

MG04

Statement that part [or the whole] of the property
charged (a) has been released from the charge;
(b) no longer forms part of the company's property



☒ **What this form is for**
You may use this form to
register a statement that part
or the whole of the property
has a) been released from
the charge or b) ceased to
form part of the property

☒ **What this form is NOT for**
You cannot use this form to
register a statement that
the whole of the property
has been released from the
charge or b) no longer forms
part of the company's property,
company registered in S
To do this, please use M

For further information, please
refer to our guidance at



LD5 12/02/2013 #100
COMPANIES HOUSE

1 Company details

Company number 0 5 5 2 9 3 1 4
Company name in full ESAB Hungary Limited (the "Company")

For official use
→ **Filing in this form**
Please complete in typescript or in
bold black capitals.
All fields are mandatory unless
specified or indicated by *

2 Creation of charge

Date charge created ^d3 ^d0 ^m0 ^m4 ^y2 ^y0 ^y1 ^y2 ✓
Description ① Debenture dated 30 April 2012 between the Company and
the Collateral Agent as trustee for the Secured Parties ("Debenture")
Date of registration ② ^d0 ^d4 ^m0 ^m5 ^y2 ^y0 ^y1 ^y2

① You should give a description of
the instrument (if any) creating or
evidencing the charge,
e.g. 'Legal charge'
② The date of registration may be
confirmed from the certificate

3 Name and address of chargee(s), or trustee(s) for the debenture holders

Please give the name and address of the chargee(s), or trustee(s) for the
debenture holders
Name Deutsche Bank AG New York Branch (the "Collateral Agent")
Address 60 Wall Street, New York, New York
United States of America
Postcode 1 0 0 0 5
Name
Address
Postcode
Name
Address
Postcode

Continuation page
Please use a continuation page if
you need to enter more details.

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4

Short particulars of the property or undertaking which has been released from the charge or ceased to belong to the company

Please give the short particulars of the property or undertaking which has been released from the charge or ceased to belong to the company

Continuation page
Please use a continuation page if you need to enter more details.

Short particulars

See Schedules 1-2 in attached continuation sheets

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Property released or ceased to belong to the company

I confirm that with respect to the charge described above that ①

- ☐ part of the property
☒ the whole of the property

has ①

- ☒ been released from the charge
☐ ceased to form part of the company's property or undertaking
☐ been released from the charge and ceased to form part of the company's property

① Please tick one box only

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Signature

Please sign the form here

Signature

Signature

X

White & Case LLP

X

This form must be signed by a person with an interest in the registration of the charge

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Statement that part [or the whole] of the property charged (a) has been released from the charge, (b) no longer forms part of the company's property



Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record

Contact name **Nic Kennedy**

Company name **White & Case LLP**

Address **5 Old Broad Street**

Post town **London**

County/Region

Postcode **E C 2 N 1 D W**

Country

DX

Telephone **02075321000**



Checklist

We may return forms completed incorrectly or with information missing

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register
- ☐ You have correctly completed the charge details in Section 2
- ☐ You have given the name and address of the chargee, or trustee for the debenture holders
- ☐ You have completed the details of the short particulars of the property charged
- ☐ You have completed both parts of Section 5
- ☐ You have signed the form



Important information

Please note that all information on this form will appear on the public record.



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below.

For companies registered in England and Wales:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ
DX 33050 Cardiff

For companies registered in Scotland:

The Registrar of Companies, Companies House,
Fourth floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post)

For companies registered in Northern Ireland:

The Registrar of Companies, Companies House,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG
DX 481 N R Belfast 1



Further information

For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk

MG04 - continuation page

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Short particulars of the property or undertaking which has been released from the charge or ceased to belong to the company

Please give the short particulars of the property or undertaking which has been released from the charge or ceased to belong to the company

Short particulars

Schedule 1

1. RETENTION AND DISCHARGE

1.1 Pursuant to Clause 3.1 (*Release and Discharge*) of the Release Deed, on the terms and conditions set out therein, the Collateral Agent irrevocably and unconditionally, without recourse and without representation or warranty of any kind (either express or implied).

- (a) released to each Company its respective right, title and interest in and to the Assets,
- (b) reassigned to each Company any Assets assigned by way of security under the Debenture; and
- (c) discharged and released each Company from all its obligations and present and future liabilities under the Debenture in respect of the Assets

2. RETENTION OF RIGHTS

Notwithstanding paragraph 1.1 above, Clause 3.2 (*Retention of Rights*) of the Release Deed states that nothing contained therein shall prejudice or affect the continuing nature of the security constituted by the Debenture as regards all property charged and/or assigned by the Debenture, other than the Assets or the rights of the Collateral Agent under the Debenture. For the avoidance of doubt, the Debenture shall remain in full force and effect in respect of the other companies' party to it other than the Company and with respect to any property other than the Assets

Schedule 2

"Assets" means the Secured Assets of the Company described in the Debenture

"Parent" means Colfax Corporation.

"Release Deed" means a deed of release dated 12 February 2013, between, among others, the Parent, the Company and the Collateral Agent