

Dated: 6 May 2013

**Deed of Amendment**  
governing  
**Rutherford Pension Plan**

## **Parties**

**Neil Morham Rutherford and Rosemary Alison Rutherford** both of 12 Beech Avenue, Dumbreck, Glasgow, G41 5BX (in this deed called the 'Trustees')

## **Recitals**

- (A) Rutherford Pension Plan (in this deed called the 'Scheme') is a pension scheme which is currently governed by a Definitive Trust Deed and Rules dated 12 January 2009 and all subsequent amending Deeds (in this deed called the 'Existing Provisions').
- (B) The Principal Employer is cited in the Existing Provisions as Little & Rutherford Limited (Company No. SC026363) whose registered office is situate at 20 Speirs Wharf, Port Dundas, Glasgow, G4 9TB.
- (C) As a consequence of a change of control of the Principal Employer all powers vested in the Principal Employer are vested in the Trustees unless and until a New Principal Employer is appointed under Clause 11.4 of the Existing Provisions.

Where the context does not require otherwise indices and headings are *included* for convenience only and shall not affect the interpretation of this Deed.

## **Operative provisions**

- 1. Pursuant to Rule 11.4 of the Existing Provisions, all powers and discretions under the Rules and any other provision governing the Scheme, whether fiduciary or not, shall vest in and be exercisable by the Trustees alone and any requirement for the consent of the Principal Employer or its approval or similar shall not apply unless the Trustees determine otherwise.
- 2. The Scheme shall continue as a closed scheme until such time that a New Principal Employer is appointed.

The provisions of this deed shall have effect on and from the date of this deed.

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 Neil Morham Rutherford (signature)

**Neil Morham Rutherford** in the presence of:

Witness      Signature: Eric McLean  
Name        : ERIC McLEAN  
Address     : 20 Rowan Road  
                 Dumbreck  
                 Glasgow

SIGNED as a deed, and delivered when dated,  
by Rosemary Alison Rutherford (signature)

**Rosemary Alison Rutherford** in the presence  
of:

Witness      Signature: Eric McLean  
Name        : ERIC McLEAN  
Address     : 20 Rowan Road  
                 Dumbreck  
                 Glasgow