

MG01

Particulars of a mortgage or charge

074050/13.

Oyez

A fee is payable with this form.

We will not accept this form unless you send the correct fee.

Please see 'How to pay' on the last page.



What this form is for

You may use this form to register particulars of a mortgage or charge in England and Wales or Northern Ireland.



What this form is NOT for

You cannot use this form to register particulars of a charge for a Scottish company. To do this, please use form MG01s.

WEDNESDAY



LD3 09/12/2009 154
COMPANIES HOUSE

1 Company details		For official use
Company number	0 7 0 6 1 9 8 7	Filling in this form Please complete in typescript or in bold black capitals. All fields are mandatory unless specified or indicated by *
Company name in full	TNK (2009) Limited	
2 Date of creation of charge		
Date of creation	0 4 / 1 2 / 2 0 0 9	
3 Description		
Please give a description of the instrument (if any) creating or evidencing the charge, e.g. 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'.		
Description	Debenture dated 4 December 2009 granted by TNK (2009) Limited (the "Company") in favour of The Bank of East Asia, Limited (the "Bank").	
4 Amount secured		
Please give us details of the amount secured by the mortgage or charge.		
Amount secured	All the monies obligations and liabilities whether certain or contingent which are now or shall at any time hereafter be due or owing or payable or incurred by the Company to the Bank in the United Kingdom or elsewhere whether solely or jointly with any other person or persons, as principal or as surety, on any account or in any respect or manner whatsoever, and shall include all covenants, conditions, provisions and agreements expressed or implied on the part of the Company to be performed, observed or complied with in respect of such monies obligations and liabilities (the "Obligations").	
Continuation page Please use a continuation page if you need to enter more details.		

MG01

Particulars of a mortgage or charge

5 Mortgagee(s) or person(s) entitled to the charge (if any)

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge.

Continuation page

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

Name The Bank of East Asia, Limited

Address London Branch, 75 Shaftesbury Avenue

London

Postcode W 1 D 5 B B

Name

Address

Postcode

6 Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged.

Continuation page

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

Short particulars Please see attached continuation sheet.

MG01

Particulars of a mortgage or charge

7	Particulars as to commission, allowance or discount (if any)	
Commission allowance or discount	<p>Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his:</p> <ul style="list-style-type: none">- subscribing or agreeing to subscribe, whether absolutely or conditionally, or- procuring or agreeing to procure subscriptions, whether absolute or conditional, <p>for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.</p>	
8	Delivery of instrument	
	<p>You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860). If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 866).</p> <p>We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 870). The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it. Where a body corporate gives the verification, an officer of that body must sign it. We will also accept a verified copy where section 867(2) applies (property situated in another part of UK).</p>	
9	Signature	
Signature	<p>Please sign the form here.</p> <p>Signature</p> <p>X <i>Speedy Division LLP</i> X</p> <p>This form must be signed by a person with an interest in the registration of the charge.</p>	

MG01

Particulars of a mortgage or charge



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 and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name

Tom Cross

Company name

Speechly Bircham LLP

Address

6 New Street Square

London

Post town

County/Region

Postcode

E C 4 A 3 L X

Country

DX

DX 54 Chancery Lane

Telephone

020 7427 6400



Certificate

We will send your certificate to the presenter's address if given above or to the Company's Registered Office if you have left the presenter's information blank.



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 included the original deed with this form.
- ☐ You have entered the date the charge was created.
- ☐ You have supplied the description of the instrument.
- ☐ You have given details of the amount secured by the mortgagee or chargee.
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge.
- ☐ You have entered the short particulars of all the property mortgaged or charged.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.



Important information

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



How to pay

A fee of £13 is payable to Companies House in respect of each mortgage or charge.

Make cheques or postal orders payable to 'Companies House.'



