

# M

COMPANIES FORM No. 410(Scot)

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

# 410

CHA 221

Please do not  
write in  
this margin

Pursuant to Section 410 of the Companies Act 1985

Please complete legibly,  
preferably in black type,  
or bold block lettering.To the Registrar of Companies  
(Address overleaf - Note 5)

For official use

Company number

118

SC 110827

Name of company

\*insert full name  
of company

Findon Fishing Company Limited ("the Company")

Date of creation of the charge (note 1)

28 Oct 1997

Description of the instrument (if any) creating or evidencing the charge (note 1)

Performance Guarantee Assignment dated 28 Oct 1997 made between the Company and The Royal Bank of Scotland Plc ("the Bank") notice of which was given to and acknowledged by the Performance Guarantor (as hereinafter defined) on 28 Oct 1997

Amount secured by the charge

All moneys from time to time owing by the Company to the Bank, whether actually or contingently, under the agreement between the Company and the Bank constituted by the Principal Agreement dated 28 Oct 1997 between the Bank and the Company relating to the Contract (as hereinafter defined) and the General Terms (as therein defined)

See Continuation Sheet No. 1

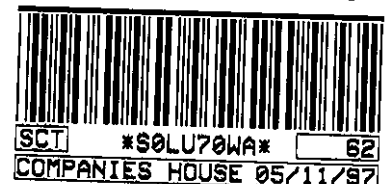
Name and Address of the persons entitled to the charge

The Royal Bank of Scotland plc

36 St Andrew Square

Edinburgh

EH2 2YB

Presentor's name address telephone  
number and reference (if any)  
Maclay Murray & Spens  
151 St Vincent Street  
Glasgow G2 5NJ  
Ref: EAB/BRP/114444-1/EAB  
Tel: 0141 248 5011For official use  
Charges Section

Short particulars of all the property charged.

Please do not write in  
this margin

All the Company's beneficial interest and all its benefits, rights and titles (but not its obligations) in and under the Performance Guarantee (as hereinafter defined) including the rights to make demands and receive payments thereunder and all monies (if any) payable by the Performance Guarantor to the Company thereunder.

Please complete  
legibly, preferably  
in black type, or  
bold block lettering.

See Continuation Sheet No1

Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision (note 2)

N/A

Particulars as to commission, allowance or discount paid (see section 413(3))

N/A

Signed M. Williams  
On behalf of company

Date 28 Oct 1997

† Delete as  
appropriate

#### Notes

1. A description of the instrument e.g. "Standard Security" "Floating Charge" etc, should be given. For the date of creation of a charge see section 410(5) of the Act. (Examples - date of signing of an Instrument of Charge; date of recording/registration of a Standard Security; date of intimation of an Assignment).

2. 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 of fixed securities over the property which is the subject of the floating charge or any part of it.

3. 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 comprising property situated outside the U.K., 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 U.K. Certified copies of any other documents relevant to the charge should also be delivered.

4. A certified copy must be signed by or on behalf of the person giving the certification and where this is a body corporate it must be signed by an officer of that body.

5. The address of the Registrar of Companies is:-

Companies House  
37 Castle Terrace  
Edinburgh, EH 1 2EB

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**Particulars of a charge created by a company  
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**(contin sheet No 1)**

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To the Registrar of Companies

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Company number

--	--	--

SC 110827

Name of company

\*insert full name

Findon Fishing Company Limited ("the Company")

"Contract" means the Building Contract dated 10 February 1997 made between the Company and the Builder (as hereinafter defined) as amended by a Contract Addendum dated 28 Oct 1997 between the Company and the Builder;

"Builder" means Ailsa-Troon Limited;

"Performance Guarantee" means the letter dated 21 March 1997 from the Performance Guarantor to the Company as amended by two Letters from the Performance Guarantor to the Company dated 4 and 28 April 1997 respectively

"Performance Guarantor" means Midland Bank plc whose registered office is at Poultry, London EC2P 2BX.



**CERTIFICATE OF THE REGISTRATION  
OF A CHARGE**

Company number 110827

I hereby certify that a charge created by

FINDON FISHING COMPANY LIMITED

on 28 OCTOBER 1997

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of THE ROYAL BANK OF SCOTLAND plc

was delivered pursuant to section 410 of the Companies Act, 1985,  
on 5 NOVEMBER 1997

Signed at Edinburgh  
7 NOVEMBER 1997

R. Graham  
For Registrar of Companies



C O M P A N I E S H O U S E