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COMPANIES FORM No. 466(Scot)

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

466

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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 5)

For official use

Company number



164597

Name of company

*JIMMY NICK'S PROPERTIES LIMITED

* insert full name
of company

Date of creation of the charge (note 1)

20th January 1999

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

BOND AND FLOATING CHARGE

Names of the persons entitled to the charge

Bass Brewers Limited, 137 High Street, Burton upon Trent

Short particulars of all the property charged

The whole of the property and undertaking

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

Wright Johnston & Mackenzie
302 St Vincent Street
Glasgow G2 5RZ
(Ref: T20012198/CDB/AA)

For official use
Charges Section



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

- (1) Jimmy Nick's Properties Limited, 149 Balgrayhill Road, Springburn, Glasgow
- (2) Clydesdale Bank Public Limited Company, 30 St Vincent Place, Glasgow
- (3) Bass Brewers Limited, 137 High Street, Burton upon Trent

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

Date(s) of execution of the instrument of alteration

20th, 26th and 27th January 1999

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

Not applicable

Short particulars of any property released from the floating charge

Not applicable

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

Not applicable

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this margin

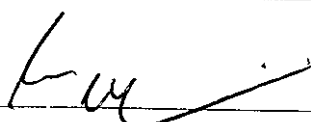
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legibly, preferably
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The Standard Security by Jimmy Nick's Properties Limited in favour of Clydesdale Bank Public Limited Company over the subjects 149 Balgrayhill Road, Glasgow being the subjects registered in the Land Register of Scotland under Title Number GLA53443, registered in the Land Register of Scotland on 28th April 1998 and the Standard Security by Jimmy Nick's Properties Limited in favour of Bass Brewers Limited over said subjects 149 Balgrayhill Road, Glasgow registered in the Land Register of Scotland shall, notwithstanding their dates of creation, rank prior to the Bond and Floating Charge by Jimmy Nick's Properties Limited in favour of Bass Brewers Limited dated 20th January 1999. In the event that all sums due to Clydesdale Bank PLC and to Bass Brewers Limited are not settled in full out of the proceeds of the sale of the said subjects known as 149 Balgrayhill Road aforesaid the said Bond and Floating Charge in favour of Bass Brewers Limited and the Floating Charge by Jimmy Nick's Properties Limited in favour of Clydesdale Bank PLC dated 12th March 1998 will rank as follows namely (a) in the event that the sum of £40,000.00 principal, together with interest thereon for a period not exceeding one year and charges due to the said Bank is not settled in full, the said Floating Charge in favour of the Bank will rank prior to the said Bond and Floating Charge in favour of Bass Brewers Limited until the amount so specified is settled; thereafter the said Bond and Floating Charge in favour of Bass Brewers Limited will rank prior to the said Floating Charge in favour of the said Bank until the sum of £190,000.00 due to Bass Brewers Limited is settled in full (b) in the event that the said sum of £40,000.00 of principal together with interest thereon for a period not exceeding one year and charges due to the Bank is settled in full but the said sum of £190,000.00 due to Bass Brewers Limited is not settled in full, the said Bond and Floating Charge in favour of Bass Brewers Limited will rank prior to the said Floating Charge in favour of the Bank until the said sum of £190,000.00 due to Bass Brewers Limited is settled in full and (c) in the event that the said sum of £40,000.00 of principal together with interest thereon for a period not exceeding one year and charges due to the Bank is settled in full and the said sum of £190,000.00 due to Bass Brewers Limited is settled in full, the said Floating Charge in favour of the Bank and the said Bond and Floating Charge in favour of Bass Brewers Limited will rank pari passu on a pro rata basis in respect of any sums due to the Bank in excess of principal of £40,000.00 together with interest thereon for a period not exceeding one year and charges and due to Bass Brewers Limited in excess of £190,000.00.

Continuation of the 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

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bold block lettering*

Signed  Date 28th January 1999
On behalf of ~~[company]~~ [chargee]† Solicitors, Glasgow, Agents for creditors,
Bass Brewers Limited

† delete as
appropriate

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. The address of the Registrar of Companies is:-
Companies Registration Office, 37 Castle Terrace, Edinburgh EH1 2EB



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

Company number 164597

I hereby certify that particulars of an instrument of alteration dated
27 JANUARY 1999

was delivered pursuant to section 410 of the Companies Act, 1985,
on 1 FEBRUARY 1999.

The instrument relates to a charge created on 20 JANUARY 1999

by JIMMY NICK'S PROPERTIES LIMITED

in favour of BASS BREWERS LIMITED

for securing ALL SUMS DUE, OR TO BECOME DUE

Signed at Edinburgh
2 FEBRUARY 1999

J. Henderson
For Registrar of Companies



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: SC164597 CHARGE: 4

(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 acquisition 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
29/01/1999		20/ 1/99 BOND & FLOATING CHARGE		ALL SUMS DUE, OR TO BECOME DUE	UNDERTAKING AND ALL PROPERTY AND ASSETS PRESENT AND FUTURE OF THE COMPANY INCLUDING UNCALLED CAPITAL	BASS BREWERS LIMITED

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: SC164597 CHARGE: 4

(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
COMPANY ARE EXPRESSLY PROHIBITED FROM CREATING SUBSEQUENT FIXED SECURITY HAVING PRIORITY OVER OR RANKING EQUALLY WITH THE FLOATING CHARGE						

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

COMPANY: SC164597 CHARGE: 4

Instruments of Alteration to a Floating Charge					
(13) Date of Execution	(14) Names of the persons who have executed the instrument	(15) 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.	(16) The provisions, if any, varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges.	(17) Short particulars of any property released from the floating charge	(18) The amount, if any, by which the amount secured by the floating charge has been increased. £
	BASS BREWERS LIMITED CLYDESDALE BANK PUBLIC LIMITED COMPANY JIMMY NICK'S PROPERTIES LIMITED				