

# M

CHFP025

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legibly, preferably  
in black type, or  
bold block lettering

\*insert full name  
of Company

## 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.

Pursuant to section 395 of the Companies Act 1985

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

For official use

Company number

13

4187974

Name of company

\* NU Local Care Centres (Farnham) Limited (the "Borrower")

Date of creation of the charge

26 March 2002

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

Charge over Cash (the "Charge")

Amount secured by the mortgage or charge

All of the Borrower's liabilities to the Lender of any kind and in any currency (whether present or future actual or contingent and whether incurred alone or jointly with another) under or pursuant to the Funding and Development Agreement (as defined below) together with Interest and Expenses (as defined below) (the "Borrower's Obligations").

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

NUPPP (GP) Limited a company incorporated under the laws of England and Wales with registered number 4330905 (please see continuation sheet)

Postcode

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

Stephenson Harwood  
One St. Paul's Churchyard  
London  
EC4M 8SH

A1163/39-03073/2569765.1

Time critical reference

For official Use  
Mortgage Section

Post room



LD4  
COMPANIES HOUSE

\*L82UW9GA\*

0463  
27/03/02

Short particulars of all the property mortgaged or charged

By way of first fixed charge and with full title guarantee to the Lender all rights, title and interest in and to the Charged Deposit (as defined below) as a continuing security for the discharge on demand of the Borrower's Obligations.

Notes:

The Charge contains a restriction that the Borrower may not create or permit to advise or continue any mortgage, charge, right of set-off, equity or other third party right whatsoever affecting the Charged Deposit (as defined below).

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

Particulars as to commission allowance or discount (note 3)

N/A

Signed

*Stephen H. H. H.*

Date [ 26 March ] 2002

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

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## Particulars of a mortgage or charge (continued)

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Continuation sheet No 1  
to Form No 395 and 410 (Scot)

Please complete  
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Company Number

4187974

Name of Company

NU Local Care Centres (Farnham) Limited (the "Borrower")

Limited\*

\* delete if  
inappropriate

Description of the instrument creating or evidencing the mortgage or charge (continued) (note 2)

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

\* Please do not  
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binding margin

Names, addresses and descriptions of the mortgagees or persons entitled to the charge (continued)

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

whose registered office is at St Helens, 1 Undershaft, London, EC3P 3DQ as general partner for and on behalf of Norwich Union Public/Private Partnership Fund (a limited partnership) registered number LP 5956 whose principal place of business is at 6-8 Old Bond Street, London, W1S 4PH (the "Lender").

Definitions:

"Funding and Development Agreement" means the funding and development agreement dated 29 October 2001 between (1) the Borrower, (2) Mill Group (GP) Limited as general partner and Mill Group Nominees Limited for and on behalf of Norwich Union Pubic/Private Partnership Fund and (3) NU 3Ps Limited for the provision of Farnham local care centre.

"Interest" means interest at the rate(s) charged to the Borrower by the Lender from time to time.

"Expenses" means all expenses (on a full indemnity basis) incurred by the Lender at any time in connection with the Charged Deposit or the Borrower's Obligations or in taking or perfecting the Charge or in preserving defending or enforcing the security created by the Charge or in exercising any power under the Charge or otherwise with Interest from the date they are incurred.

"Charged Deposit" means the monies from time to time standing to the credit of the Charged Account including, without limitation, all interest accruing on such monies and any deposit from time to time of the Borrower (or the Borrower and the Trust) with the Deposit Holder of any other currency description designation or numbering which derives in whole or in part from such monies or Charged Account.

"Charged Account" means the account in the joint names of the Borrower and the Trust with the Deposit Holder, account number 649901, designation "NU Local Care Centres (Farnham) - Insurance Proceeds" being the Insurance Proceeds Account referred to in the Funding and Development Agreement.

"Deposit Holder" means the Governor and Company of the Bank of Scotland.

"Trust" means The Surrey Hampshire Borders National Health Service Trust.

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## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 04187974

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A CHARGE OVER CASH DATED THE 26th MARCH 2002 AND CREATED BY NU LOCAL CARE CENTRES (FARNHAM) LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO NUPPP (GP) LIMITED 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 MARCH 2002.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 2nd APRIL 2002.

*P. G. Hys*



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



*Companies House*

— for the record —