

**M****COMPANIES FORM No. 395**

223117/13

**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 marginPlease 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)

For official use

Company number

1254

05419208

Name of company

\*  
NOS 2 Limited (the "Company")

Date of creation of the charge

19 September 2008

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

Supplemental Mortgage

Amount secured by the mortgage or charge

(1) All monies from time to time due or owing, and all other actual or contingent liabilities from time to time incurred, by the Company to Barclays Bank Plc ("the Bank") under or pursuant to the Finance Documents as defined in the debenture dated 16 May 2005 between the Company and the Bank ("the Debenture"), and

(11) interest on the monies and liabilities referred to above, to be calculated to the date of payment (as well as before any Default, (as defined in the Debenture) or judgment) at the rates and on the terms from time to time applicable under the relevant document (or, in the absence of an applicable rate and terms, to be calculated and paid under the terms of the facility letter dated 10 May 2005 between the Company and the Bank ("the Facility Letter") as if it were an unpaid sum in accordance with Clause 6 5 of the Facility Letter, ("the Secured Liabilities")

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

Barclays Bank Plc  
1 Churchill Place London

Postcode E14 5HP

Presenter's name address and  
reference (if any)Eversheds LLP  
1 Callaghan Square  
Cardiff  
CF10 5BT

For official Use (06/2005)

Mortgage Section

Post room

SATURDAY



\*A9JX83HR\*

A44

27/09/2008

106

COMPANIES HOUSE

Time critical reference

5 SJT 00427

Short particulars of all the property mortgaged or charged

As security for the payment and discharge of the Secured Liabilities, the Company with full title guarantee charges to the Bank by way of first legal mortgage all of its rights as at the date of the Supplemental Mortgage in the premises at 1258 Holderness Road, Hull, HU9 2HX registered under Title Number HS208764, more particularly defined in a Transfer between Plesco Limited (1) and the Company (2) dated 19 September 2008, "the Mortgaged Property", together with all of its rights in all buildings, structures, erections, fixtures and fittings (including trade fixtures and fittings) from time to time on the Mortgaged Property and any proceeds of disposal of the Mortgaged Property

As security for the payment and discharge of the Secured Liabilities, the Company with full title guarantee assigns and agrees to assign absolutely to the Bank (subject to re-assignment on final and unconditional discharge of the Secured Liabilities) (in so far as such rights are capable of assignment) all of its rights under the Sale and Purchase Agreement dated 9 September 2008 between Plesco Limited (1) and NOS 2 Limited (2)


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)

N/A

Signed



Date 22 September 2008

On behalf of ~~XXXXXX~~ (mortgagee) ~~XXXXXX~~ †

A fee 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 situated 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**.



## **CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE**

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

**COMPANY NO. 5419208  
CHARGE NO. 254**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES  
HEREBY CERTIFIES THAT A SUPPLEMENTAL MORTGAGE  
DATED 19 SEPTEMBER 2008 AND CREATED BY NOS 2 LIMITED  
FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM  
THE COMPANY TO BARCLAYS BANK 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 27 SEPTEMBER 2008

GIVEN AT COMPANIES HOUSE, CARDIFF THE 29 SEPTEMBER  
2008

*Per*



*Companies House*  
— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES