

# M

CHFP021

COMPANIES FORM No. 466(Scot)

## Particulars of an instrument of alteration to a floating charge created by a company registered in Scotland

391804933

# 466

A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge.

Please do not  
write in  
this margin

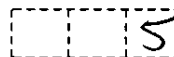
Pursuant to section 410 and 466 of the Companies Act 1985

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

To the Registrar of Companies  
(Address overleaf - Note 6)

For official use

Company number



SC124791

Name of company

\* FORTH SECTOR

\* Insert full name  
of company

Date of creation of the charge (note 1)

17 OCTOBER 2012

Description of the instrument creating or evidencing the charge or of any ancillary document which has been altered (note 1)

~~BANKING AGREEMENT~~ BOND & FLOATING CHARGE

Names of the persons entitled to the charge

SOCIAL INVESTMENT SCOTLAND

Short particulars of all the property charged

the whole of the property (including uncalled capital) which is or may be from time to time while this Instrument is in force comprised in the property and undertaking of Forth Sector

Presenter's name address and  
reference (if any):

RA3/GB7/FO445 X003

MORTON FRASER  
DX ED 119  
EDINBURGH

For official use (02/06)

Charges Section

Post mark

TUESDAY



\*S1K5VCUR\*

SCT

23/10/2012

#123

COMPANIES HOUSE

Names, and addresses of the persons who have executed the instrument of alteration (note 2)

SOCIAL INVESTMENT SCOTLAND - 12 BROUGHTON PLACE, EDINBURGH EH1 3RX  
BIG LOTTERY FUND - 1 PLOUGH PLACE, LONDON EC4A 1DE  
THE CO-OPERATIVE BANK PLC - PO BOX 101, 1 BALLOON STREET, MANCHESTER M60 4EP  
THE TRUSTEES OF THE CHARITIES AID FOUNDATION - 25 KINGS HILL AVENUE, KINGS HILL,  
WEST MALLING, KENT ME19 4TA  
FORTH SECTOR - SPACE, 11 HAREWOOD ROAD, EDINBURGH EH16 4NT

*Please do not  
write in  
this margin*

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

Date(s) of execution of the instrument of alteration

11, 12, 16 AND 17 OCTOBER 2012

A statement of the provisions, if any, imposed by the instrument of alteration prohibiting or restricting the creation by the company of any fixed security or any other floating charge having, priority over, or ranking pari passu with the floating charge

Short particulars of any property released from the floating charge

N/A

The amount, if any, by which the amount secured by the floating charge has been increased

N/A

A statement of the provisions, if any, imposed by the instrument of alteration varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges

Please do not  
write in  
this margin

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

NOTWITHSTANDING THE TERMS OF THE SECURITIES AND THE ORDER IN WHICH THEY HAVE BEEN CREATED, RECORDED, REGISTERED OR INTIMATED, OR ANY INSTRUMENT OF ALTERATION, DEED OF VARIATION, LETTER OR CONTRACT DATED PRIOR TO THIS AGREEMENT AFFECTING ANY OF THE SECURITIES OR ANY LAW TO THE CONTRARY, THE SECURITIES AND ANY SUMS SECURED THEREBY SHALL RANK WITH RESPECT TO THE PROPERTY AND UNDERTAKING SECURED BY THEM AND ON THE RENTS THEREOF AND ON THE PROCEEDS THEREOF OR ANY PART THEREOF IN THE EVENT OF A SALE OF THE PROPERTY AND UNDERTAKING SECURED BY THEM IN THE FOLLOWING ORDER OF PRIORITY:- FIRST THE BANK'S SECURITY (AND ALL SUMS TO BE SECURED THEREBY) TO THE EXTENT OF THE BANK PRIORITY DEBT; SECOND THE SIS SECURITY TO THE EXTENT OF THE SIS PRIORITY DEBT, THE CAF SECURITY TO THE EXTENT OF THE CAF PRIORITY DEBT AND THE BLF SECURITY TO THE EXTENT OF THE BLF PRIORITY DEBT SHALL RANK PARRI PASSU; THIRD THE SIS SECURITY TO THE EXTENT OF THE SIS DEFERRED DEBT AND THE BLF SECURITY TO THE EXTENT OF THE BLF DEFERRED DEBT SHALL RANK PARRI PASSU; FOURTH THE SIS FLOATING CHARGE, THE BANK FLOATING CHARGE AND CAF FLOATING CHARGE SHALL THEREAFTER RANK PARRI PASSU TO THE EXTENT OF ALL FURTHER SUMS SECURED BY THE RELEVANT SECURITIES; LAST THE BALANCE OF SUMS DUE TO THE BANK.

UNLESS OTHERWISE AGREED IN WRITING BY THE CREDITORS ANY PRESENT OR FUTURE STATUTORY MORTGAGE, STANDARD SECURITY, FLOATING CHARGE OR OTHER CHARGE GRANTED BY THE BORROWER TO THE CREDITORS OR ASSIGNED TO THE CREDITORS (OTHER THAN THE SECURITIES) SHALL NOT PREJUDICE THE RANKING SET OUT ABOVE NOTWITHSTANDING ANY PROVISION CONTAINED IN ANY OF THE SECURITIES OR ANY SUCH FUTURE CHARGE OR ANY RULE TO THE CONTRARY.

