

Date of Deed:

04/06/2019

**Deed of Appointment of Trustee**

**Rutherford Pension Plan**

## **Parties**

- 1 **Neil Morham Rutherford** and **Rosemary Alison Rutherford** both of 12 Beech Avenue Dumbreck, Glasgow, G41 5BX (in this deed called the 'Continuing Trustees'); and
- 2 **Claire Louise Rutherford** and **Jane Mhari Rutherford** both of 12 Beech, Avenue, Dumbreck, Glasgow, G41 5BX (in this deed called the 'New Trustees')

## **Recitals**

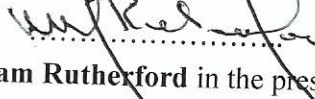
- (A) **Rutherford Pension Plan** (in this Deed called the 'Scheme') is a pension scheme which is now governed by a Definitive Trust Deed and rules dated 12 January 2009 (in this Deed called the 'Existing Provisions') and all subsequent amending documentation.
- (B) The Continuing Trustees are the present trustees of the Scheme.
- (C) Following the dissolution of the Sponsoring Employer (Little & Rutherford Limited, Company No SCO026363) on 2<sup>nd</sup> January 2015, and under Rule 11.3.1 of the Existing Provisions, power of appointment of new Trustees is vested in the Continuing Trustees.
- (D) It is intended that the New Trustees be appointed as trustees of the Scheme.


## **Operative provisions**

- 1 Pursuant to 4.1 of the Existing Provisions the Continuing Trustees appoint the New Trustees to the Scheme.
- 2 The New Trustees consents to their appointment.
- 3 The parties agree to take all reasonable steps to vest in the Continuing Trustees and the New Trustees the trusts of the Scheme and all of the assets of the Scheme.
- 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)  
Neil Morham Rutherford in the presence of:


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


SIGNED as a Deed , and delivered when dated,

by  (signature)  
Rosemary Alison Rutherford in the presence  
of:

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

SIGNED as a Deed , and delivered when dated,

by  (signature)  
Claire Louise Rutherford in the presence of:

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

SIGNED as a Deed , and delivered when dated,

by



(signature)

**Jane Mhari Rutherford** in the presence of:

Witness

Signature:



Name :

ERIC McLEAN

Address :

20 Rowan Road

Dumbreck

Glasgow

## Trustees Resolution

### Rutherford Pension Plan (the "Scheme")

Dated: 04 / 06 / 2019

The Scheme is currently governed by a Definitive Trust Deed and Rules dated 12<sup>th</sup> January 2009 and all subsequent amending deeds and resolutions (the "Existing Provisions").

Following the dissolution of the Scheme's Sponsoring Employer and under Rule 11.3.1 of the Existing Provisions, all powers formerly vested with the Sponsoring Employer were vested in the Trustees. This was confirmed by a Deed of Amendment dated 6<sup>th</sup> May 2013.

The Trustees of the Scheme are desirous to delegate all powers of appointment, amendment, investment and all other powers required for the day-to-day management of the Scheme to Neil Rutherford and Rosemary Rutherford.

#### Now it was hereby resolved that:

The Trustees recognise Neil Morham Rutherford and Rosemary Alison Rutherford as Managing Trustees (the "Managing Trustees") for the Scheme, and, under Rule 5.3 of the Existing Provisions, delegate all powers of amendment (Rule 3.1), powers of Trustee appointment and removal (Rule 4.1), power to appoint and remove agents (Rule 5.4), powers of investment (Rule 5.5) and any other powers vested in the Trustees by the Existing Provisions that would reasonably be required for the day-to-day management of the Scheme to the Managing Trustees.

This delegation will remain in effect until the death of either Managing Trustee or until otherwise resolved by unanimous agreement of the Trustees, after which all powers delegated by this resolution would require unanimous agreement by the entirety of the Trustees.

Signed:



Neil Morham Rutherford  
Trustee

Signed:



Rosemary Alison Rutherford  
Trustee

Signed:



Claire Louise Rutherford  
Trustee

Signed:



Jane Mhari Rutherford  
Trustee