

**DEED OF REMOVAL AND APPOINTMENT OF TRUSTEE OF THE
WIRRAMINNA ENVIRONMENTAL EDUCATION TRUST**

GREATER HUME SHIRE COUNCIL
ABN 44 970 341 154
(Parent Body)

PETAURUS EDUCATION GROUP INC.
ABN 89 225 811 625
(New Trustee)

DATE: 16 Nov. 2017

KELL MOORE
571 Kiwa Street
Albury NSW 2640
DX 5804 Albury
Tel: 02 6021 2844
Fax: 02 6021 6075
Ref: ASC:131496

DETAILS

PARTIES

PARTIES		
Parent Body	Name	Address
	44 970 341 154	39 Young Street, Holbrook NSW 2644
	ABN	
	44 970 341 154	
New Trustee	Name	Address
	PFTURUS EDUCATION GROUP INC.	Suite 1, Adamshurst Studios, 603 David Street, Albury NSW 2640
	ABN	
	89 225 811 625	
	DATE OF DEED	

2.1 Pursuant to the power in clause 11.1 of the Trust Deed the Parent Body hereby removes the Burrumbuttock as trustee of the Trust and appoints the New Trustee as trustee of the Trust.

2. **Removal and Appointment of Trustee**

1.6 If a period must be calculated from, after or before a day or the day of an act or event, it must be calculated excluding that day.

1.5 A reference to a dollar sum is a reference to that sum in Australian dollars.

1.4 Words and phrases defined in the Recitals or Schedules or elsewhere in this shall have the meaning therein ascribed to them.

1.3 Where a party comprises two or more persons any obligation on the part of that party shall bind all such persons jointly and each of them severally.

1.2 Words importing one gender shall import the other and neuter genders. Words importing persons shall include corporations and vice versa. Words importing the singular number shall include the plural number and vice versa.

1.1 The headings in this Deed are inserted for guidance only and do not affect the content of any clauses.

1. **Interpretation**

OPERATIVE PROVISIONS

E. This deed is supplementary to the Trust Deed.

D. By notice in writing dated 16 October 2017 the Parent Body advised Burrumbuttock that Burrumbuttock was, in accordance with clause 11.1 of the Deed, removed as Trustee of the Trust and that the New Trustee was appointed in its place.

C. Pursuant to clause 11.1 of the Trust Deed the Parent Body may by notice to the Trustee remove the Trustee and appoint a substitute trustee.

B. Pursuant to clause 1.1 of the Trust Deed the Greater Hume Shire Council ABN 44 970 341 154 was appointed the Parent Body of the Trust.

A. Burrumbuttock P & C Association ABN 69 687 883 984 (Burrumbuttock) is the current trustee of the Trust known as the Wirraminna Environmental Education Trust(Trust) established by deed made on the 30th day of July 2004 (Trust Deed) between Wirraminna Environmental Education Centre as Settlor and Burrumbuttock as Trustee.

INTRODUCTION

TERMS

3.1 The New Trustee acknowledges and accepts its appointment as trustee of the Trust effective from the date of this deed.

Acceptance

4.1 This Deed shall bind each of the parties which execute it notwithstanding that one or more of the persons or corporations named in this Deed as parties may never execute it and the execution of this Deed by any such person or corporation is or may become void or voidable.

Miscellaneous

4.2 This Deed is binding on the successors of each party.

4.3 This Deed may be executed in any number of counterparts each of which will be an original but such counterparts together will constitute one and the same instrument and the date of the Deed will be the date on which it is executed by the last party.

4.4 This Deed shall not give rise to any beneficial entitlement in the Trust or any re-settlement of the Trust and shall be void to the extent that it may result in such change.

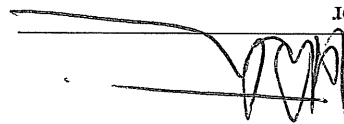
4.5 If part or all of any provision of this Deed is illegal or unenforceable then it may be severed from this Deed and the remaining provisions of this Deed will continue in full force and effect.

4.6 The parties agree and acknowledge that they will do all things within reason to give effect to the intent and spirit of this Deed.

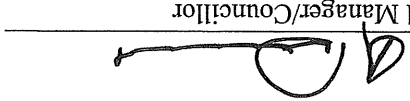
4.7 This Deed shall be governed and construed in accordance with the laws of New South Wales and the parties irrevocably submit themselves to the jurisdiction of the courts having jurisdiction in that State.

EXECUTED AS A DEED.

THE SEAL of GREATER HUME SHIRE
COUNCIL ABN 44 970 341 154 was affixed
in accordance with Reg 400 Local Government
(General) Regulation 2005 pursuant to a
resolution

Councillor/Mayor


Full Name
CA HEATHER MILTON

General Manager/Councillor


Full Name
STEVEN FINNICK



Petaurus Education Group Inc
P/O Box 1164
Albury NSW 2640

Name

Owen Powell

Signature of Authorised person

Owen Powell

EXECUTED for and on behalf of
PETAURUS EDUCATION GROUP
INCORPORATED ABN 89 225 811 625
in accordance with Section 22 of the
Associations Incorporation Act 2009:

Name

DARRELL ROBERTSON

Signature of Authorised person

Darrell Robertson