

THE
DAVID JOHN NICKLIN
FAMILY PENSION DEATH
BENEFITS TRUST

(REFERENCE 160154 / 04DXN)

I certify this to be a true copy of an original document.

Countrywide 7/4/17

Countrywide Tax & Trust Corporation Ltd
Abbotsfield House
43 High Street
Kenilworth, Warks. CV8 1RU

Company Reg. No. 04844596

Countrywide Tax & Trust Corporation Ltd
Abbotsfield House, 43 High Street, Kenilworth
Warwickshire CV8 1RU
Tel: 01926-514390 www.countrywidegroup.co.uk

c o u n t r y w i d e
Tax & Trust Corporation Ltd

THE DAVID JOHN NICKLIN FAMILY PENSION DEATH BENEFITS TRUST
DECLARATION OF TRUST

This Declaration of Trust is made this 13th day of February 2017

BETWEEN

the Settlor DAVID JOHN NICKLIN
of 20 Cromer Road Cheadle
 Stockport SK82AX

and

Trustee No: 1. DAVID JOHN NICKLIN
of 20 Cromer Road Cheadle
 Stockport SK82AX

and

Trustee No: 2. JENNIFER CRAWFORD
of 20 Cromer Road Cheadle
 Stockport SK82AX

and

Trustee No: 3. BETHANY NICKLIN
of 33 Church Street Wincham
 CW96EP

(the Trustees)

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WHEREAS

The Settlor wishes to make this irrevocable settlement and has transferred to the Trustees the sum of £10 (de minimus). From time to time further monies or property may be paid or transferred to the Trustees by way of addition. Such sums or property are hereinafter referred to as the Trust Property.

NOW THIS DEED WITNESSES THAT the Trustees shall hold the Trust Property on trust for such of the beneficiaries in Section A ('the Beneficiaries') in such shares and in such manner as the Trustees (being at least two in number or a Trust Corporation) shall in their absolute discretion appoint by deed or deeds revocable or irrevocable and executed at any time during the Trust Period.

Section A - Potential Beneficiaries

My partner JENNIFER CRAWFORD

My son JACK NICKLIN

My daughter FAYE NICKLIN

My daughter LUCY NICKLIN

My daughter BETHANY NICKLIN

Plus any other persons I during my lifetime later nominate in writing to the trustees and after my death other persons nominated by the trustees with the exception of myself, the settlor DAVID JOHN NICKLIN

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Any monies liable to be invested hereunder may be invested in any manner the Trustees in their absolute discretion think fit. If applicable Section 32 of the Trustee Act (Northern Ireland) 1958 shall not apply to this settlement.

The Trustees may at their discretion lend to any one or more of the Beneficiaries such amounts on such terms as to interest and security (if any) as they think fit.

If applicable the statutory powers of advancement contained in section 33 of the Trustee Act (Northern Ireland) 1958 shall apply to this settlement with the omission in proviso (a) to sub section (1) of the words "one-half of".

Any trustee for the time being (other than the Settlor) being a solicitor or other person engaged in any profession or business shall be entitled to charge and be paid all usual professional or other charges for business done by him/her in relation to this settlement.

The Settlor has the power to remove any Beneficiary.

The Settlor has the power to remove any Trustee and appoint new or additional Trustees.

After the death, or the loss of mental capacity of the Settlor the Trustees shall have the power to appoint new or additional Trustees.

DEFINITIONS

The Trust Period means the period ending on the earlier of:

- (i) the last day of the period of (A) 80 years from the date of this deed if the Trust is governed by and construed according to the law of Northern Ireland or Scotland, or (B) 125 years from

the date of this deed if the Trust is governed by and construed according to the law of England and Wales, which period, and no other, shall be the applicable perpetuity period; and

(ii) such date as the Trustees shall at any time specify by deed, not being a date earlier than the execution of such deed or later than a date previously specified.

OVERRIDING POWERS

The Trustees shall have the following powers ("Overriding Powers"):

a) Power of Appointment

- i) The Trustees may appoint that they shall hold any Trust Property for the benefit of any Beneficiaries, on such terms as the Trustees think fit.
- ii) An appointment may create any provisions and in particular:
 1. discretionary trusts;
 2. dispositive or administrative powers exercisable by the Trustees or any other person.
- iii) An Appointment shall be made by deed and may be revocable or irrevocable.

b) Transfer of Trust Property to other settlement

- i) The Trustees may by deed declare that they hold any Trust Property on trust to transfer it to trustees of another settlement, wherever established, to hold on the terms of that settlement, freed and released from the terms of this Settlement.
- ii) The Trustees shall only exercise this power if:
 1. every Person who may benefit is (or would if living be) a Beneficiary; or
 2. with the consent in writing of two Beneficiaries.

c) Power of advancement

The Trustees may pay or apply any Trust Property for the advancement or benefit of any Beneficiaries.

d) The Overriding Powers shall be exercisable only

- i) during the Trust Period; and
- ii) at a time when there are at least two Trustees, or the Trustee is a company carrying on a business which consists of or includes the management of trusts, or when the power to appoint additional Trustees cannot be exercised.

This trust deed shall be governed by and constructed according to the law of England and Wales unless the address of the Settlor is in Scotland in which case the Trust shall be

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governed by the law of Scotland or the address of the Settlor is in Northern Ireland in which case the Trust shall be governed by the law of Northern Ireland.

STEP POWERS

The Standard Provisions (excluding clause 20.2) and all of the Special Provisions of the Society of Trusts and Estate Practitioners (2nd Edition) shall apply to this settlement

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Signed and delivered as a deed by the Settlor DAVID JOHN NICKLIN

Signature of witness

Name and address of witness

68 MEADWAY, BRAMHALL, CHESHIRE, SK7 1LX

Signed and delivered as a deed by the Trustee DAVID JOHN NICKLIN

Signature of witness

Name and address of witness

68 MEADWAY, BRAMHALL, CHESHIRE, SK7 1LX

Signed and delivered as a deed by the Trustee JENNIFER CRAWFORD

Signature of witness

Name and address of witness

8 Moss Vale Road M41 9BN

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Signed and delivered as a deed by the Trustee BETHANY NICKLIN

Signature of witness

Name and address of witness

30 FRESHWATER VIEW, NORTHWICH, CHESHIRE
CW8 1GL