

# MG01s

## Particulars of a charge created by a company registered in Scotland

Oyez

COMPANIES HOUSE

1086

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 charge created by a  
Scottish company.



### What this form is NOT for

You cannot use this form to register  
particulars of a mortgage or charge  
created by a company in England  
and Wales or Northern Ireland. To  
this, please use form MG01.

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07/05/2010

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COMPANIES HOUSE

<b>1 Company details</b>		For official use
Company number	S C 0 9 0 1 4 9	<b>Filing in this form</b> Please complete in typescript or in bold black capitals.  All fields are mandatory unless specified or indicated by *
Company name in full	E.S.A. MCINTOSH LIMITED (the <b>Company</b> )	
<b>2 Date of creation of charge</b>		
Date of creation	0 4 0 5 2 0 1 0	
<b>3 Description</b>		
Please give a description of the instrument (if any) creating or evidencing the charge e.g. 'Standard security', 'Floating charge' etc.		
Description	Floating charge dated 28 April and 4 May 2010 by the Company in favour of Bank of Scotland plc (the <b>Charge</b> )	
<b>4 Amount secured</b>		
Please give us details of the amount secured by the charge.		
Amount secured	All or any money and liabilities which shall from time to time (and whether on or at any time after demand) be due, owing or incurred in whatsoever manner to BoS by the Company, whether actually or contingently, solely or jointly and whether as principal, guarantor, cautioner or surety including any money and liabilities of the Company to a third party which have been assigned or novated to or otherwise vested in BoS, and including interest, discount, commission and other lawful charges or expenses which BoS may in the course of its business charge or incur in respect of any of those matters or for keeping the Company's account, and so that interest shall be computed and compounded according to the usual BoS rates and practice as well after as before any demand made or decree obtained under or in relation to the Charge.	
		<b>Continuation page</b> Please use a continuation page if you need to enter more details.

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5 Mortgagee(s) or person(s) entitled to the charge	
Please give the name and address of the mortgagee(s) or person(s) entitled to the charge.	
Name	Bank of Scotland plc
Address	The Mound, Edinburgh (BoS)
Postcode	E H 1 1 Y Z
Name	
Address	
Postcode	

6 Short particulars of all the property charged	
Please give the short particulars of the property charged.	
Short particulars	<p>The whole of the property (including uncalled capital) which is or may be from time to time comprised in the property and undertaking of the Company (the <b>Assets</b>)</p> <p>Paragraph 14 of Schedule B1 to the Insolvency Act 1986 shall apply to the Charge.</p>

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

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<b>7</b>	<b>Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision ①</b>	
	Please see paper apart for details.	<b>①</b> In the case of a floating charge a statement should be given of (1) the restrictions, if any, on the power of the company to grant further securities ranking in priority to, or pari passu with the floating charge; and/or (2) the provisions, if any, regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over the property which is the subject of the floating charge or any part of it.
<b>8</b>	<b>Particulars as to commission, allowance or discount (if any)</b>  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: <ul style="list-style-type: none"><li>- subscribing or agreeing to subscribe, whether absolutely or conditionally, or</li><li>- procuring or agreeing to procure subscriptions, whether absolute or conditional,</li></ul> 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	N/A	
<b>9</b>	<b>Delivery of instrument</b>  A certified copy of the instrument, if any, creating or evidencing the charge, together with this form with the prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of the creation of the charge.  In the case of a charge created out of the United Kingdom (UK), comprising property situated outside the UK, within 21 days after the date on which the copy of the instrument creating it could, in due course of post, and if despatched with due diligence, have been received in the UK. Certified copies of any other documents relevant to the charge should also be delivered.	
<b>10</b>	<b>Signature ②</b>  Please sign the form here.	
Signature	Signature  X <i>D. L. A. J.</i> 7/5/2010      X	<b>② Signature</b> 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

Sandy Grieve

Company name

Dundas & Wilson CS LLP

Address

Saltire Court

20 Castle Terrace

Post town

Edinburgh

County/Region

Postcode

E

H

1

2

E

N

Country

DX 5533001 Edinburgh 18

Telephone

0131 228 8000



## 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 deed (if any) 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 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 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 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](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)

**This is the paper apart referred to in the foregoing MG01s relative to a floating  
charged by E.S.A. McIntosh Limited in favour of Bank of Scotland plc dated 28 April  
and 4 May 2010**

Statement as to any restrictions on power to grant further securities and any ranking provision:

1. The Company agrees that it shall be prohibited from granting or creating subsequent to the date of the Charge any fixed security or any other floating charge over the Assets or any part or parts of them, other than in favour of BoS or in favour of another person and with the prior written consent of BoS.
2. Any fixed security granted by the Company in favour of BoS (whether before or after the Charge) shall rank in priority to the floating charge created by the Charge.
3. In the event that the Company grants or creates any fixed security or floating charge in breach of the prohibition in clause 3.1 of the Charge (set out at 1 above) or with the consent of BoS under clause 3.1 of the Charge (set out at 1 above) but with no written agreement of BoS as to the ranking of them, the Charge shall rank in priority to that fixed security or floating charge.



**FILE COPY**

**CERTIFICATE OF THE REGISTRATION  
OF A CHARGE**

COMPANY NO. 90149

CHARGE NO. 4

I HEREBY CERTIFY THAT A CHARGE CREATED BY E.S.A.  
MCINTOSH LIMITED

ON 4 MAY 2010

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF BANK OF SCOTLAND PLC

WAS DELIVERED PURSUANT TO SECTION 878 OF THE  
COMPANIES ACT 2006 ON 7 MAY 2010

GIVEN AT COMPANIES HOUSE, EDINBURGH 10 MAY 2010



*Companies House*  
— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES