



COMPANIES FORM No. 403a

Declaration of satisfaction in full or in part of mortgage or charge

403a

Please do not
write in
this margin

Pursuant to section 403(1) of the Companies Act 1985

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

To the Registrar of Companies
(Address overleaf)

For official use Company number

1	1	
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3437534

Name of company

* The Malmaison Company (Edinburgh) Limited

* Insert full name
of company

I, Michael Boring
of 1 West Garden Place, Kendal Street, London W2 2AQ

† Delete as
appropriate

[a director] [the secretary] ~~[the administrator]~~ ~~[the administrative receiver]~~ of the above company,
do solemnly and sincerely declare that the debt for which the charge described below was given
has been paid or satisfied in **[full]** ~~[part]~~ †

‡ Insert a
description of the
instrument(s)
creating or
evidencing the
charge, eg
'Mortgage',
'Charge',
'Debenture' etc.

Date and Description of charge ‡ Standard Security

Date of Registration § 25 June 2003

Name and address of [chargee] ~~[trustee for the debenture holders]~~ GMAC Commercial

Mortgage Bank Europe plc, Commerzbank House IFSC, Guild Street, Dublin, Eire

§ The date of
registration may
be confirmed
from the
certificate

Short particulars of property charged¶

See Paper Apart

¶ Insert brief
details of
property

And I make this solemn declaration conscientiously believing the same to be true and by virtue of
the provisions of the Statutory Declarations Act 1835.

Declared at 1 West Garden Place Declarant to sign below
Kendal Street London W2 2AQ

Day Month Year
on

14	11	2005
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before me J. Waller

A Commissioner for Oaths or Notary Public or Justice of
the Peace or Solicitor having the powers conferred on a
Commissioner for Oaths

JULIET WALLER, Solicitor
46 Blandford Street
London W1U 7HT

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

Simple Fraser LLP
80 George Street
Edinburgh
EH2 3BU DX ED447
Ref DAF/RWS/KGA/5667/30

For official use 10/03
Mortgage section

Post room



LD5
COMPANIES HOUSE



155
15/11/2005

la-1/2

Continuation Sheet
Form 403a
The Malmaison Company (Edinburgh) Limited
Company Number: 3437534

Paper Apart

Short particulars of property charged

ALL and WHOLE (In the First Place) the subjects at Tower Place/Tower Street, Leith, lying for the purposes of registration of writs in the County of Midlothian, shown outlined red on the plan annexed and executed as relative to the Disposition by (Firstly) International Transport Limited and (Secondly) Forth Ports PLC in favour of The Malmaison Company (Edinburgh) Limited dated 18 and recorded in the Division of the General Register of Sasines applicable to the County of Midlothian on 26 both days of March 1998 but only to the extent to which the said subjects form part and portion of (Firstly) ALL and WHOLE that area or piece of ground in the County of Midlothian, with buildings thereon extending to 0.35 acres or thereby lying in Tower Place, Leith aforesaid more particularly described in, disposed by and shown delineated and hatched in red on the plan annexed and executed as relative to Disposition by Forth Ports PLC in favour of Forth Property Investments Limited, dated 1st August and recorded in the said Division of the General Register of Sasines on 30 September, both months in 1994 (Fiche 2592, Frame 32), and (Secondly) ALL and WHOLE that area or piece of ground in the said County extending to 0.338 acres or thereby lying generally to the south of Tower Street Lane, Leith, aforesaid, more particularly described in, disposed by and shown delineated in red on the plan annexed and executed as relative to Disposition by the said Forth Ports PLC in favour of International Transport Limited, and (Second) the said Disposition by Forth Ports PLC in favour of International Transport Limited, dated 28 November 1996 and recorded in the said Division of the General Register of Sasines on 28 March 1997 (Fiche 758, Frame 21); together with (One) the whole servitude rights of access, drainage, water supply and others contained or referred to in (First) the said Disposition by Forth Ports PLC in favour of Forth Property Investments Limited, and (Second) the said Disposition by Forth Ports PLC in favour of International Transport Limited, (Two) the fittings and fixtures therein and thereon, (Three) the parts, privileges and pertinents, and (Four) the Company's whole right, title and interest, present and future, in and to the said subjects; and ALL and WHOLE (IN THE SECOND PLACE) ALL and WHOLE the subjects at Tower Street/Tower Place, Leith, aforesaid, lying for the purpose of registration of writs in the County of Midlothian, shown outlined in red on the Plan annexed and executed as relative to the said Disposition by (Firstly) International Transport Limited and (Secondly) Forth Ports PLC in favour of The Malmaison Company (Edinburgh) Limited dated and recorded as aforesaid to the extent to which the said subjects do not form part and portion of (Firstly) ALL and WHOLE that area or piece of ground in the said County with buildings thereon extending to 0.35 acres or thereby lying in Tower Place, Leith aforesaid more particularly described in, disposed by and shown delineated and hatched in red on the plan annexed and executed as relative to the said Disposition by Forth Ports PLC in favour of Forth Property Investments Limited, and (Secondly) ALL and WHOLE that area or piece of ground in the said County extending to 0.338 acres or thereby lying generally to the south of Tower Street Lane, Leith, aforesaid, more particularly described in, disposed by and shown delineated in red on the plan annexed and executed as relative to the said Disposition by Forth Ports PLC in favour of International Transport Limited; which subjects hereby described (IN THE SECOND PLACE) form part and portion of ALL and WHOLE the greater subjects known as Leith Docks, Leith, lying for the purpose of registration of writs in the County of Midlothian, said greater subjects being the subjects outlined in red on the plan marked "Plan No. 1" annexed and subscribed as relative to Notice of Title in favour of the said Forth Ports PLC, recorded in the said Division of the General Register of Sasines on 10

March 1992; together with (One) the fittings and fixtures therein and thereon, (Two) the parts, privileges and pertinents, and (Three) the Borrower's whole right, title and interest, present and future in and to the said subjects (IN THE SECOND PLACE); and (IN THE THIRD PLACE) the dominium directum of ALL and WHOLE the subjects at Tower Street/Tower Place, Leith, aforesaid, lying for the purposes of registration of writs in the County of Midlothian and being the subjects described in and delineated on the plan annexed and executed as relative to Feu Charter by The Commissioners for the Harbour and Docks of Leith, in favour of the Trustees for Leith Sailors Home dated 14 and recorded in the said Division of the General Register of Sasines on 31 both days of July 1883; And the whole subjects hereby secured are so secured TOGETHER WITH the whole rights (including servitude rights) specified and contained in Deed of Conditions by the said Forth Ports PLC and the said Division of the General Register of Sasines on 26 March 1998.