

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 4a Horseshoe Bend, Paignton, TQ4 6NH, **David John Wallington** of 76 Kirkwood Grove, Medbourne, Buckinghamshire, MK5 6FP, **Andrew Heaviside** 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 29th 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: *C. Haddock*
 Name : *Carol Anne Haddock*
 Address : *Christon Farm Shop*
 Christon Rovers
 TQ5 4BN

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 Heavyside in the presence of:

Witness Signature:
 Name :
 Address :

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.”