

DEED OF APPOINTMENT AND REMOVAL

NAME OF SCHEME:

.....
.....

THIS DEED OF APPOINTMENT AND REMOVAL OF TRUSTEES is made on

DATE:

BETWEEN:

(1) **NAME OF COMPANY/PLC/LLP/PARTNERSHIP:**

.....

Company Number (if applicable):.....

Whose registered office is at:.....

.....

(the “**Sponsor**”); and

(2) **FULL NAMES AND ADDRESSES OF EACH TRUSTEE:**

.....
.....
.....
.....
.....
.....
.....

(together the “**Trustees**”).

(3) **FULL NAME AND ADDRESS OF NEW TRUSTEE:**

.....
.....
..... (the “**New Trustee**”).

RECITALS:

(A) This Deed relates to the[*INSERT NAME OF SCHEME*]
(the “**Scheme**”).

- (B) This Deed is supplemental to the Trust Deed dated[INSERT DATE] (the “**Trust Deed**”) made between the Sponsor (1) and the then trustees (2) by which the Scheme is currently governed.
- (C) The Continuing Trustees [and [Insert name of Trustee to be removed if any] (the “**Retiring Trustee**”)] are the present trustees of the Scheme.
- (D) Under Clause 2.2.1 of the Trust Deed, the power to remove trustees of the Scheme and to appoint new or additional trustees of the Scheme is vested in the Sponsor.

NOW THIS DEED WITNESSES as follows:

1. The Sponsor in exercise of the power conferred upon it by Clause 2.2.1 of the Trust Deed and all other powers statutory or otherwise enabling it [removes the Retiring Trustee as trustee of the Scheme and] appoints the New Trustee as trustee of the Scheme to act jointly with the Continuing Trustees in each case with effect from the date of this deed.
2. The New Trustee hereby confirms his willingness to act as trustee of the Scheme as aforesaid.
3. The Continuing Trustees hereby acknowledge the [removal of the Retiring Trustee and] the appointment of the New Trustee as trustee of the Scheme as aforesaid.
4. It is intended that the property subject to the trusts of the Scheme shall be vested in the Continuing Trustees and the New Trustee by virtue of the provisions of the Trustee Act 1925 and in the case of property which does not vest in the Continuing Trustees and in the New Trustee by virtue of the said provisions, the Continuing Trustees and the New Trustee undertake to do and execute all acts and deeds required to transfer such property into the names of the Continuing Trustees and the New Trustee.
5. It is certified that this Deed is an instrument falling within Category A in the Schedule to Stamp Duty (Exempt Instruments) Regulations 1987.
6. This deed may be executed in any number of counterparts which shall together constitute one deed.

IN WITNESS whereof the parties hereto have executed this instrument as a deed on the date first before written:

[Please complete and sign the following pages as appropriate to whether the Sponsor/Trustee of your scheme is a Company, Partnership, LP, LLP or an individual. Where there is more than one Trustee in the Scheme, please complete a signature page for each Trustee.]

SPONSOR (please choose one option)

For use where the Sponsor is a company formed under the Companies Act 2006:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Sponsor by)
[SPONSOR] acting by two Directors or)
one Director and the Secretary:-)

Director

Director/Secretary

Date

For use where the Sponsor is a partnership formed under the Partnership Act 1890:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Sponsor by)
[NAME OF PARTNER] for and on behalf)
of the partners in the firm of [SPONSOR])
under a power of attorney dated [DATE]:-

Partner:

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Sponsor is a limited partnership under the Limited Partnerships Act 1907:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Sponsor by)
[NAME OF PARTNER], as general)
partner for and on behalf of the partners in)
the firm of [SPONSOR]

Partner

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Sponsor is a limited liability partnership formed under the Limited Liability Partnerships Act 2000:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Sponsor by)
[NAME OF PARTNER], for and on behalf)
of [SPONSOR])

Partner

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Sponsor is a sole proprietor or an individual employer:

EXECUTED as a Deed (but not delivered)
until dated) in capacity as Sponsor by)
[NAME OF INDIVIDUAL SPONSOR].)
)

Sponsor

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

TRUSTEES (please choose one option)

For use where the Trustee is a company formed under the Companies Act 2006:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Trustee by)
[TRUSTEE] acting by two Directors or one)
Director and the Secretary:-)

Director

Director/Secretary

Date

For use where the Trustee is a partnership formed under the Partnership Act 1890:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Trustee by)
[NAME OF PARTNER] for and on behalf)
of the partners in the firm of [TRUSTEE])
under a power of attorney dated [DATE]:-

Partner:

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Trustee is a limited partnership under the Limited Partnerships Act 1907:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Trustee by)
[NAME OF PARTNER], as general)
partner for and on behalf of the partners in)
the firm of [TRUSTEE]

Partner

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Trustee is a limited liability partnership formed under the Limited Liability Partnerships Act 2000:

EXECUTED as a Deed (but not delivered)
until dated) in its capacity as Trustee by)
[NAME OF PARTNER], for and on behalf)
of [TRUSTEE])

Partner

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date

For use where the Trustee is an individual:

EXECUTED as a Deed (but not delivered)
until dated) in capacity as Trustee by)
[NAME OF INDIVIDUAL TRUSTEE].)
)

Sponsor

in the presence of:
[SIGNATURE OF WITNESS]

[NAME, ADDRESS [AND OCCUPATION] OF
WITNESS]

Date