



Example draft deed of removal and appointment

EXAMPLE DRAFT DEED OF REMOVAL AND APPOINTMENT

This example deed is intended for use where you are looking to make a change to the trustee(s).

Important notice

This document is provided by Unum Limited purely as an example of the type of trust wording generally thought suitable for the above purpose. It is designed for execution in the UK in accordance with English Law.

Neither Unum Limited nor its officers or employees warrant that the deed will be suitable for the individual circumstances of any client, nor that the wording of the deed will be legally effective.

Provision of this deed shall not constitute advice of any sort, whether legal or otherwise. We strongly recommend that this wording be referred to your legal advisers for vetting, tailoring to your circumstances and execution. You are responsible for any legal fees you incur.

Neither Unum Limited nor any of its affiliates or their respective directors, officers and employees shall be liable for any loss or damage arising out of or in any way connected with the use of the deed whether in its original form or as amended under any law or on any basis whatsoever whether contractual or otherwise, including, without limitation, any direct, indirect, incidental, special or consequential damages (such as loss of business or profits or any other financial loss). Unum Limited does not make any attempt to restrict its liability for death or personal injury caused by Unum Limited's negligence or for fraud or fraudulent misrepresentation.

The law and tax rules in relation to trust deeds are subject to change and as a result the deed may become outdated. However, Unum Limited is under no obligation to notify you of any such changes.

There are other draft Trust wordings available to help you on our website at:
<http://unum.co.uk/advisers/group-life-insurance/group-life-trust-choices/>

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unum.co.uk

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DATE:

DEED OF REMOVAL AND APPOINTMENT OF TRUSTEES

THE

.....

**[EXCEPTED/NON-REGISTERED GROUP LIFE SCHEME] / [GROUP LIFE
ASSURANCE SCHEME]¹**

¹ Please delete as appropriate for your scheme.

THIS DEED is made on (date)

[Principal Employer: Please select the appropriate option for the employer structure.]

[Principal Employer is a company or LLP]

BETWEEN:

..... (registered company name)
(company number:) (the “**Principal Employer**”), whose registered office is at
.....; and

[Principal Employer is a partnership – please specify all partners in the partnership. Please add additional entries with relevant details as required.]

BETWEEN:

..... (name of partnership),
acting by its partners (full name) of
..... (address) and
..... (full name) of
..... (address) (the “**Principal Employer**”); and

[Continuing Trustees: select the appropriate option. Please specify all currently appointed trustees who will continue. Please add or remove the number of entries as required.]

[Continuing Trustees is a sole corporate trustee]

..... (registered company name)
(company number:), whose registered office is at
..... (the “**Trustees**”).

[Continuing Trustees are a number of individuals – please note that you need at least two individual trustees]

..... (full name) of
..... (address), and
..... (full name) of
..... (address) (the “**Trustees**”).

[Continuing Trustees are a combination of a corporate and individual trustees]

..... (registered company name)
(company number:), whose registered office is at
..... and
..... (full name) of
..... (address) (the “**Trustees**”).

[New Trustee: Please specify all newly appointed trustees. Please refer to the formats set out above for continuing trustees and add or remove the number of entries as required. The example assumes a single individual being appointed.]

..... (full name) of
..... (address) (the “New Trustee”); and

[Retiring Trustee: Please specify all retiring trustees. Please refer to the formats set out above for continuing trustees and add or remove the number of entries as required. The example assumes a single individual retiring.]

..... (full name) of
..... (address) (the “Retiring Trustee”).

INTRODUCTION:

- (A) This Deed is supplemental to a Definitive Deed dated made between the Principal Employer and the trustees named in it (the “Definitive Deed”) setting out the provisions of the [[Excepted/Non-registered] Group Life Scheme] / [Registered Group Life Assurance Scheme]² (the “Scheme”).
- (B) The Principal Employer wishes to remove the Retiring Trustee as a trustee of the Scheme and to appoint the New Trustee to be a trustee of the Scheme.
- (C) The New Trustee has considered the Scheme’s policy on conflicts of interest and has made any declarations required by that policy.

OPERATIVE PROVISIONS:

- 1. The Principal Employer in exercise of its powers under Clause³ of the Definitive Deed removes the Retiring Trustee as a trustee of the Scheme with the effect from (date).
- 2. The Principal Employer in exercise of its powers under Clause⁴ of the Definitive Deed appoints the New Trustee to be a trustee of the Scheme to act jointly with the Continuing Trustees for all the purposes of the Scheme with the effect from (date).

This deed may be executed in any number of counterparts which taken together shall constitute one document, and any party may execute this deed by signing any one or more of such counterparts.

The parties have executed this document as a deed on the date set out above.

[Please include an execution block for each party signing. Please bear in mind the following principles and contact Unum if you have any questions:

- The Principal Employer and all trustees must sign – i.e. if there is more than one trustee, each will need to sign.
- Where signing as a company or LLP, either two directors will need to sign for the company/LLP, or one director before a witness. Here are the two options:

² Please delete as appropriate for your scheme.
³ Please check the appropriate cross-reference to your Scheme’s Definitive Deed.
⁴ Please check the appropriate cross-reference to your Scheme’s Definitive Deed.

Executed as a deed by)
 **LIMITED**)
 acting by:)
) Director (signature)
 (full name))
 and)
 (full name))
 two directors / a director and its secretary) Director/Secretary (signature)

Executed as a deed by)
 **LIMITED**)
 acting by a director:)
) Director
 (full name))
 in the presence of:)

Name of witness:
 (in BLOCK CAPITALS)

Signature of witness:

Address:

Occupation:

- Where signing as an individual, each individual's signature must be witnessed as follows:

Signed as a deed by)
)
)
 (full name)) (signature)
 in the presence of:

Name of witness:

Signature of witness:

Address:

Occupation:

- Where signing as a partnership, all partners will need to sign as individuals using the form of execution block set out above.]