

# M

## COMPANIES FORM No. 395

### Particulars of a mortgage or charge

# 395

A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge.

CHFP025

Please do not write in this margin

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

\*insert full name of Company

Pursuant to section 395 of the Companies Act 1985

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

Name of company

\* NHP Securities No. 1 Limited

Date of creation of the charge

23 February 2007 15.01.07

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

Standard Security

Amount secured by the mortgage or charge

All present and future obligations and liabilities (whether actual or contingent and whether owed jointly or severally or in any other capacity whatsoever) of each Obligor to any Secured Creditor under each Finance Document, except for any obligation which, if it were so included, would result in any Chargor contravening Section 151 of the Companies Act 1985 or any equivalent and applicable provisions under the laws of the jurisdiction of incorporation of the relevant Chargor.

See Paper Apart for Additional Definitions

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

Credit Suisse, London Branch, One Cabot Square, London

Postcode E14 4QJ

Presentor's name address and reference (if any):

DLA Piper Scotland LLP  
249 West George Street  
GLASGOW  
G2 4RB

Time critical reference

For official Use (06/2005)  
Mortgage Section

Post room

WEDNESDAY



A05 07/03/2007 100  
COMPANIES HOUSE

Short particulars of all the property mortgaged or charged

Area of ground lying generally to the west of Ballumbie Road in the City of Dundee

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)

None

Signed



Date

6/3/7

On behalf of ~~XXXXXXXXXXXXXXXXXX~~ [chargee] †

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

Notes

† delete as  
appropriate

- 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 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders must be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF14 3UZ

**Paper Apart to Form M395 - NHP Securities No. 1 Limited (0313526)**

**"Facility Agreement"** means the senior term and revolving facility agreement for up to £1,172,000,000 dated on or about the date hereof between, among others, Libra No.3 Limited and the Security Agent.

**"Finance Document"** means the Finance Documents as defined in the Facility Agreement.

**"Obligors"** has the meaning given to it in the Facility Agreement and **"Obligor"** means such of them as the context shall require or permit.

# M

## COMPANIES FORM No. 398

# 398

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

CHFP025

Please do not  
write in  
this margin

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

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

To the Registrar of Companies  
(Address overleaf)

Company number

0313526

Name of company

\* NHP Securities No. 1 Limited

\* insert full name  
of company

David Thomson

of DLA Piper Scotland LLP, 249 West George Street, Glasgow G2 4RB

§ give date and  
parties to charge

certify that the charge § dated 15 January 2007 granted by NHP Securities No. 1 Limited in favour of  
Credit Suisse, London Branch over the ground lying generally to the west of Ballumbie Road in the City of Dundee

† delete as  
appropriate

of which a true copy is annexed to this form was presented for registration on 23 February 2007  
in [Scotland] ~~XXXXXXXXXX~~

Signed



Date

6/3/7

Presentor's name address and  
reference (if any):

DLA Piper Scotland LLP  
249 West George Street  
GLASGOW  
G2 4RB

DX: 561481 GLASGOW

For official Use  
Mortgage Section

Post room

## Notes

The address for the Registrar of Companies is:-

Companies House  
Crown Way  
Cardiff  
CF14 3UZ

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 03103526

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A STANDARD SECURITY WHICH WAS PRESENTED FOR REGISTRATION IN SCOTLAND ON 23 FEBRUARY 2007 AND DATED THE 15th JANUARY 2007 AND CREATED BY NHP SECURITIES NO. 1 LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM EACH OBLIGOR TO ANY SECURED CREDITOR ON ANY ACCOUNT WHATSOEVER UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 7th MARCH 2007.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 13th MARCH 2007.

*Langele*



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



*Companies House*

— for the record —