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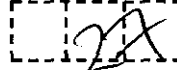
Please do not
write in
this marginPlease complete
legibly, preferably
in black type, or
bold block lettering**COMPANIES FORM No. 395****Particulars of a mortgage or charge****A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.****395**

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies
(Address overleaf - Note 6)

For official use

Company number



1082975

Name of company

• HM Plant Limited

* insert full name
of company

Date of creation of the charge

7 February 2003

04/02/03

Description of the instrument (if any) creating or evidencing the charge (note 2)

Standard Security

+ text

Amount secured by mortgage or charge

6

All sums due or to become due.

Names and addresses of the mortgagees or persons entitled to the charge

Hitachi Construction Machinery (Europe) NV Souvereinstraat 16, 493 RH Oosterhaut,
The Netherlands.

Postcode

Presentor's name address and
reference (if any):MacRoberts Solicitors
Excel House
30 Semple Street
Edinburgh, EH3 8BL
JMI/GAC/PAU/16/1

Time critical reference

For official Use
Mortgage Section

Post room

A17
COMPANIES HOUSE0733
13/02/03

Short particulars of all the property mortgaged or charged

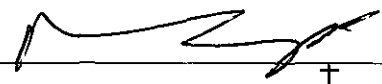
All and Whole the subjects known as and forming Number One Wardpark Road, Wardpark South Industrial Estate, Cumbernauld registered in the Land Reigister of Scotland under title Number: DMB 54961

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

Particulars as to commission allowance or discount (note 3)

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

Signed  Date 12.2.03

On behalf of ~~company~~ [mortgagee/chargee][†]

[†] delete as appropriate

- Notes**
- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
 - 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
 - 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
 - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
 - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
 - 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
 - 5 Cheques and postal orders are to be made payable to **Companies House**
 - 6 The address of the Registrar of Companies is:-

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COMPANIES FORM No. 398

Certificate of registration in Scotland or Northern Ireland of a charge comprising property situate there

398

Pursuant to section 398(4) of the Companies Act 1985

Please do not
write in
this marginPlease complete
legibly, preferably
in black type, or
bold block letteringTo the Registrar of Companies
(Address overleaf)

For official use

Company number

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Name of company

* insert full name
of company

* HM Plant Limited

Allan Mackenzie

of MacRoberts Solicitors, Excel House, 30 Semple Street, Edinburgh

EH3 8BL

* give date and
parties to chargecertify that the charge * dated 4 February 2003 and created by HM Plant Limited
in favour of Hitachi Construction Machinery (Europe) NV† delete as
appropriate

of which a true copy is annexed to this form was presented for registration on 7 February 2003

in ~~Scotland~~ ~~Northern Ireland~~† delete as
appropriate

Signed



Date 12-2-03

Presenter's name address and
reference (if any):MacRoberts Solicitors
Excel House
30 Semple Street
Edinburgh
EH3 8BL
ALM/JMI/GW/PAU/16/1For official Use
Mortgage Section

Post name

FILE COPY



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 01082975

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A STANDARD SECURITY WHICH WAS PRESENTED FOR REGISTRATION IN SCOTLAND ON THE 07TH FEBRUARY 2003 AND DATED THE 4th FEBRUARY 2003 AND CREATED BY HM PLANT LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO HITACHI CONSTRUCTION MACHINERY (EUROPE) NV WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 13th FEBRUARY 2003.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 18th FEBRUARY 2003.

P. Cor



Companies House

— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES