

MG01

Particulars of a mortgage or charge



**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  
particulars of a charge for a  
company. To do this, please  
form MG01s

WEDNESDAY



A30

\*A24JGJSY\*

20/03/2013

COMPANIES HOUSE

#129

**1 Company details**

Company number ☒ 0 8 3 2 6 5 9 6  
Company name in full CATFOSS CABIN HIRE LIMITED  
(the "Company")

**3**  
→ **Filling in this form**  
Please complete in typescript or in  
bold black capitals  
All fields are mandatory unless  
specified or indicated by \*

**2 Date of creation of charge**

Date of creation ☒ d0 d8 m0 m3 y2 y0 y1 y3

**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 ☒ Assignment

**4 Amount secured**

Please give us details of the amount secured by the mortgage or charge

Amount secured ☒ 4 x 10  
All or any monies and liabilities which will for  
the time being (and whether on or at any time after  
demand) be due, owing or incurred in whatsoever  
manner by the Company to Close Brothers Limited  
(trading as Close Brothers Asset Finance) (the  
"Lender") the Lender whether actually or  
contingently, solely or jointly and whether as  
principal or surety and whether or not the Lender  
shall have been an original party to the relevant  
transaction, and including interest, discount,  
commission and other lawful charges or expenses  
which the Lender may in the course of its business  
charge or incur in respect of any of those matters  
or for keeping the Company's account

(continued)

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

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## Particulars of a mortgage or charge

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### 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 ✓ CLOSE BROTHERS LIMITED T/A CLOSE BROTHERS ASSET FINANCE

Address 10 CROWN PLACE, LONDON

UK

Postcode E C 2 A 4 F T

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

#### ASSIGNMENT

Pursuant to clause 3 of the Assignment, the Company with full title guarantee has assigned to the Lender as a continuing security and with full title guarantee, for the payment or discharge of the Secured Liabilities

(a) all monies to become due to the Company under the Sub-Hire Agreements, as at the date of the Assignment and thereafter, and

(b) the benefit of all guarantees, indemnities negotiable instruments and securities, taken by the Company in connection with the Sub-Hire Agreements,

(together, the "Assigned Property"),

and the Company agreed to hold the same unto the Lender subject only to the proviso for re-assignment contained in the Assignment

#### NEGATIVE PLEDGE

Pursuant to clause 5.1 of the Assignment, save to the extent that the provisions of clause 5.1 of the Assignment are inconsistent with or conflict with the terms of any facility letter or other agreement entered into between (inter alia) the Company and the Lender from time to time, the Company agreed that it will not sell or create or permit to subsist any further assignment, mortgage assignment or other encumbrance upon the Assigned Property or any part thereof

(Continued . )

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## Particulars of a mortgage or charge

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### Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured

(continued ..)

and so that interest shall be computed and compounded according to the usual rates and practice of the Lender entitled to such interest, as well after as before any demand made or judgment obtained under the Assignment

(the "**Secured Liabilities**")

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4	Amount secured	
	Please give us details of the amount secured by the mortgage or charge	
Amount secured		

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## Particulars of a mortgage or charge

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

Please give the short particulars of the property mortgaged or charged

Short particulars

#### POWER OF ATTORNEY

Pursuant to clause 9 of the Assignment, the Company irrevocably and by way of security appointed the Lender as the attorney and attorneys of the Company, for the Company and in its name and on its behalf and as its act and deed or otherwise, to execute and deliver and otherwise perfect any deed, assurance, agreement, instrument or act which may be required of the Company under the Assignment or may be required or deemed proper in the exercise of any rights or powers conferred on the Lender under the Assignment or otherwise for any of the purposes of the Assignment.

The Company ratified and confirmed and agreed to ratify and confirm whatever any attorney does or purports to do under its appointment under Clause 9.1 of the Assignment

#### FURTHER ASSURANCE

Pursuant to clause 16 of the Assignment, the Company (at its own cost) agreed to on demand in writing by the Lender execute and deliver (in such form as the Lender may reasonably require) such deeds, documents, agreements and instruments and agreed to otherwise do and concur in all such other acts and things as the Lender may deem necessary for perfecting, preserving or protecting the security created (or intended to be created) by the Assignment or for facilitating the realisation of the Assigned Property charged by the Assignment or the exercise of any rights of the Lender under the Assignment.

#### ASSIGNMENT OF RIGHTS

Pursuant to clause 17 6 of the Assignment, the Lender may assign and/or transfer any or all of its rights and obligations under the Assignment. The Company agreed not to assign or transfer any of its rights or obligations under the Assignment

#### DEFINITIONS

"Portacabins" means (i) all and any portacabins owned by the Comapny from time to time, and (ii) all and any portacabins let on hire by the Lender to the Company from time to time

"Sub-Hire Agreements" means all and any agreements from time to time entered into by the Company with a third party for the sub-hire of Portacabins to such third party.

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

Please give the short particulars of the property mortgaged or charged

Short particulars

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## Particulars of a mortgage or charge

### 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 Nil

### 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 866).

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).

### 9 Signature

Please sign the form here

Signature

Signature

X *DUF hnp* X

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

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## 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 Suzanne Taylor

Company name DWF LLP

Address 1 Scott Place

2 Hardman Street

Post town Manchester

County/Region

Postcode M 3 3 A A

Country

DX DX 14313 Manchester

Telephone 0161 603 5000 (ext 5418)



### 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](http://www.companieshouse.gov.uk) or email [enquiries@companieshouse.gov.uk](mailto: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](http://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. 8326596  
CHARGE NO. 3**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES  
HEREBY CERTIFIES THAT AN ASSIGNMENT DATED 8 MARCH  
2013 AND CREATED BY CATFOSS CABIN HIRE LIMITED FOR  
SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE  
COMPANY TO CLOSE BROTHERS LIMITED T/A CLOSE  
BROTHERS ASSET FINANCE ON ANY ACCOUNT WHATSOEVER  
UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT  
CREATING OR EVIDENCING THE CHARGE WAS REGISTERED  
PURSUANT TO CHAPTER 1 PART 25 OF THE COMPANIES ACT  
2006 ON THE 20 MARCH 2013

GIVEN AT COMPANIES HOUSE, CARDIFF THE 22 MARCH 2013

DT



**Companies House**



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