

# **DEED OF AMENDMENT**

**BETWEEN**

**COMMONWEALTH OF AUSTRALIA**

represented by the Australian Agency for International Development  
(AusAID)

**ABN 62 921 558 838**

and

**PACIFIC DISABILITY FORUM (PDF)**

**FOR**

**Support to Disabled Person's Organisations (Pacific Region)**

**AUSAID AGREEMENT 63151/1**

**THIS DEED OF AMENDMENT** is made this                      day of                      20

**BETWEEN:**

The **COMMONWEALTH OF AUSTRALIA**, represented by the **AUSTRALIAN AGENCY FOR INTERNATIONAL DEVELOPMENT, ABN 62 921 558 838** ("the Commonwealth")

**AND**

**PACIFIC DISABILITY FORUM (PDF)** of **24 Des Voeux Road SUVA, FIJI ISLANDS** (the "Organisation").

**RECITALS:**

- A. On **1 June 2012** the Commonwealth and the Organisation entered into **Grant Agreement 63151/1** in writing for the funding of the Activity described in the Agreement.
- B. The parties have now agreed to alter the Grant Agreement as set out in this Deed.

**OPERATIVE PROVISIONS:**

- 1. In this Deed, unless the contrary intention appears, a reference to the "Agreement" is to the Agreement referred to in Recital A.
- 2. The Agreement is amended as set out below:

<b>Clause 13. Funds and Payment</b>	Delete existing <b>Clause 13. Funds and Payment</b> and replace with new <b>Clause 13. Funds and Payment</b> name:		
	<b>13. FUNDS AND PAYMENT</b>		
	13.1 GOA will pay PDF up to a maximum of <b>AUD4,500,000</b> in acquittable tranches as follows:		
	<b>Indicative Date</b>	<b>Tranche Number</b>	<b>Amount of Grant Funds (AUD)</b>
	28 May 2012	1	AUD700,000
	Refer to Clause		

	13.2 below		
	8 June 2012	2	AUD150,000
	1 January 2013 (Refer to <b>Clause 13.3</b> below)	3	AUD350,000
	30 April 2013 (Refer to <b>Clause 13.3</b> below)	4	AUD1,100,000
	30 April 2014 (Refer to <b>Clause 13.3</b> below)	5	AUD1,200,000
	30 April 2015 (Refer to <b>Clause 13.3</b> below)	6	AUD1,000,000
	<b>TOTAL AMOUNT PAYABLE</b>		<b>AUD4,500,000</b>
	<p>13.2 GOA will pay Tranche 1 within thirty (30) days of the date of this Agreement and subject to receipt of a valid invoice.</p> <p>13.3 GOA will pay subsequent tranches at the date indicated above subject to PDF:</p> <p>(a) providing an Acquittal Statement of 70% of the previous tranche, signed by the Senior Financial Manager or the Chief Executive Officer head of PDF indicating that the Grant funds being acquitted have been expended in accordance with the terms of this Agreement;</p> <p>(b) submitting a valid invoice; and</p> <p>(c) making satisfactory progress with the Activity as determined by GOA.</p>		

3. The amendments set out in this Deed take effect on the date on which this Deed is signed by both parties.
4. In all other respects the parties confirm the Agreement.

**EXECUTED AS A DEED** by the Commonwealth, by an authorised officer, and by the Organisation by its authorised officer(s).

**SIGNED** for and on behalf of the  
**COMMONWEALTH OF AUSTRALIA**  
represented by the Australian Agency for  
International Development by:

[Redacted signature area]

Signature of FMA Act s44 Delegate  
**Rosemary McKay**  
A/g Assistant Director General,  
Governance and Social Development Branch

Signature of witness

[Redacted witness signature]

Name of witness  
(Print)

**SIGNED** for and on behalf of  
**PACIFIC DISABILITY FORUM** by

[Redacted signature area]

**Setareki S. Mekanawai**  
Chief Executive Officer

Signature

By executing this Deed of Amendment the signatory warrants that the signatory is duly authorised to execute this Deed of Amendment on behalf of the Organisation.

in the presence of:

[Redacted witness area]

Name of Witness  
(Print)

[Redacted witness name]

Signature of Witness

**AMENDMENT SUMMARY SHEET**

The Funding Agreement has been varied in accordance with the clause headed **Agreement Amendments** of the Funding Agreement on the following dates relating to:

Amendment #	Date	Very Brief Summary of amendment	Increase / Decrease in financial limit AUD	Adjusted Financial Limit AUD
1	8/6/2012	Increase in tranche numbers and changes to dates payments made— no increase or decrease to total amount payable	0	0