

MG01

Particulars of a mortgage or charge

015908/13



THURSDAY



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03/05/2012

#346

COMPANIES HOUSE

✓ **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

For further information, please
refer to our guidance at
www.companieshouse.gov.uk

1	Company details	6 For official use
Company number	0 7 6 3 0 9 4 8	→ 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	Community Ventures South Kirkby Limited (the 'Company')	
2	Date of creation of charge	
Date of creation	d1 d9 m0 m4 y2 y0 y1 y2	
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	Charge over Building Contract (the 'Charge')	
4	Amount secured	
	Please give us details of the amount secured by the mortgage or charge	Continuation page Please use a continuation page if you need to enter more details
Amount secured	All the Company's liabilities to the Royal Bank of Scotland plc (the 'Bank') of any kind (whether present or future actual contingent and whether incurred alone or jointly with another) including banking charges and commission	

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

Name	The Royal Bank of Scotland plc
Address	36 St Andrew Square
	Edinburgh
Postcode	E H 2 2 Y B
Name	
Address	
Postcode	

Continuation page

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

6**Short particulars of all the property mortgaged or charged**

Please give the short particulars of the property mortgaged or charged

Short particulars

1. Pursuant to clause 2 of the Charge

(a) All the benefit of the Company's interest in the Building Contract was charged to the Bank

(b) All that the right title benefit and interest of the Company whatsoever present and future whether contractual or otherwise arising out of or connected with or relating to the Building Contract including without limitation all claims for damages in respect of any breach thereof was charged to the Bank

2 Pursuant to clause 5 of the Charge the Company appoints the Bank and any receiver appointed by the Bank severally to be the attorney of the Company (with full power and substitution and delegation) in the Company's name and on the Company's behalf and as the Company's act and deed to sign execute deliver perfect and do all deeds instruments and documents which may be required by the Bank or any receiver pursuant to the Charge or the exercise of any of their powers for which the Bank or any receiver shall deem proper for carrying out the obligations contained within the Charge.

3. Pursuant to clause 4.7 of the Charge the Company covenanted to the Bank not without the Bank's prior written consent to assign transfer further charge or otherwise deal with the Building Contract.

Definitions:

'Building Contract' - the fixed price design and/or construct agreement dated 5 April 2012 made between the Company and Miller Construction (UK) Limited relating to the development and works at Langthwaite Road, South Kirkby, Pontefract or any other permitted replacement fixed price design and/or construct agreement in a form and substance satisfactory to the Bank

'Property' - the site at Langthwaite Road, South Kirkby, Pontefract and any part of it.

Continuation page

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

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7 Particulars as to commission, allowance or discount (if any)

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

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered

Commission, allowance or discount

8 Delivery of instrument

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 870).

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 866). 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).

9 Signature

Please sign the form here

Signature

Signature

X *DWF*

X

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

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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 Stephanie Bagshaw

Company name DWF LLP

Address Bridgewater Place

Water Lane

Post town Leeds

County/Region

Postcode L S 1 1 5 D Y

Country

DX DX 728240 Leeds 66

Telephone 0113 261 6081



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,
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



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

**COMPANY NO. 7630948
CHARGE NO. 6**

**THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A CHARGE OVER BUILDING
CONTRACT DATED 19 APRIL 2012 AND CREATED BY
COMMUNITY VENTURES SOUTH KIRKBY LIMITED FOR
SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE
COMPANY TO THE ROYAL BANK OF SCOTLAND PLC ON ANY
ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO
CHAPTER 1 PART 25 OF THE COMPANIES ACT 2006 ON THE 3
MAY 2012**

GIVEN AT COMPANIES HOUSE, CARDIFF THE 9 MAY 2012

DX



Companies House
— for the record —



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