

Dated:

27. 06.

2019

PARTIES

- (1) THE TRUSTEES OF THE TSB COMMUNITY TRUST ("the Trustees")
- (2) THE MINISTER OF FINANCE ("the Minister")

BACKGROUND

- A. By Deed of Trust dated 30 May 1988, and subsequently varied by Deeds dated 5 September 2000, 7 December 2004, 29 July 2015 and 26 June 2018 (the "Trust Deed") the Minister established the Trust known as the TSB Community Trust (the "Trust").
- B. The Trust is a community trust as defined in the Community Trusts Act 1999.
- C. Pursuant to clause 20, the Trust Deed may be altered or added to by the concurring votes of not less than 75 per cent of the Trustees provided these alterations and additions are also approved by the Minister of Finance.
- D. The Trustees have resolved, by the concurring votes of not less than 75 per cent of the Trustees, to amend the Trust Deed in the manner set out below.
- E. The Minister has approved these amendments.

TERMS OF THIS DEED

1. VARIATION OF TRUST DEED

- 1.1 The Trustees declare that with effect from the later of the date of this Deed or the date of the Minister's approval the following changes will take effect:

- (a) Clause 4(c) of the Trust Deed is deleted and replaced with:

"In distributing any part of the capital or income of the Trust fund in the implementation of the objects of the Trust, the Trustees may pay any amount available for distribution to any organisation or body (whether incorporated or not, but not one conducted for private profit) or to any individual so long as it is not for the purpose of making a private profit but subject to any conditions which the Trustees may think fit to impose to ensure that the amount so paid is used for such specific purposes as the Trustees may direct, being purposes exclusively within the objects of the Trust and the receipt of any such organisation, body or individual acknowledging the conditions imposed shall be a sufficient discharge for the Trustees. For clarity, "pay any amount available for distribution" includes making distributions by way of loans."

- (b) Clause 29(c)(ii)(3) of the Trust Deed is deleted and replaced with:

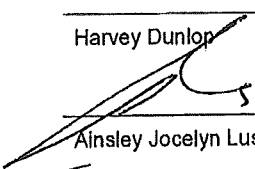
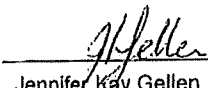
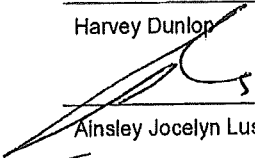
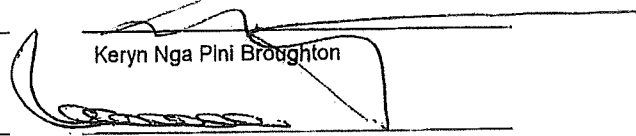
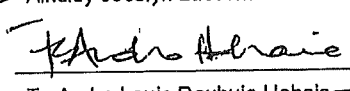
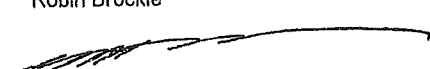
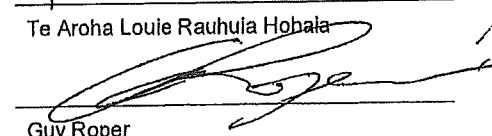
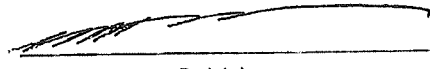

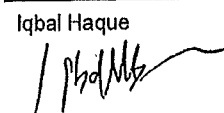
"the financial reporting requirements as set out in clause 29(c)(iii) below."

(c) Clause 29(c)(iii) is inserted as follows:

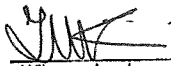
"Where any part of the Trust fund has been vested in a subsidiary trust or company in accordance with this clause 29 the Trustees shall cause to be prepared, and published or provided with the information stipulated in clause 18, equivalent information relating to the subsidiary trust or company. That information may be consolidated with the information about the affairs of the Trust, or presented separately, as the Trustees consider appropriate to explain clearly the financial affairs and grants and assistance afforded by both the Trust and the subsidiary trust or company."

