



IN THE SUPREME COURT OF WESTERN AUSTRALIA

CIV/2163/2020

EX PARTE:

**GUMALA INVESTMENTS PTY LTD (ACN
077 593 581) as trustee for GENERAL GUMALA
FOUNDATION_TRUST (ABN 50 336 714 927)**

Plaintiff

**ORDER OF MASTER SANDERSON
MADE 27 November 2020**

UPON THE EX PARTE APPLICATION of the plaintiff by originating motion filed 25 November 2020, AND UPON HEARING Mr J Shepherd of counsel for the plaintiff on 26 November 2020, IT IS ORDERED THAT:

1. Pursuant to the inherent jurisdiction of the Court, Clause 16.1 of the Consolidated Trust Deed be varied to read as follows (variation emphasised):

An annual general meeting of the Beneficiaries shall be held between 1st August and 31st December in each Accounting Period. In the case of an emergency, natural disaster, health epidemic, or other potential risk to the health and safety of persons who may attend an annual general meeting, the Trustee may, acting reasonably, in good faith and in the best interests of the Beneficiaries, hold the annual general meeting after 31st December. All general meetings other than the annual general meeting shall be called extraordinary general meetings.

2. The costs of this proceeding be borne by the Trust.

BY THE COURT

MASTER C SANDERSON