

Resolution of the Trustees of the JAM 300 SSAS

Date: 9 May 2017

Interpretation

The Trustees confirm that the terms used in this resolution should be interpreted as they are defined in the Definitive Trust Deed and Rules dated 21st November 2014 and all subsequent amendments for the JAM 300 SSAS Pension Scheme (the “Scheme”).

Background

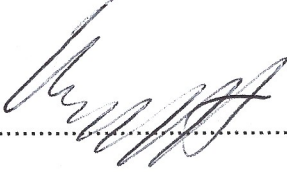
- 1) The Scheme is looking at an investment whereby it leases a parcel of land from the current landlord of Jam 300 Limited (Company no 05104139) (the “Sponsoring Employer”), funds the development of a required showroom on this land before subleasing the plot to the Sponsoring Employer.
- 2) The length of the lease sought from the landlord would be fifteen years.
- 3) It has been argued that, due to the length of the proposed lease, this investment would be viewed as a ‘wasting asset’, and so unsuitable as an investment by a pension scheme.
- 4) It has also been argued that, due to the highly favourable returns granted by the subsequent sublease to the Sponsoring Employer, even after the lease and the development costs have been factored in, that the investment cannot, in realistic terms, be deemed a ‘wasting asset’.

Resolution


- 1) Having sought out and fully considered a number of opinions on the matter, considered the overall returns granted by the proposed sublease to the Sponsoring Employer and having satisfied themselves that the Sponsoring Employer is on a sound-enough footing to ensure the high probability that the full returns will be realised, the Trustees hereby resolve to continue with the proposed investment on the grounds that the returns gained by the investment are such that the Trustees cannot see how, realistically, the investment can be deemed as a ‘wasting’ asset in practical terms.
- 2) The Trustees acknowledge that they are fully liable for any consequences or proceedings untaken by HMRC or other body as a result of this decision, and

the subsequent commitment to the lease and development of the property, but remain fully confident of the sound reasoning behind their decision.

Signed by the Trustees of the **JAM 300 SSAS**

A handwritten signature in black ink, appearing to read 'Antony Mcara Knight', written over a dotted line.

Antony Mcara Knight
TRUSTEE

A handwritten signature in black ink, appearing to read 'John Wordsworth', written over a dotted line.

John Wordsworth
TRUSTEE

A handwritten signature in black ink, appearing to read 'Mark Anthony Hobson', written over a dotted line.

Mark Anthony Hobson
TRUSTEE