#### DEFINITIONS

"SECURITIES" MEANS THE BLF SECURITY, THE SIS SECURITY, SIS FLOATING CHARGE, THE BANK'S SECURITY, , THE CAF SECURITY AND THE CAF FLOATING CHARGE;

"BANK'S SECURITY" MEANS THE BANK FLOATING CHARGE AND BANK'S STANDARD SECURITY TOGETHER;

"BANK PRIORITY DEBT" MEANS ONE HUNDRED THOUSAND POUNDS (£100,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

"SIS SECURITY" MEANS THE STANDARD SECURITY OVER THE SUBJECTS BY THE BORROWER IN FAVOUR OF SIS DATED ON OR AROUND THE DATE HEREOF AND TO BE REGISTERED IN THE LAND REGISTER OF SCOTLAND AS SECURITY FOR ALL SUMS DUE OR TO BECOME DUE BY THE BORROWER TO SIS;

"SIS PRIORITY DEBT" MEANS FIVE HUNDRED THOUSAND POUNDS ( £500,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

"CAF SECURITY" MEANS THE STANDARD SECURITY OVER THE SUBJECTS BY THE BORROWER IN FAVOUR OF CAF DATED ON OR AROUND THE DATE HEREOF AND TO BE REGISTERED IN THE LAND REGISTER OF SCOTLAND AS SECURITY FOR ALL SUMS DUE OR TO BECOME DUE BY THE BORROWER TO CAF;

"CAF PRIORITY DEBT" MEANS TWO HUNDRED AND TWENTY FIVE THOUSAND POUNDS (£225,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

"BLF SECURITY" MEANS THE STANDARD SECURITY OVER THE SUBJECTS BY THE BORROWER IN FAVOUR OF BLF DATED ON OR AROUND THE DATE HEREOF AND TO BE REGISTERED IN THE LAND REGISTER OF SCOTLAND AS SECURITY FOR ALL SUMS DUE OR TO BECOME DUE BY THE BORROWER TO BLF;

"BLF PRIORITY DEBT" MEANS TWO HUNDRED AND TWENTY FIVE THOUSAND POUNDS (£225,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

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'SIS DEFERRED DEBT' MEANS FIVE HUNDRED THOUSAND POUNDS (£500,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

'BLF DEFERRED DEBT' MEANS SEVEN HUNDRED AND SEVENTY FIVE THOUSAND POUNDS (£775,000) STERLING TOGETHER WITH INTEREST THEREON AND COMMISSION, COSTS, CHARGES AND EXPENSES INCLUDING WITHOUT LIMITATION THE COST OF REALISATION OF ASSETS INCLUDING FEES AND EXPENSES;

'SIS FLOATING CHARGE' MEANS THE FLOATING CHARGE TO BE GRANTED BY THE BORROWER TO SIS AND TO BE REGISTERED AT COMPANIES HOUSE ON OR AROUND THE DATE HEREOF;

'BANK FLOATING CHARGE' MEANS THE FLOATING CHARGE TO BE GRANTED BY THE BORROWER TO THE BANK AND TO BE REGISTERED AT COMPANIES HOUSE ON OR AROUND THE DATE HEREOF;

'CAF FLOATING CHARGE' MEANS THE FLOATING CHARGE TO BE GRANTED BY THE BORROWER TO CAF AND TO BE REGISTERED AT COMPANIES HOUSE ON OR AROUND THE DATE HEREOF.

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

Signed

*John M. for M. L. L. L.*

Date

*23/10/12*

On behalf of ~~/company/~~ ~~/chargee/~~

A fee is payable to  
Companies House  
in respect of each  
register entry for a  
mortgage or  
charge.  
(See Note 5)

#### Notes

1. A description of the instrument e.g. "Instrument of Charge" "Debenture" etc as the case may be, should be given. For the date of creation of a charge see section 410(5) of the Companies Act.
2. In accordance with section 466(1) the instrument of alteration should be executed by the company, the holder of the charge and the holder of any other charge (including a fixed security) which would be adversely affected by the alteration.
3. A certified copy of the instrument of alteration, 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 execution of that instrument.
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. A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders are to be made payable to Companies House.
3. The address of the Registrar of Companies is: Companies Registration Office, 139 Fountainbridge, Edinburgh EH3 9FF  
DX 235 Edinburgh or LP - 4 Edinburgh 2

delete as  
appropriate



**FILE COPY**

**CERTIFICATE OF THE REGISTRATION  
OF AN ALTERATION TO A FLOATING CHARGE**

COMPANY NO. 124791

CHARGE NO. 5

I HEREBY CERTIFY THAT PARTICULARS OF AN INSTRUMENT  
OF ALTERATION DATED 17 OCTOBER 2012

WERE DELIVERED PURSUANT TO SECTION 878 OF THE  
COMPANIES ACT 2006  
ON 23 OCTOBER 2012

THE INSTRUMENT RELATES TO A CHARGE CREATED ON 17  
OCTOBER 2012

BY FORTH SECTOR

IN FAVOUR OF  
SOCIAL INVESTMENT SCOTLAND

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

GIVEN AT COMPANIES HOUSE, EDINBURGH 24 OCTOBER 2012



**Companies House**

