

Certificate of Independent Financial Advice



PART A – General Information

BNK Banking Corporation Limited ACN 087 651 849 (The Lender)

BNK Banking Corporation Limited ACN 087 651 849 (The Mortgage Originator)

This certificate is provided by:

_____ (name)
of _____ (address)

I am an accountant / financial advisor.

This Certificate relates to the Loan (**Loan**) and the Guarantee and Indemnity (**Guarantee**) for the amount of \$ _____ in respect of the _____ ACN _____ as Trustee for _____ **Superannuation Fund**.

PART B – Accountant Advice

Date of meeting:

Location of meeting:

I declare that:

- 1 I am an accountant / financial advisor holding all required licences and qualifications to provide advice in relation to limited recourse borrowing arrangements by self-managed superannuation funds.
- 2 I have been asked to interview _____ in their capacity as director(s) of _____ ACN _____ in its own name and _____ ACN _____ in their capacity as trustee for _____ **Superannuation Fund** and interview _____ (the **Member**) and _____ ACN _____ as Trustee for _____ **Bare Trust** (the **Security Trustee**) as Guarantor(s).
- 3 I confirm the following documents were provided for my review:
 - (a) Loan Agreement between the **Lender** and the Borrower and Loan Agreement Columbus (the **Loan Agreement**).
 - (b) Guarantee and Indemnity by Security Trustee (the **Guarantee**).
 - (c) Mortgage by the Security Trustee and Memorandum of Common Provisions Memorandum No. AA6817 (the **Mortgage**)
 - (d) Particulars page of the Purchase Contract.
- 4 I have discussed with the Member the ability of the Customer to make the required payments / repayments under the Loan Agreement or a strategy to ensure the Loan is serviced in terms of the Loan Agreement.
- 5 I confirm that at the end of the discussion each Member stated they understood the obligations and risks involved with the implication, risk and obligations on them as Superannuation Trustee / director of the Superannuation Trustee and as a Guarantor as a result of their guarantee with respect to the Loan Agreement; and they are proceeding freely, voluntarily and without pressure from any person.
- 6 I have discussed with each Member the application, risks, obligations and other matters that may be relevant to the proposed loan and investment including, but not limited to, the following areas:

- (a) the Superannuation Industry (Supervision) Act 1993;
- (b) the implications that may flow from a vacancy or any damage to the property;
- (c) the implications if the Members have different contribution rules applying to them, or if a Member dies; and
- (d) the possibility that a change of law(s) may impact any of the above.

7 I do not act for the Lender or the seller of the property referred to in the Purchase Contract.

PART C – Signature

DATED: the _____ day of _____ 20 _____

SIGNED: _____ (signature of Accountant)

PART D – Confirmation

_____ in their capacity as directors of _____
 _____ ACN _____ and _____ ACN _____ in their capacity as trustee
 for _____ Superannuation Fund and interview _____ and _____
 _____ ACN _____ as Trustee for _____ as Guarantor(s), confirm

_____ (Accountant’s name) did discuss with us matters pertaining to the Superannuation Fund’s ability to service the Loan and other matters of a general nature in respect to the Loan Agreement, the Guarantee and the other documentation detailed in Part B. We declare that we are fully aware of the financial effects of the Loan Agreement and the Guarantee and of the financial and other risks associated with executing those documents and we have not relied upon the advice or explanation of any other person (including any employee or agent of the Lender or of Mortgage Originator) relating to the financial and other risks associated with executing the Loan Agreement and Guarantee.

EXECUTED on behalf of _____
 _____ ACN _____
AS TRUSTEE FOR _____
SUPERANNUATION FUND in accordance with
 Section 127 of the Corporations Act:

 Signature of Director / Secretary

 Signature of Director / Secretary

 Print name of Director / Secretary

 Print name of Director / Secretary

Signed sealed and delivered by _____
 _____ in the presence of:

 Signature of Witness

 Signature of _____

 Print name of Witness

 Print address of Witness