

M**Particulars of a mortgage or charge****395***Please do not write in this margin*

Pursuant to section 395 of the Companies Act 1985

*Please complete legibly, preferably in black type, or bold black lettering*To the Registrar of Companies
(Address overleaf - Note 5)

For official use

Company Number
3437534**insert full name of company*

Name of company

*** THE MALMAISON COMPANY (EDINBURGH) LIMITED ("THE COMPANY")**

Date of creation of the charge

26 JUNE 2002

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

FLOATING CHARGE ("THE CHARGE")

Amount secured by the mortgage or charge

ALL OR ANY MONIES AND LIABILITIES WHICH SHALL FOR THE TIME BEING (AND WHETHER ON OR AT ANY TIME AFTER DEMAND) BE DUE, OWING OR INCURRED IN WHATSOEVER MANNER TO THE BANK BY THE COMPANY WHETHER ACTUALLY OR CONTINGENTLY, SOLELY OR JOINTLY AND WHETHER AS PRINCIPAL OR SURETY AND WHETHER OR NOT THE BANK SHALL HAVE BEEN AN ORIGINAL PARTY TO THE RELEVANT TRANSACTION, AND INCLUDING INTEREST, DISCOUNT, COMMISSION AND OTHER LAWFUL CHARGES OR EXPENSES WHICH THE BANK MAY IN THE COURSE OF ITS BUSINESS CHARGE OR INCUR IN RESPECT OF ANY OF THOSE MATTERS OR FOR KEEPING THE COMPANY'S ACCOUNT, AND SO THAT INTEREST SHALL BE COMPUTED AND COMPOUNDED ACCORDING TO THE USUAL BANK RATES AND PRACTICE AS WELL AFTER AS BEFORE ANY DEMAND MADE OR DECREE OBTAINED UNDER THE CHARGE.

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

THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND, THE MOUND, EDINBURGH**("THE BANK")**Postcode **EH1 1YZ**

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

BURNESS, 50 LOTHIAN ROAD, FESTIVAL SQUARE, EDINBURGH, EH3 9WJ**AHM/BAN/5/421**

Time Critical Reference

For official use:
Mortgage Section

Post room

**A21
COMPANIES HOUSE
COMPANIES HOUSE**

A1W1X9CFZ

**0681
12/07/02
08/07/02**

Short particulars of all the property mortgaged or charged.

Please do not write in this margin

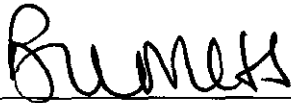
THE WHOLE OF THE PROPERTY (INCLUDING UNCALLED CAPITAL) WHICH IS OR MAY BE FROM TIME TO TIME COMPRISED IN THE PROPERTY AND UNDERTAKING OF THE COMPANY.

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

Particulars as to commission, allowance or discount (note 3)

NONE

Signed



Date:

3/7/02

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, e.g. '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. The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF4 3UZ

FILE COPY



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 03437534

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A FLOATING CHARGE DATED THE 26th JUNE 2002 AND CREATED BY THE MALMAISON COMPANY (EDINBURGH) LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 12th JULY 2002.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 16th JULY 2002.

PO
2002



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



Companies House

— for the record —