

# 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

115

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)

Contract Assignment ("the Charge") executed by the Company with the consent of Ailsa-Troon Limited ("the Builder") in favour of The Royal Bank of Scotland plc ("the Bank") dated 28 Oct 1997 and intimated to the Builder by the Bank and acknowledged by the Builder on 28 Oct 1997

Amount secured by the charge

All sums of money due or to become due by way of principal, interest and charges by the Company to the Bank under the agreement between the Company and the Bank constituted by the Principal Agreement between the Company and the Bank dated 28 Oct 1997 and the General Terms (as therein defined) and (ii) the Charge.

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)

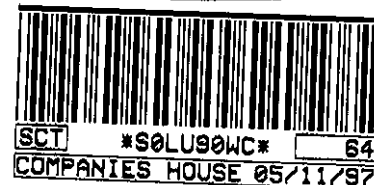
Maclay Murray &amp; Spens

151 St Vincent Street

Glasgow G2 5NJ

Ref: EAB/BRP/114444-1/EAB

Tel: 0141 248 5011

For official use  
Charges Section

Short particulars of all the property charged.

Please do not write in this margin

The Company's whole rights, interests and benefits (but not its obligations) under the Ship Building Contract dated 10 February 1997 between the Company and the Builder as amended by a Contract Addendum dated 28 Oct 1997 between the same parties (together "the Contract") and relating to the construction and purchase of a vessel to be known during construction as Yard No.576 ("the Vessel") including particularly but without prejudice to the foregoing generality all the Company's rights to call for performance of the prestations of the Contract incumbent on the Builder and all the Company's rights to take possession of the Vessel completed or incomplete and to finish and complete the Vessel and all moneys payable by the Builder to the Company under the Contract.

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

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 Mullins  
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, EH1 2EB



**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

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 8

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 PERFORMANCE GUARANTEE ASSIGNMENT		ALL SUMS DUE, OR TO BECOME DUE	THE COMPANYS RIGHTS TITLE AND INTEREST IN THE PERFORMANCE GUARANTEE	THE ROYAL BANK OF SCOTLAND plc

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 8

(8) In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9) In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10) Amount or rate per cent of the Commission Allowance or discount	(11) Memoranda of Satisfaction	(12) Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 9

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 PERFORMANCE GUARANTEE ASSIGNATION		ALL SUMS DUE, OR TO BECOME DUE	THE COMPANYS RIGHTS TITLE AND INTEREST IN THE PERFORMANCE GUARANTEE	THE ROYAL BANK OF SCOTLAND plc

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 9

(8)  In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9)  In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10)  Amount or rate per cent of the Commission Allowance or discount	(11)  Memoranda of Satisfaction	(12)  Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 10

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 POSTPONED PERFORMANCE GUARANTEE ASSIGNATION		ALL SUMS DUE, OR TO BECOME DUE	THE COMPANYS RIGHTS TITLE AND INTEREST IN THE PERFORMANCE GUARANTEE SUBJECT TO PRIOR ASSIGNATION	THE ROYAL BANK OF SCOTLAND plc



# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 10

(8)  In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9)  In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10)  Amount or rate per cent of the Commission Allowance or discount	(11)  Memoranda of Satisfaction	(12)  Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 11

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 POSTPONED PERFORMANCE GUARANTEE ASSIGNMENT		ALL SUMS DUE, OR TO BECOME DUE	THE COMPANYS RIGHT TITLE AND INTEREST IN THE PERFORMANCE GUARANTEE SUBJECT TO PRIOR ASSIGNATION	THE ROYAL BANK OF SCOTLAND plc

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 11

(8) In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9) In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10) Amount or rate per cent of the Commission Allowance or discount	(11) Memoranda of Satisfaction	(12) Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

## REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 12

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		REJECTED FORM 410				

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 12

(8) In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9) In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10) Amount or rate per cent of the Commission Allowance or discount	(11) Memoranda of Satisfaction	(12) Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 13

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 DELIVERY ORDER		ALL SUMS DUE, OR TO BECOME DUE	THE VESSEL KNOWN AS YARD NO.576	THE ROYAL BANK OF SCOTLAND plc

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 13

(8) In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9) In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10) Amount or rate per cent of the Commission Allowance or discount	(11) Memoranda of Satisfaction	(12) Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 14

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 SHIPOWNERS FORM		ALL SUMS DUE, OR TO BECOME DUE	ANY MONEYS PAYABLE IN RESPECT OF THE SECURITY DOCUMENTS	THE SECRETARY OF STATE FOR TRADE AND INDUSTRY



# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 14

(8)  In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9)  In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10)  Amount or rate per cent of the Commission Allowance or discount	(11)  Memoranda of Satisfaction	(12)  Receiver		
				Name	Date of Appointment	Date of Ceasing to act

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC110827 CHARGE: 15

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
05/11/1997		28/10/97 CONTRACT ASSIGNATION		ALL SUMS DUE, OR TO BECOME DUE	THE COMPANYS WHOLE RIGHT BENEFITS AND INTEREST RELATING TO THE CONSTRUCTION OF THE VESSEL	THE ROYAL BANK OF SCOTLAND plc

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC110827 CHARGE: 15

(8)  In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9)  In the case of a floating charge, a statement of 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 the subject of the floating charge or any part of it.	(10)  Amount or rate per cent of the Commission Allowance or discount	(11)  Memoranda of Satisfaction	(12)  Receiver		
				Name	Date of Appointment	Date of Ceasing to act