

M

COMPANIES FORM No. 395

Particulars of a mortgage or charge

500 771 / 160

395

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

Pursuant to section 395 of the Companies Act 1985

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

For official use

Company number

Name of company

* Goshawk Dedicated (No 2) Ltd

LIMITED

Date of creation of the charge

7 January 2005

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

Charge over Experience Account

Amount secured by the mortgage or charge

All monies obligations and liabilities whatsoever whether for principal interest or otherwise in whatever currency which may now or at any time in the future be due owing or incurred by the members of the Lloyd's Syndicates named in the first Schedule ("Lloyd's") to First National Litigation Funding PLC ("FNLf") under the Agreement dated 23 December 2004 between Lloyd's and FNLf ("Mitigation Agreement").

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

FIRST NATIONAL LITIGATION FUNDING PLC (registered in England number 2249354) whose registered office is at Abbey National House, 2 Triton Square, Regents Place, London NW1 3AN

Postcode NW1 3AN

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

Clarke Willmott
Stoneham Gate
Stoneham Lane
Southampton
SO50 9NW

MJB

Time critical reference

For official Use
Mortgage Section

Post room



PMO
COMPANIES HOUSE

PIAHO002

0298

AL0NM20E

A04
COMPANIES HOUSE

0655

25/01/05

By way of first fixed charge the Deposit, the Experience Account, the right to repayment and other rights and benefits accruing to or arising in connection with the Deposit and the Experience Account and by way of floating charge all entitlements to interest on the Deposit

"DEPOSIT" means all sums currently deposited in the Experience Account (including the Provisional Settlement Sum) comprising £18,346,448.67, any other sum or sums which are, in the future, deposited in the Experience Account, whether by way of addition to or by way of renewal of or replacement for such sum, and all monies from time to time standing to the credit of the Experience Account and any account opened by FNLFF in accordance with Clause 8.2, including all other rights and benefits accruing to or arising in connection therewith (including rights to interest accrued thereon).

"EXPERIENCE ACCOUNT" means the Experience Account, as defined in the Mitigation Agreement.

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)

Signed

Clifford Williams

Date

20/1/05

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

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

† 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:-

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. 04011388

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A CHARGE OVER EXPERIENCE ACCOUNT DATED THE 7th JANUARY 2005 AND CREATED BY GOSHAWK DEDICATED (NO.2) LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE MEMBERS OF THE LLOYD'S SYNDICATES TO FIRST NATIONAL LITIGATION FUNDING PLC 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 27th JANUARY 2005.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 28th JANUARY 2005.

A large, stylized handwritten signature in black ink, located on the left side of the page.



Companies House

— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES