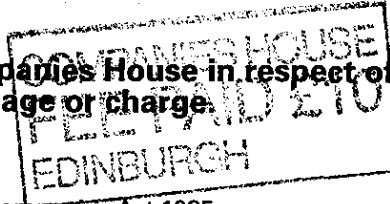


**Particulars of an instrument of  
alteration to a floating charge created  
by a company registered in Scotland**

**466**

**A fee of £10 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*

*\* insert full name  
of company*

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

For official use

Company number

2

SC195923

Name of company

\* Loch Duart Limited ("the Company")

Date of creation of the charge (note 1)

6 December 1999

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

Floating Charge ("HSBC IFL Floating Charge")

Names of the persons entitled to the charge

HSBC Invoice Finance (UK) Limited (Company Number 759657), having its Registered Office at Farncombe Road, Worthing, West Sussex BN11 2BW ("HSBC IFL").

Short particulars of all the property charged

The whole of the property which is as at 6 December 1999 or may be from time to time comprised in the Company's property and undertaking, including without prejudice to the generality the Company's uncalled capital for the time being.

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

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

For official use (02/00)

Charges Section

Post room



Names and addresses of the persons who have executed the instrument of alteration<sup>(note 2)</sup>

*Please do not  
write in  
this margin*

- (1) HSBC Invoice Finance (UK) Limited (Company Number 759657), having its Registered Office at Farncombe Road, Worthing, West Sussex BN11 2BW.
- (2) HSBC Bank plc (Company Number 14259), having its Registered Office at Poultry, London EC2P 2BX.

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

Date(s) of execution of the instrument of alteration

Letter of Consent from HSBC IFL addressed to HSBC Bank plc dated 8 May 2001 and corresponding Letter of Acknowledgement from HSBC Bank plc addressed to HSBC IFL dated 3 July 2001.

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

None

Short particulars of any property released from the floating charge

None

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

N/A

Please do not  
write in  
this margin

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

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

The Standard Security granted by the Company in favour of HSBC Bank plc dated 12 April 2001 and recorded 1 May 2001 over 43 Achlochan, Scourie ("the HSBC Standard Security") will rank ahead of the HSBC IFL Floating Charge provided that, for the avoidance of doubt and for the purpose of determining the ranking of the HSBC Standard Security and HSBC Floating Charge pursuant to the Ranking Agreement dated 12 and 15 May and 7, 13 and 16 June 2000 ("the Ranking Agreement"), any amount recovered by HSBC Bank plc under the HSBC Standard Security shall be deducted from the HSBC Priority Debt. The expressions "HSBC Floating Charge" and "HSBC Priority Debt" shall have the meanings given to them in the Ranking Agreement.

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

Please do not write in this margin

None.

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

Signed Shepherd & Waddell  
On behalf of [company] [chargee]

Date 13/07/01

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

† 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. Cheques and Postal Orders are to be made payable to **Companies House**.
6. The address of the Registrar of Companies is:-  
Companies Registration Office, 37 Castle Terrace, Edinburgh EH1 2EB

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

Company number 195923

I hereby certify that particulars of an instrument of alteration dated  
3 JULY 2001

were delivered pursuant to section 410 of the Companies Act, 1985,  
on 16 JULY 2001.

The instrument relates to a charge created on 6 DECEMBER 1999  
by LOCH DUART LIMITED

in favour of HSBC INVOICE FINANCE (UK) LIMITED

for securing ALL SUMS DUE, OR TO BECOME DUE

Given at Companies House, Edinburgh  
18 JULY 2001



**C O M P A N I E S   H O U S E**

