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Particulars of a charge created by a company registered in Scotland

410

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in black type or
bold block
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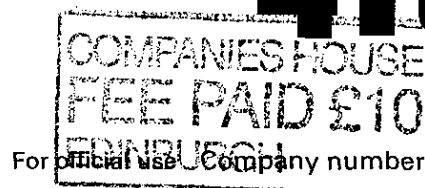
* Insert full name
of company

Pursuant to section 410 of the Companies Act 1985

To the Registrar of Companies

(Address overleaf - Note 5)

Name of company



SC195923

* Loch Duart Limited ("the Company")

Date of creation of the charge (note 1)

15 June 2000

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

Standard Security

Amount secured by the charge

All sums of principal, interest and charges due as at 2 May 2000 and that may become due to the Bank by the Company whether solely or jointly with any other person or persons, corporation, firm or other body and whether as principal or surety.

Names and addresses of the persons entitled to the charge

HSBC Bank plc (Company Number 14259), having its Registered Office at Poultry, London EC2P 2BX and its successors and assignees ("the Bank")

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

Shepherd & Wedderburn WS
Saltire Court
20 Castle Terrace
Edinburgh EH1 2ET
DX 553049 Edinburgh -18

MR260601 AAD/Oyez

For official use
Charges section

Post room



SCT S8ACKROL 0976
COMPANIES HOUSE 26/06/00

Short particulars of all the property charged

See Paper Apart

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

Not applicable

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

Not applicable

Signed

Date 26/6/00

On behalf of [company] [chargee]†

† 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 or 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

Loch Duart Limited

Company Number SC 195923

Paper Apart referred to in the foregoing Form M410

(FIRST) that area or piece of ground in the Village of Scourie, Parish of Eddrachilles and former County of Sutherland and now in the Sutherland District of the Highland Region and for the purpose of registration of writs in the County of Sutherland extending to 432 square metres or thereby Metric Measure being the area of ground more particularly described in, disposed by and shown delineated in black and coloured pink on the plan annexed and signed as relative to the Feu Disposition granted by Sutherland District Council in favour of John Angus Thomson and Mrs Joan Mackay or Thomson dated 7 April 1989 and recorded in the Division of the General Register of Sasines for the County of Sutherland on 19 June 1989; (SECOND) that area or piece of ground in the said Village, Parish and former County extending to 545 square metres or thereby Metric Measure lying to the north of Handa Terrace, Scourie being the subjects more particularly described in, in feu farm disposed by and delineated in black and coloured pink on the plan annexed and signed as relative to the Feu Disposition by Sutherland District Council in favour of James Thomson and Mrs Sarah Rose Thomson dated 7 February 1983 and recorded in the said Division of the General Register of Sasines on 28 February 1983; (THIRD) that area of ground extending to 682.5 square metres or thereby sometime part of the croft known as No. 68 Foindlemore, Scourie lying in the said Parish and former County being the subjects outlined in red and having the approximate boundary measurements upon a plan annexed and signed as relative to Feu Disposition by John Charles Balfour and Dr Elizabeth Jean Drew or Balfour in favour of Mrs Caroline MacLeod dated 16 June 1988 and recorded in the said Division of the General Register of Sasines on 28 June 1988; Together with a right of access to and egress from the subjects along or over the access roadway shown and coloured blue on the plan annexed and subscribed as relative to the said Feu Disposition by John Charles Balfour and Dr Elizabeth Jean Drew or Balfour in favour of Mrs Caroline MacLeod dated and recorded as aforesaid; (FOURTH) that area of piece of ground in the said Village, Parish and former County extending to 1528.57 square metres or thereby being the subjects more particularly described in and disposed by Disposition by Sutherland District Council in favour of Joseph Johnston & Sons Limited dated 15 February 1989 and recorded in the said Division of the General Register of Sasines on 13 March 1989; Together with all rights of access thereto and therefrom; (FIFTH) that area or piece of ground extending to 2604 square metres or thereby in the said Parish and former County being the subjects more particularly described in, in feu farm disposed by and shown delineated in black and coloured red together with the servitude right of access and egress therefrom and thereto along the access roadway shown coloured blue on the plan annexed and subscribed as relative to Feu Disposition by John Charles Balfour and Elizabeth Jean Drew or Balfour in favour of Joseph Johnston & Sons Limited dated 8 December 1978 and recorded in the said Division of the General Register of Sasines on 28 December 1978; Together with a heritable and irredeemable servitude right of access to and egress from the subjects for both foot and vehicular traffic by and along the access roadway leading from the public road shown coloured blue on the plan annexed to the said Feu Disposition by John Charles Balfour and Another in favour of Joseph Johnston & Sons Limited dated and recorded as aforesaid and a heritable and irredeemable servitude right and tolerance to have and to maintain in so far as may be necessary through the adjoining lands (First) a water supply pipe along the existing route or along any other route which may be agreed and (Second) a drainage pipe or drainage pipes along such route or routes as may be agreed; and (SIXTH) those two discontinuous areas of ground both lying in the Lands and Estate of Scourie in the said Parish and former County being the subjects more particularly described in disposed by and shown marked Plot 1 and Plot 2 together with the servitude right of access to and egress therefrom along the access roadway shown coloured blue on the plan annexed and subscribed as relative to Feu Disposition by John Charles

Balfour and Dr Elizabeth Jean Drew or Balfour in favour of Joseph Johnston & Sons Limited dated 25 May 1987 and recorded in the said Division of the General Register of Sasines on 5 June 1987; Together with a heritable and irredeemable servitude right of access to and egress from the subjects for both foot and vehicular traffic along and over the route shown coloured blue on the said plan annexed and subscribed as relative to the Feu Disposition by John Charles Balfour and Dr Elizabeth Jean Drew or Balfour in favour of Joseph Johnston & Sons Limited dated and recorded as aforesaid together with a right in favour of the feuars to improve the access route at the feuars sole expense.



**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

Company number 195923

I hereby certify that a charge created by

LOCH DUART LIMITED

on 15 JUNE 2000

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of HSBC BANK PLC

was delivered pursuant to section 410 of the Companies Act, 1985,
on 26 JUNE 2000

Given at Companies House, Edinburgh
28 JUNE 2000



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



**THE OFFICIAL SEAL OF THE
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: SC195923 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
26/06/2000		15/ 6/00 STANDARD SECURITY		ALL SUMS DUE, OR TO BECOME DUE	GROUND IN SCOURIE, SUTHERLAND	HSBC BANK 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: SC195923 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