

(d) The Plan shall contain full and detailed provisions, not inconsistent with the provisions of this Act, as to the manner in which the common trust fund is to be operated, the investment powers with respect to the common trust fund, the terms and conditions governing the admission or withdrawal of investments or participations in the common trust fund, the auditing and settlement of accounts of the trust company with respect to the common trust fund, the basis and method of valuing assets in the common trust fund, the basis upon which the common trust fund may be terminated, and such other matters as may be necessary to define clearly the rights of participants in the common trust fund and the rights and duties of the trustee thereof.

(e) The provisions of the Plan shall control all participations therein and the rights and benefits of all persons interested in such participations as beneficiaries or otherwise, notwithstanding the provisions of law that may be applicable to any participating fiduciary account.

(f) The Plan may be prospectively altered from time to time by written amendments approved by resolution of the board of directors of the trust company.

(g) A copy of the Plan and any amendments made thereto from time to time shall be filed with the Bank Commissioner as a matter of public record, and a copy shall also be held available at the principal office of the trust company for inspection during all regular business hours by any cofiduciary or any other person having an interest in a participation in the common trust fund, and upon reasonable request a copy of the Plan and amendments shall be furnished such cofiduciary or other interested person.

(6) The funds and assets of a common trust fund may be invested and reinvested in any investments in which a person acting in a trust or fiduciary capacity, and who is not limited or restricted by stipulated investment specifications or limitations, may invest fiduciary funds from time to time under the laws of this State.

(7) The trust company shall designate clearly upon its records the names of the fiduciary accounts on behalf of which it, as fiduciary or cofiduciary, owns a participation in the common trust fund, and the extent of the interest of such fiduciary accounts therein.

(8) A certificate of participation may, in the discretion of the trust company operating the fund, be issued for each investment or participation in a common trust fund; but no such certificate shall be issued in any form which purports to be negotiable or assignable. Whether or not any certificate of participation be so issued, any statement by the trust company under oath of an appropriate officer thereof as to the existence,