

ELDER, SMITH & CO. LIMITED

THE PROVIDENT FUND

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WHEREAS by Deed dated the twenty third day of December One thousand nine hundred and thirteen (hereinafter referred to as "the principal Deed") made between Elder, Smith & Co. Limited (hereinafter called "the company") of the first part James Harvey and Alick James Murray both of Adelaide Directors of the company and Alfred Horsley Chapman of Adelaide Secretary of the company of the second part and certain persons whose names were or from time to time might be subscribed and whose seals were or might be affixed thereto (being at the time of their execution thereof officers of the company under the age of sixty five years) of the third part a Provident & Guarantee Fund was established in connection with the business of the company AND WHEREAS the principal Deed has from time to time been varied and altered by Deeds of Variation and the name of the Fund has been changed to "The Provident Fund" AND WHEREAS by Deed dated the 6th. day of May 1958 the principal Deed was further varied and altered and the Regulations governing the Fund were consolidated and amended and the Regulations then governing the Fund were repealed and new Regulations were prescribed and such new Regulations (hereinafter referred to as "the Regulations") are set forth in a schedule to the said last-mentioned Deed AND WHEREAS by two several Deeds of Variation dated the 30th. day of September 1958 and the 23rd. day of June 1959 respectively the Regulations were varied and altered NOW THEREFORE pursuant to Regulation 50 of the Regulations governing the Provident fund we PHILIP ALBERT MARTIN McBRIDE ALFRED MCKON SIMPSON ALEXANDER JOHN MELROSE FREDERICK LLOYD DUMAS and TOM ELDER BARR SMITH all of Adelaide IAN RICHARD McTAGGART of "Nonning" Fort Augusta and JOHN NEIL McEWIN of Adelaide being a majority of all the Directors for the time being of the company with the assent of the said ALEXANDER JOHN MELROSE FREDERICK LLOYD DUMAS and TOM ELDER BARR SMITH and REGINALD WALTER SWEDGMAN of Adelaide General Manager of the company being the majority of the trustees of the said Fund testified by their execution of this Deed DO BY THIS DEED make the following alterations in the provisions of the principal Deed as varied and altered as aforesaid namely

1. Regulation 13 is amended by striking out the words "Elder's Nominees Limited" wherever those words appear in that Regulation and inserting in their place in each case the words "Elder's Provident Funds Holdings Limited".

2. Regulation 29 is amended by striking out the words "the last ten years of his employment" wherever those words appear in that Regulation and inserting in their place in each case the words "the last seven years of his employment".

3. Regulation 31 is amended by striking out from paragraph (c) thereof the words and figures "the lesser of One thousand pounds (£1,000) and".

4. Regulation 34 is amended by striking out the words "two and one half times" wherever those words appear in that Regulation and inserting in their place in each case the words "three times".

5. Regulation 35 is amended by striking out the words "two and one half times" from paragraph (a) thereof and inserting the words "three times" in their place.

It is hereby declared pursuant to the said Regulation 50 that the alterations hereby made shall come into force and shall be deemed to have come into force on the 17th. day of January 1961.

IN WITNESS whereof the parties hereto have set their hands and seals the Seventh. day of March. 1961.

SIGNED SEALED AND DELIVERED by the )  
said PHILIP ALBERT MARTIN McBRIDE )  
in the presence of )

*Philip Albert Martin McBride*

SIGNED SEALED AND DELIVERED by the )  
said ALBERT MCKEN SIMPSON in the )  
presence of )

*Albert McKen Simpson*

SIGNED SEALED AND DELIVERED by the )  
said ALEXANDER JOHN MELROSE in )  
the presence of )

*Alex. J. Melrose*

SIGNED SEALED AND DELIVERED by the )  
said FREDERICK LLOYD DUMAS in )  
the presence of )

*Frederick Lloyd Dumas*

SIGNED SEALED AND DELIVERED by the )  
said TOM ELDER BARR SMITH in the )  
presence of )

*Tom Elder Barr Smith*

SIGNED SEALED AND DELIVERED by the )  
said IAN RICHARD McTAGGART in the )  
presence of )

*I. R. McTaggart*

SIGNED SEALED AND DELIVERED by the )  
said JOHN NEIL McEWIN in the )  
presence of )

*John Neil McEwin*

SIGNED SEALED AND DELIVERED by the )  
said ALEXANDER JOHN MELROSE in the )  
presence of

~~Edbraugoo~~

*Alex J. Melrose*

SIGNED SEALED AND DELIVERED by the )  
said FREDERICK LLOYD DUMAS in the )  
presence of

~~Edbraugoo~~

*Frederick Dumas*

SIGNED SEALED AND DELIVERED by the )  
said TOM ELDER BARR SMITH in the )  
presence of

~~Edbraugoo~~

*Tom Elder Barr Smith*

SIGNED SEALED AND DELIVERED by the )  
said REGINALD WALTER SEEDSMAN in the )  
presence of

~~Edbraugoo~~

*Reginald W. Seedsmen*

File  
2716

(Signed) 17th March 1961.

ELDER, SMITH & CO. LIMITED

THE PROVIDENT FUND

DEED

varying regulations of Fund

effective 1st January 1961

Finlayson & Co.,  
Solicitors,  
16 Pirie Street,  
ADELAIDE.

Engsd. ED/E. 651a