

Dated 6 DECEMBER 2011

The AVX Limited Pension Scheme
Deed of Appointment and Retirement of
Trustees

This Deed of Appointment and Retirement is made on **6 DECEMBER** 2011 between:

- 1 **AVX Limited** (company registration number 1235639) whose registered office is at Admiral House, Harlington Way, Fleet, Hampshire, GU51 4BB (the *Principal Employer*),
- 2 **Robert John Lawrence** of 9 The Chine, Farnham, Surrey, GU10 4NN, **Martha Helen McCann** of 20 Millbrook Road, Portstewart, County Londonderry, BT55 5JX and **Kurt Cummings** c/o AVX Corporation, 2 AVX Boulevard, Fountain Inn, South Carolina 29644, USA (the *Continuing Trustees*),
- 3 **Paul Curtis** of "Greenhill", Broadhempston, Totnes, Devon, TQ9 6AX (the *Retiring Trustee*), and
- 4 **Simon Howard Cunday** of 10 Elm Park, Paignton, Devon, TQ3 3QH and **Peter Fenwick** of Somers Gold, Broadpath, Stoke Gabriel, Devon TQ9 6SQ (the *New Trustees*).

Introduction

This deed relates to the **AVX Limited Pension Scheme** (the *Scheme*).

The present trustees of the Scheme are the Continuing Trustees.

The Principal Employer has power to appoint and remove trustees of the Scheme under clause 16 of a definitive trust deed dated 20 September 1991 (the *Deed*).

The Principal Employer wishes to appoint the New Trustees to be trustees of the Scheme.

The Retiring Trustee was a member-nominated trustee for the purposes of section 241 of the Pensions Act 2004 and completed his five year term of office as a member-nominated trustee on 31 October 2011. The parties to this deed wish to confirm the retirement of the Retiring Trustee from the office of trustee of the Scheme with effect on and from 1 November 2011.

The New Trustees are member-nominated trustees for the purposes of section 241 of the Pensions Act 2004

Effect of this deed

- 1 Using its power under clause 16 of the Deed and all other enabling powers, the Principal Employer appoints the New Trustees to be trustees of the Scheme and to act jointly with the Continuing Trustees for all the purposes of the Scheme for a term of five years from 1 November 2011.
- 2 The New Trustees agree to act accordingly.
- 3 The Principal Employer, the Continuing Trustees and the New Trustees confirm the retirement and discharge of the Retiring Trustee from the office of trustee of the Scheme,
- 4 The Continuing Trustees and the New Trustees declare that they will hold all monies, deposits, securities, investments, property and income for the time being representing the assets of the Scheme upon the trusts of the Scheme and subject to the powers, conditions and provisions which apply to the Scheme.

- 5 Each New Trustee and each of the Continuing Trustees confirms that he or she is not disqualified, prohibited or suspended from being, or ineligible to be, a trustee of the Scheme under the Pensions Act 1995.
- 6 This deed may be executed in any number of counterparts and by the parties to it on separate counterparts, each of which will be an original, but all of which together will constitute one and the same instrument.

Signatures

The parties to this deed execute and deliver it as a deed on the date that first appears on page 1.

Executed as a deed by **AVX Limited** acting by:

 Director

R) Lawrence Director/Secretary

Signed as a deed by **Robert John Lawrence** in the presence of:

R) Lawrence

Signature of Witness

Paul Mc Carron

Full name of Witness

PAUL MC CARRON

Full address of Witness

c/o MOPED LIMITED

BEDFORD HOUSE

BEDFORD STREET

BELFAST BT2 7DX

Signed as a deed by **Martha Helen McCann**
in the presence of:



Signature of Witness

Paul McCarron

Full name of Witness

PAUL MCCARRON

Full address of Witness

C/O MERCER LIMITED
BELFAST

Signed as a deed by **Kurt Cummings**
in the presence of:



Signature of Witness

Paul McCarron

Full name of Witness

PAUL MCCARRON

Full address of Witness

C/O MERCER LIMITED
BELFAST

Signed as a deed by **Paul Curtis**
in the presence of:



Signature of Witness

Paul McCarron

Full name of Witness

PAUL MCCARRON

Full address of Witness

C/O MERCER LIMITED
BELFAST

