

# Deed of Amendment for Commonwealth Essential Super

Colonial First State Investments Limited ABN 98 002 348 352  
(Trustee)

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# Deed of Amendment for Commonwealth Essential Super

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# Details

<b>Trustee</b>	Name	<b>Colonial First State Investments Limited</b>
	ABN/ACN	ABN 98 002 348 352
	Capacity	Trustee of Commonwealth Essential Super fund
	Address	11 Harbour Street, Sydney NSW 2000

**Governing law** **New South Wales**

- Recitals**
- A** The Fund is governed by the Trust Deed.
  - B** Clause 17.1 of the Trust Deed provides that the Trustee may amend the Trust Deed subject to certain conditions.
  - C** The Trustee wishes to amend the Trust Deed as set out in this document.
  - D** The Trustee is satisfied that the amendments set out in this document are permitted by clause 17.1 of the Trust Deed.

# Deed of Amendment for Commonwealth Essential Super General terms

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## 1 Interpretation

### 1.1 Definitions

In this document, these words and phrases have the following meanings:

**Effective Date** means the date this document is signed by the Trustee.

**Fund** means the trust known as the Commonwealth Essential Super fund (ABN 56 601 925 435).

**Trust Deed** means the trust deed establishing the Fund originally dated 21 December 2012 and executed by the Trustee as a deed poll.

### 1.2 Document supplemental to Trust Deed

This document is supplemental to the Trust Deed.

### 1.3 Headings

Headings are inserted for convenience only and do not affect the interpretation of this document.

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## 2 Amendments to the Trust Deed

The Trust Deed is amended on and from the Effective Date as follows:

(a) by inserting the following new clause 7.3:

**“7.3 Trustee not a Beneficiary**

- (a) Despite any other provision of this Deed, the Trustee is not and cannot become a Beneficiary.
- (b) Paragraph (a) of this clause is irrevocable and may not be amended by any subsequent variation or alteration to this Deed.”

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## 3 No redeclaration etc

The Trustee is not, by this document:

- (a) redeclaring or resettling the Fund;
- (b) declaring any trust; or
- (c) causing the transfer, vesting or accruing of property in any person.

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## **4 Confirmation**

Other than as provided for in this document, the terms and conditions of the Trust Deed are unaltered and remain in full force and effect.

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## **5 Governing law**

This document is governed by the laws in force in the place specified in the Details. Each person affected by it must submit to the non-exclusive jurisdiction of the courts of that place and the courts of appeal from them.

**EXECUTED** as a deed poll

# Signing Page

**Date:** 22 April 2022

**EXECUTED** by **COLONIAL FIRST  
STATE INVESTMENTS LIMITED** in  
accordance with section 127(1) of the  
*Corporations Act 2001* (Cth) by  
authority of its directors:



.....  
Signature of director

**PENELOPE JAMES**  
.....

Name of director



.....  
Signature of company secretary

**SEJIL MISTRY**  
.....

Name of company secretary