

**633A.4401 General powers — fiduciary duties.**

1. A trustee, without authorization by the court, may exercise the following powers:

- a. The powers conferred by the terms of the trust.
- b. Except as limited by the terms of the trust, powers conferred by this trust code.

2. This part does not affect the power of the court to relieve a trustee from restrictions in the terms of the trust on the exercise of powers, to confer on a trustee additional powers whether or not authorized by the terms of the trust, or to restrict the exercise of a power otherwise given to the trustee by the terms of the trust or this trust code.

3. The grant of a power to a trustee, whether by the terms of the trust, this trust code, or the court, does not in itself govern the exercise of the power. In exercising a power, the trustee shall act in accordance with fiduciary principles.

[99 Acts, ch 125, §71, 109](#)

C2001, §633.4401

[2005 Acts, ch 38, §54, 55](#)

CS2005, §633A.4401

Referred to in [§633.750, 633A.4809](#)