

INDEPENDENT TRUSTEE

Is aware that failure to observe the duties of an independent trustee may **risk** action for breach of trust.

Must be an independent **outsider** with **proper realisation** of the responsibilities of trusteeship and who accepts trusteeship to ensure that the trust deed provisions are adhered to.

Has **knowledge and experience** of the business **field** within which the trust operates.

Has **no family relation or connection** whatsoever, blood or otherwise, with any of the trustees, beneficiaries or the founder of the trust.

Is not disqualified by the **Trust Property Control Act** from acting as trustee.

Must be competent to **scrutinise and check** the other trustees who lack sufficient independent interest in the trust.

Has **no interest** in the trust as a **beneficiary**.

Is **knowledgeable** about the **law of trusts** and as such would have no excuse for concluding an invalid transaction.

