

# FIRST ADDENDUM TO TRUST DEED

in respect of

**THE AVELA TRUST**

## 1 PARTIES

1.1 The Parties to this First Addendum are –

1.1.1 Carmen Elena Palomo Meza;

1.1.2 Roger-Michael Raad; and

1.1.3 Antonio Juan Zaninovic Aldea.

1.2 The Parties agree as set out below.

## 2 INTERPRETATION

In this First Addendum–

2.1 "**First Addendum**" means the agreement contained in this document;

2.2 "**Parties**" means the parties to this First Addendum;

2.3 "**Signature Date**" means the date of signature of this First Addendum by the Party last signing;

2.4 "**Trust**" means the Avela Trust, Masters Reference number IT24/2015(C); and

2.5 "**Trust Deed**" means the trust deed entered into between Carmen Elena Palomo Meza, Roger-Michael Raad and Antonio Juan Zaninovic Aldea on or about 9 December 2014.

## 3 INTRODUCTION

The Parties wish to amend the Trust Deed so that the object of the Trust and procedure for the winding up or dissolution of the Trust are clear.

## 4 AMENDMENT OF TRUST DEED

The Parties hereby agree that the Trust Deed be amended as follows:

4.1 clause 6 of the Trust Deed is replaced in its entirety with the following new clause:

## **"OBJECT OF THE TRUST"**

The Founder desires to establish a trust for the benefit of burn victims, in particular previously disadvantaged children from rural areas and townships who have suffered burn-related injuries, and to assist with the care, counselling and/or treatment of such children, including health care and reconstructive services, blood transfusion or similar services, as well as the counselling of their families in this regard.

The objects of the Trust are, accordingly, to raise funds or assets for, and to provide those funds or assets, to any public benefit organisation approved in terms of section 30 of the Income Tax Act, No 58 of 1962 carrying on any of the following public benefit activities approved for section 18A purposes, namely the provision of health care services to poor and needy persons, the care or counselling of terminally ill persons or persons with a severe physical or mental disability, and the counselling of their families in this regard, the provision of blood transfusion, organ donation or similar services."

- 4.2 a new clause 23A is inserted in the Trust Deed which reads as follows:

### **"PROCEDURE TO WIND UP OR DISSOLVE THE TRUST"**

The Trust may be wound up or dissolved if at least two-thirds of the trustees present and voting at a meeting convened for the purpose of considering such matter, are in favour of such winding up or dissolution."

## **5 SAVINGS CLAUSE**

Save to the extent specifically or by necessary implication modified in or inconsistent with the provisions of this First Addendum, all the terms and conditions of the Trust Deed shall with such changes as the context may require, continue in full force and effect.

## **6 SIGNATURE**

This First Addendum is signed by the Parties on the dates and at the places indicated below.

SIGNED at Cape Town on 04 SEPT 2015



**CARMEN ELENA PALOMO MEZA  
- TRUSTEE AND FOUNDER**

SIGNED at Cape Town on 04 September 2015



**ROGER-MICHAEL RAAD  
- TRUSTEE**

SIGNED at Cape Town on 04 September 2015



**ANTONIO JUAN ZANINOVIC  
ALDEA - TRUSTEE**