

MR01

Particulars of a charge

040341/23

Oyez



Go online to file this information
www.gov.uk/companieshouse

A fee is payable with this form
Please see 'How to pay' on the last page.

☒ **What this form is for**
You may use this form to register
a charge created or evidenced by
an instrument.

☒ **What this form is NOT for**
You may not use this form to
register a charge where there is no
instrument. Use form MR08.

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

This form **must be delivered to the Registrar for registration within 21 days** beginning with the day after the date of creation of the charge. If delivered outside of the 21 days it will be rejected unless it is accompanied by a court order extending the time for delivery.

☒ You **must** enclose a certified copy of the instrument with this form. This will be scanned and placed on the public record. **Do not send the original.**



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A17

25/10/2019

#49

COMPANIES HOUSE

For official use

1 Company details

Company number 08411866

Company name in full CAPE DESIGNS LIMITED

Filling in this form

Please complete in typescript or in
bold black capitals.

All fields are mandatory unless
specified or indicated by *

2 Charge creation date

Charge creation date 01/05/2019

3 Names of persons, security agents or trustees entitled to the charge

Please show the names of each of the persons, security agents or trustees
entitled to the charge.

Name HASLEBROW FINANCE LIMITED

Name

Name

Name

If there are more than four names, please supply any four of these names then
tick the statement below.

☐ I confirm that there are more than four persons, security agents or
trustees entitled to the charge.

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4

Brief description

Please give a short description of any land, ship, aircraft or intellectual property registered or required to be registered in the UK subject to a charge (which is not a floating charge) or fixed security included in the instrument.

Please submit only a short description. If there are a number of plots of land, aircraft and/or ships, you should simply describe some of them in the text field and add a statement along the lines of, "for more details please refer to the instrument".

Please limit the description to the available space.

Brief description

The freehold property known as The Rhinoceros, 35-37 Bridgegate, Rotherham, South Yorkshire, S60 1PL registered at the Land Registry under title number SYK31844.

5

Other charge or fixed security

Does the instrument include a charge (which is not a floating charge) or fixed security over any tangible or intangible or (in Scotland) corporeal or incorporeal property not described above? Please tick the appropriate box.

- ☐ Yes
☒ No

6

Floating charge

Is the instrument expressed to contain a floating charge? Please tick the appropriate box.

- ☐ Yes Continue
☒ No Go to Section 7

Is the floating charge expressed to cover all the property and undertaking of the company?

- ☐ Yes

7

Negative Pledge

Do any of the terms of the charge prohibit or restrict the company from creating further security that will rank equally with or ahead of the charge? Please tick the appropriate box.

- ☐ Yes
☒ No

8

Trustee statement ¹

You may tick the box if the company named in Section 1 is acting as trustee of the property or undertaking which is the subject of the charge.

☐

¹ This statement may be filed after the registration of the charge (use form MR06).

9

Signature

Please sign the form here.

Signature

Signature

X

X

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

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Particulars of a 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. The contact information you give will be visible to searchers of the public record.

Contact name

Company name

HUSBAND FORWOOD MORGAN

Address

26 Exchange Street East

Liverpool

Post town

County/Region

Postcode

L

2

3

P

H

Country

DX

DX 14173 - LIVERPOOL

Telephone

0151 236 9626

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 a certified copy of the instrument with this form.
- ☐ You have entered the date on which the charge was created.
- ☐ You have shown the names of persons entitled to the charge.
- ☐ You have ticked any appropriate boxes in Sections 3, 5, 6, 7 & 8.
- ☐ You have given a description in Section 4, if appropriate.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.
- ☐ Please do not send the original instrument; it must be a certified copy.

Important information

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

How to pay

A fee of £23 is payable to Companies House in respect of each mortgage or charge filed on paper.

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.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

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



FILE COPY

CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 8411866

Charge code: 0841 1866 0015

The Registrar of Companies for England and Wales hereby certifies that a charge dated 15th October 2019 and created by CAPE DESIGNS LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 25th October 2019.

Dr

Given at Companies House, Cardiff on 30th October 2019



Companies House



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

H. M. LAND REGISTRY
LAND REGISTRATION ACT 2002

County and District : South Yorkshire - Rotherham
Title Number : SYK31844
Property : The Rhinoceros, 35-37 Bridgegate,
Rotherham, South Yorkshire
S60 1PL

DATE 15th October 2019

1. In this Charge:

- 1.1 "the Borrower" means **CAPE DESIGNS LIMITED** (Company Registration Number 08411866) whose registered office is at 1 Royal Terrace Southend-on-Sea Essex SS1 1EA
- 1.2 "the Lender" means **HASLEBROW FINANCE LIMITED** (Company Registration Number 804402) whose registered office is at Trident House 31-33 Dale Street Liverpool L2 2HF
- 1.3 "the Property" means the premises briefly referred to above and comprised in the above title number

2. In consideration of Two hundred and seventy-nine (£279,000.00) ("the principal sum") receipt of which is acknowledged the Borrower with full title guarantee charges the Property with the payment to the Lender on 15th April 2020 of the principal sum with interest at the rate of 1.5% per calendar month or part of a calendar month on the principal sum or on so much of the principal sum as shall remain outstanding from time to time at monthly intervals on the 15th day of each month commencing on the 15th day of November next **PROVIDED** that notwithstanding anything contained or implied herein the power of sale under this charge shall be deemed to arise on 15th November 2019

WE HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF THE ORIGINAL.
DATED: 23 October 2019
HUSBAND, FORWOOD, MORGAN, SOLICITORS,
26 EXCHANGE STREET EAST LIVERPOOL L2 3PH

3. If any interest payable under this security is not paid within seven days after the due date for payment it shall be capitalised and added to the principal then outstanding and be charged on the land comprised under the title above referred to and bear interest from the due date for payment such interest to be payable at the rate of interest and on the interest payment days referred to in clause 2 and the capitalisation of arrears of interest is to be without prejudice to the Lender's right at any time to enforce payment of the sums concerned as interest in arrear
4. The Borrower covenants with the Lender that so long as any money remains owing on this security the Borrower will keep the buildings comprised in this charge in good and substantial repair and will keep the same insured in the names of the Borrower and the Lender against loss or damage by fire and aircraft in a sum of at least the replacement value of the same in an insurance office of repute and will make all payments required for such purpose as and when the same shall become due and will on demand produce to the Lender the policy or policies of insurance and the receipt for each such payment and will cause all monies received by virtue of such insurance to be applied in the first place in making good the loss or damage in respect of which the same shall have been received
5. No statutory or other powers of leasing or accepting surrenders of leases shall be exercisable by the Borrower without the consent in writing of the Lender
6. The Law of Property Act 1925 Section 93 (restricting the right of consolidation) shall not apply to this security
7. The parties hereto apply to the Chief Land Registrar for a restriction in the following terms to be entered in the Proprietorship Register of title number SYK31844 under which the Borrower is registered as proprietor of the Property:

"No disposition of the registered estate by the proprietor of the registered estate is to be registered without a written consent signed by the proprietor for the time being of the charge dated 15th October 2019 in favour of Haslebrow Finance Limited referred to in the charges register"

8. In this Charge the terms "the Borrower" and "the Lender" shall where the context so admits include the persons deriving title under the Borrower and the Lender respectively

EXECUTED as a deed by the said)
CAPE DESIGNS LIMITED acting)
by a Director in the presence of:)

[Handwritten signature]

Director

[Handwritten signature]

GARRY ABRAMS
c/o 20 - 24 MATHEW STREET
LIVERPOOL L2 6RE
SOLICITOR.