

Date of Deed:

**Deed of Appointment of Trustee and of Amendment  
P Varley Pension Scheme**

## Parties

- 1 **Beverley Ann Barnes** of 7 Elsinore Court, Abbotsford Road, Crosby, Liverpool, L23 6WE, **Bernard Stephen Ellis** of 7 Fairway Close, Churston-Ferrors, South Devon, TQ5 0LG, **David John Wallington** of 76 Kirkwood Grove, Medbourne, Buckinghamshire, MK5 6FP, **Andrew Heavisides** of 12 Thorburn Street, Sunderland, SR6 8HY, **Peter Mitchell Roberts** of 3 Aire Close, Cross Hills, Keighley, BD20 7RZ, **David Alan Deakin** of 104 Gilbert Road, Cheadle Hulme, Cheadle, SK8 6NG and **Patrick Terrance Varley** of 1 Churchill Walk, Goole, East Yorkshire, DN14 6HH, all acting as Trustees of the **P Varley Pension Scheme** (in this deed called the '**Continuing Trustees**')
- 2 **Workplace Pension Trustee Limited** (Company No 08533061) whose registered office is situate at 5300 Lakeside, Lakeside, Cheadle, Cheshire, SK8 3GP (in this deed called the '**New Independent Trustee**')

## Recitals

- (A) **P Varley Pension Scheme** (in this Deed called the '**Scheme**') is a pension scheme which is now governed by a Definitive Trust Deed and rules dated 29<sup>th</sup> August 2013 and all subsequent amending documentation (in this Deed called the '**Existing Provisions**').
- (B) The Continuing Trustees are the present trustees of the Scheme.
- (C) It is intended that the New Independent Trustee be appointed as an Independent Trustee of the Scheme.
- (D) It is further intended to amend the Existing Provisions to reallocate a number of powers to the Independent Trustee.

## Operative provisions

- 1 Pursuant to Rule 4.1 of the Existing Provisions, and, due to the absence of a Participating Employer, all powers and discretions being exercisable by the Trustees alone under Rule 11.3, the Continuing Trustees appoint the New Trustee as a Trustee to the Scheme and to act as an Independent Trustee to the Scheme. The New Trustee consents to their appointment.
- 2 The parties agree to take all reasonable steps to vest in the Continuing Trustees and the New Trustee the trusts of the Scheme and all of the assets of the Scheme.
- 3 The parties, under Rule 3.1 of the Existing Provisions, and, due to the absence of a Participating Employer, all powers and discretions being exercisable by the Trustees alone under Rule 11.3, replace the Existing Provisions in their entirety with the attached replacement Rules, with subsequent amendments made as set out in Schedule 1.
- 4 The provisions of this deed shall have effect on and from its date.

IN WITNESS OF WHICH this document is executed as a deed and is delivered on the date stated above.

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**Beverley Ann Barnes** in the presence of:

Witness      Signature:  
                 Name :  
                 Address :

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**Bernard Stephen Ellis** in the presence of:

Witness      Signature:  
                 Name :  
                 Address :

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**David John Wallington** in the presence of:

Witness      Signature:  
                 Name :  
                 Address :

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**Andrew Heavisides** in the presence of:

Witness      Signature: *J Bell*  
                 Name : Jennifer Bell  
                 Address : 8 Hugh Street  
                 Fulwell  
                 Sunderland  
                 SR6 9DZ

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**Peter Mitchell Roberts** in the presence of:

Witness      Signature:  
                 Name    :  
                 Address :

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**David Alan Deakin** in the presence of:

Witness      Signature:  
                 Name    :  
                 Address :

SIGNED as a Deed , and delivered when dated,  
by ..... (signature)  
**Patrick Terrance Varley** in the presence of:

Witness      Signature:  
                 Name    :  
                 Address :

SIGNED as a deed, and delivered when dated,  
by **Workplace Pension Trustees Limited**  
acting by

Director      Signature:  
                 Name:

Witness      Signature:  
                 Name:  
                 Address:

## **Schedule 1 – Amendments to the Replacement Rules**

Rule 3.1 will be replaced in its entirety with

“3.1 The Independent Trustee may at any time by deed modify, delete or add to all or any of the provisions of the Rules with retrospective, immediate or future effect, subject only to any restrictions imposed by the Adopting Deed and section 67 of the Pensions Act 1995.”

Rule 4.1 will be replaced in its entirety with

“4.1 The Independent Trustee may at any time by deed and subject only to any restrictions imposed by the Adopting Deed:

- 4.1.1 remove from trusteeship any one or more of the Trustees with or without replacement;
- 4.1.2 appoint one or more persons to be new or additional trustees of the Scheme.”

## Resolution for the P Varley Pension Scheme

Date:

In order to, amongst other factors, facilitate the payment of benefits, the Member Trustees have considered the appointment of an outside Independent Trustee, the amendment of a number of the Scheme Rules to reflect the role of the Independent Trustee, and the reassignment of authorised signatories to the Scheme bank account to alternative Trustees to the Scheme.

It is therefore resolved that:

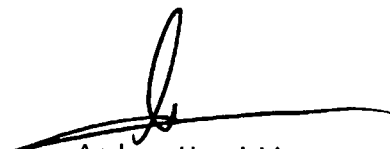
- The Member Trustees will appoint Workplace Pensions Trustees Limited as an Independent Trustees to the Scheme, and deeds will be drawn up and signed to reflect the appointment.
- The Member Trustees agree that the power of amendment of the Scheme Rules and the power of appointment and removal of Trustees be invested in the Independent Trustee, for which deeds will be drawn up and signed to reflect the amendments made to the Rules.
- The Member Trustees agree that Patrick Varley and Mark Miserotti will be removed as signatories to the Bath Building Society bank account, and Workplace Pension Trustees Limited, Bernard Ellis and David Wallington will be added to the list of authorised signatories.

Signed by the Member Trustees

Patrick Terrance Varley

Bernard Stephen Ellis

David John Wallington



Andrew Heavisides

Peter Mitchell Roberts

David Alan Deakin

Beverley Ann Barnes