals and attorneys

- (1) A power of attorney is an important and powerful legal document. You should get legal advice before you sign it. A power of attorney gives the attorney the authority to buy and sell real estate, shares and other assets for the principal, to operate the principal's bank accounts, to spend the principal's money on behalf of the principal and to exercise many other powers. It is not to be used after the principal dies.
- (2) A power of attorney cannot be used for health or lifestyle decisions. The principal should appoint an enduring guardian under the *Guardianship Act 1987* if the principal wants a particular person to make these decisions. For further information, contact the Guardianship Tribunal (toll free 1800 463 928 or www.gt.nsw.gov.au) or the Public Guardian ((02) 9265 3184 or 1800 451 510 or www.lawlink.nsw.gov.au/opg).
- (3) Part 2 of the power of attorney will permit the attorney to use the principal's money and assets for the attorney or anyone else as provided by clauses 5, 6 and 7. If the principal does not want this to happen, then the principal should delete the powers from Part 2 that the principal does not want to give the attorney.
- (4) An attorney must always act in the best interests of the principal. Unless the attorney is expressly authorised, the attorney cannot gain a benefit from being an attorney.
- (5) This power of attorney is for use in New South Wales only. If you need a power of attorney for interstate or overseas, you may need to make a power of attorney under their laws. The laws of some other States and Territories in Australia may give effect to this power of attorney. However, you should not assume this will be the case. You should confirm whether the laws of the State or Territory concerned will in fact recognise this power of attorney.
- (6) An attorney should keep the attorney's own money and property separate from the principal's money and property, unless they are joint owners, or operate joint bank accounts. An attorney should keep reasonable accounts and records about the principal's money and property.
- (7) If the attorney is signing documents that affect real estate, the power of attorney must be registered at Land and Property Information NSW.

For information on powers of attorney, the attorney's duties and registration, contact Land and Property Information NSW ((02) 9228 6666 for a fact sheet or www.lpi.nsw.gov.au) or a solicitor, a trustee company or the Public Trustee (www.pt.nsw.gov.au).