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,
First Floor, Waterfront Plaza, 8 Laganbank Road,
Belfast, Northern Ireland, BT1 3BS.
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

Company number: 7061987

**Companies Form 395 – Particulars of a mortgage or charge
Pursuant to section 860 of the Companies Act 2006**

To the Registrar of Companies

TNK (2009) Limited (the "**Company**")

Continuation Sheet:

Short particulars of all the property mortgaged or charged (continued):

1. Charged Property

The Company with full title guarantee (but excluding section 6 (2) of the 1994 Act) and to the intent that the security hereby created shall rank as a continuing security in favour of the Bank for all the Obligations charges in favour of the Bank free from all charges equities liens and encumbrances:-

- (i) by way of first legal mortgage all that property described in the schedule to the Debenture together with all buildings fixtures fixed plant and machinery belonging to the Company from time to time thereon;
- (ii) by way of first fixed charge all estates or interests in any freehold or leasehold property or heritable interests now or at any time during the continuance of this security belonging to the Company from time to time thereon;
- (iii) by way of first fixed charge all sums received by way of rent, service charge or otherwise under any lease of any freehold or leasehold property, or in connection with the possession or use of or trespass to or conversion of, any chattel;
- (iv) by way of first fixed charge all the goodwill and uncalled capital for the time being of the Company and all its patents, patent applications, trade marks, service marks, trade names, registered designs, copyrights, licences, database rights, confidential information, know-how, domain names and all ancillary and connected rights both present and future;
- (v) by way of first fixed charge all vehicles, computer equipment belonging to the Company from time to time;
- (vi) by way of first fixed charge all investments of the Company quoted on a recognised stock exchange, both present and future;

- (vii) by way of first fixed charge all other stocks, shares and other securities now or at any time during the continuance of this security belonging to the Company;
- (viii) by way of first fixed charge all book debts and other monetary debts and claims both present and future now and from time to time due and/or owing to the Company and the proceeds thereof and the benefit of all rights relating thereto including (without prejudice to the generality of the foregoing) negotiable instruments, legal and equitable charges, reservation of property rights, rights of tracing and unpaid vendor's liens and similar and associated rights;
- (ix) by way of first fixed charge the benefit of currency, interest rate swap or hedging agreements made with the Bank or any third party;
- (x) by way of a first fixed charge all funds standing to the credit of the Company from time to time on any account with the Bank or any other bank or financial institution or organisation including all receipts from time to time paid into an account in accordance with Clause 5(i) of the Debenture provided that the Bank may without prejudice to the Debenture permit the Company to make withdrawals from time to time; and
- (xi) by way of first floating charge the Company's undertaking and all its other property, assets and rights whatsoever and wheresoever situated, both present and future including but not limited to such of the property, assets and rights described in clauses 3(ii), (iii), (iv), (v), (vi), (vii), (viii), (ix) and (x) of clause 3 of the Debenture as are not otherwise effectively charged by way of fixed charge pursuant to clause 3 of the Debenture.

2. Further Assurance

The Company covenants with and undertakes to the Bank to execute and do all such assurances, acts, deeds and things as the Bank may reasonably require for perfecting the security constituted by the Debenture and, after the moneys secured by the Debenture shall have become payable, for facilitating the realisation of the Charged Property or any part thereof and for exercising all powers, authorities and discretions hereby conferred upon the Bank or any Receiver appointed by it.

3. Definitions

"1994 Act" means the Law of Property (Miscellaneous Provisions) Act 1994.

"Charged Property" means and includes the undertaking and all the property, assets and rights of the Company charged by or pursuant to any provision of the Debenture.



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 869(5) & (6) of the Companies Act 2006

**COMPANY NO. 7061987
CHARGE NO. 1**

**THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A DEBENTURE DATED 4 DECEMBER
2009 AND CREATED BY TNK (2009) LIMITED FOR SECURING
ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY
TO THE BANK OF EAST ASIA LIMITED ON ANY ACCOUNT
WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1
PART 25 OF THE COMPANIES ACT 2006 ON THE 9 DECEMBER
2009**

**GIVEN AT COMPANIES HOUSE, CARDIFF THE 10 DECEMBER
2009**



Companies House
— for the record —



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**