EXECUTION

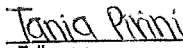
This Deed has been executed by the following Trustees of the Trust being not less than 75% of the Trustees of the Trust:

 _____ Harvey Dunlop	 _____ Jennifer Kay Gellen
 _____ Ainsley Jocelyn Luscombe	 _____ Keryn Nga Pini Broughton
 _____ Te Aroha Louie Rauhuja Hohala	 _____ Robin Brockle
 _____ Guy Roper	 _____ Peter Seymour Dalziel
 _____ Christopher Ussher	 _____ Iqbal Haque

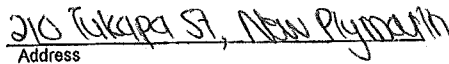
In the presence of



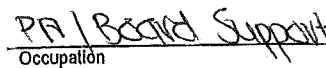
Witness signature



Full name



Address



Occupation

The Minister of Finance approves the)
above:

Signed by THE MINISTER OF FINANCE)

In the presence of)

Sebastian Doelle
Witness signature

[Signature]
Full name

7/3 Malcolm Lane
Address

Treasury Secondee
Occupation

[Signature]
Signature of Minister

DATED 26 JUNE 2018

BETWEEN

TSB COMMUNITY TRUST

"the Trustees"

AND

MINISTER OF FINANCE

"the Minister"

**Deed of Variation of
Trust Deed**

THIS DEED dated 26 June 2018

BETWEEN **TSB COMMUNITY TRUST** ("the Trustees")

AND **MINISTER OF FINANCE** ("the Minister")

BACKGROUND:

- A. Whereas by Deed of Trust dated 30 May 1988 (the Original Deed of Trust) the Minister of Finance established the Trust known as the TSB Community Trust.
- B. The Original Deed of Trust has been varied by Deeds of Trust dated 5 September 2000, 7 September 2004 and 29 July 2015 (the Trust Deed).
- C. The Trustees of the Trust wish to vary some of the terms of the Trust Deed.

OPERATIVE CLAUSES:

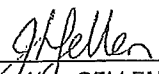
- 1. **THE** background is hereby confirmed.
- 2. **THAT** on the 26 day of June 2018 more than 75% of the Trustees resolved to vary the Trust Deed as set out in Clauses 3 and 4 hereof:
- 3. **THE** definition of "the Specified Area" in Clause 1 of the Trust Deed be varied by deleting the same and substituting the following: "The Specified Area means all that area comprising the Counties of Clifton, Egmont, Eltham, Hawera, Inglewood, Stratford, Taranaki, Waimate West, and Patea (as the said counties were constituted on the 1st day of October 1964) such that the southern boundary of the " Specified Area" coincides with the southern boundary of the South Taranaki District Council area as designated in the Local Government (Taranaki Region) Reorganisation Order 1989 and including all cities boroughs and town districts surrounded by or contiguous to that defined area".
- 4. **THE** provisions of this Deed shall take effect on the date the Community Trust (Boundary Adjustment) Order 2018 comes into force, subject to the approval of the Minister of Finance having been obtained pursuant to the provisions of Clause 20 of the Trust Deed.

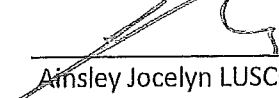
IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written by the following Trustees of the Trust being not less than 75% of the Trustees of the Trust.


SIGNED by



Hayden Paul Waretini WANO

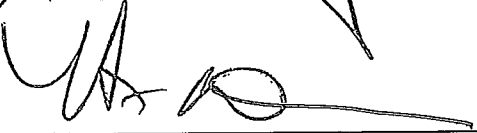

Kelly Maree MARRINER



Jennifer Kay GELLEN



Ainsley Jocelyn LUSCOMBE



Keryn Nga Pini BROUGHTON


Te Aroha Louie Rauhuia HOHAIA

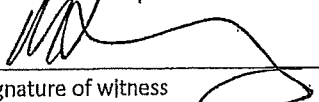

Harvey DUNLOP


Robin BROCKIE


Peter Seymour DALZIEL


Guy ROPER

And all in the presence of:


Signature of witness

Maria Ramsay
Full name of witness

C.E.
Occupation of witness

236 Courtenay St. New Plymouth
Address of witness