



Registration of a Charge

Company name: **MB ACHIEVE (FR100) LIMITED**

Company number: **SC260907**



X7WX197N

Received for Electronic Filing: **11/01/2019**

Details of Charge

Date of creation: **07/01/2019**

Charge code: **SC26 0907 0003**

Persons entitled: **THE ROYAL BANK OF SCOTLAND PLC**

Brief description: **THE SIXTY-FOUR SIXTY-FOURTH (64/64TH) SHARES IN THE FISHING BOAT PRESENTLY KNOWN AS 'ACHIEVE' OFFICIAL NUMBER C21138 AND PORT LETTERS AND NUMBER FR 100**

Contains fixed charge(s).

Contains negative pledge.

Authentication of Form

This form was authorised by: **a person with an interest in the registration of the charge.**

Authentication of Instrument

Certification statement: **I CERTIFY THAT SAVE FOR MATERIAL REDACTED PURSUANT TO S.859G OF THE COMPANIES ACT 2006 THE ELECTRONIC COPY INSTRUMENT DELIVERED AS PART OF THIS APPLICATION FOR REGISTRATION IS A CORRECT COPY OF THE ORIGINAL INSTRUMENT.**

Certified by:

DO



CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 260907

Charge code: SC26 0907 0003

The Registrar of Companies for Scotland hereby certifies that a charge dated 7th January 2019 and created by MB ACHIEVE (FR100) LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 11th January 2019 .

Given at Companies House, Edinburgh on 14th January 2019

The above information was communicated by electronic means and authenticated by the Registrar of Companies under section 1115 of the Companies Act 2006



Companies House



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**

THIS IS AN IMPORTANT DOCUMENT. YOU SHOULD TAKE INDEPENDENT LEGAL ADVICE BEFORE SIGNING AND SIGN ONLY IF YOU WANT TO BE LEGALLY BOUND. IF YOU SIGN AND THE BANK IS NOT PAID YOU MAY LOSE THE ASSET(S) CHARGED.



Maritime &
Coastguard
Agency

An Executive Agency of the Department for Transport
Merchant Shipping Act 1995



Mortgage of a Ship

to secure Account Current etc/other obligation

- If more than one mortgagor then a separate mortgage is required from each mortgagor, unless shares are jointly held.
- In respect of fishing vessels, mortgages may be registered only against those registered with FULL registration.
- The prompt registration of a mortgage deed with the Registry is essential to establish the priority of the mortgage. This is because the priority of the mortgage is determined by the date on which it is produced for registration and not from the date of the mortgage itself.
- If the mortgagor is a company the mortgage must be registered with the Registrar of Companies within 21 days of its execution.
- It is important that the Registry is informed of any changes.
- Please write in black ink using BLOCK CAPITALS, and tick boxes where appropriate.

The mortgage reference no. (issued by the mortgagee) is:

5174706/MD13

SECTION 1 : DETAILS OF THE SHIP

IS THIS MORTGAGE IN RESPECT OF A FISHING VESSEL?

Yes ☒

No ☐

Name of ship

Achieve

Official number

C21138

SECTION 2 : THE MORTGAGE

Whereas
there is ¹

an account and may from time to time hereafter be accounts and/or other obligations

between ²

MB Achieve (FR100) Limited Registered Number SC260907

having its Registered Office at 17 West Street St Combs Fraserburgh AB43 8ZT (hereinafter called the "mortgagor")

** as joint mortgagors (hereinafter called "the mortgagors")*

and ²

The Royal Bank of Scotland plc, having their Registered Office at 36 St Andrew Square Edinburgh EH2 2YB

** as joint mortgagees (hereinafter called "the mortgagee")*

and Whereas the mortgagee provides or may at any time hereafter provide banking facilities whether by way of overdraft loan or otherwise for which the mortgagor is or may at any time hereafter become liable to the mortgagee in any respect whatsoever, whether alone or jointly with any other person or persons and whether as principal debtor or guarantor or surety, including, in particular but without prejudice to the foregoing generality, sums of principal, interest, discounts, commissions, charges, costs and expenses (hereinafter collectively called "the Advance"); and Whereas the amount at any time due to the mortgagee may be ascertained by a certificate under the hand of an official or manager of the mortgagee or by reference to the books of account or other records of the mortgagee

¹ Delete as necessary

¹ State "an account current" or write in a short description of the obligation.

² Give full name and address, with place of business in respect of a company.

³ Describe fully the nature of the liabilities secured. You may refer to another document.

OFFICIAL USE ONLY
Mortgage
entered in the Register on
at
officer's initials
(time)
(date)
(priority)

SECTION 2 : THE MORTGAGE (continued)

*** Complete in respect of "account current":**

Now *I/we the mortgagor(s) in consideration of the advance made or to be made to *me/us by the mortgagee(s), bind *myself/ourselves to pay to the mortgagee(s) the sums for the time being due on this security whether by way of principal, interest or otherwise at the time(s) and in the manner mentioned above.

*** Complete in respect of "other obligation":**

Now *I/we the mortgagor(s) in consideration of the Advance made or to be made to me/us by the mortgagee(s) bind *myself/ourselves to pay the mortgagee(s) and their assignees the sums for the time being due on this security whether by way of principal, interest or otherwise at the time(s) and in the manner mentioned above.

For the purpose of better securing to the mortgagee(s) the *sums/obligation mentioned above. *I/we hereby mortgage to the mortgagee(s) the sixty-four sixty-fourth (64/64th) (figures & words)

shares of which *I/we are the owners in the ship described above and in its appurtenances.

Lastly, *I/we for *myself/ourselves hereby declare that *I/we have the power to mortgage in the manner aforesaid the above-mentioned shares and that they are free from encumbrances *save as appears by the registry of the above ship.

COMPLETE IF THE MORTGAGOR IS A COMPANY

- ❖ Executed by the mortgagor as a deed (in England, Wales and Northern Ireland)
- ❖ Subscribed by the mortgagor (in Scotland)

COMPANY SEAL

7 day of JANUARY 20 19 by:-

- ** (a) the affixing of the common seal of the mortgagor in the presence of the following persons signing; or
- ** (b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

* Witnessed by _____

Name (Print) Jonathan West

Address (Print) _____

Address _____

** Delete as appropriate.

If the signature must be witnessed the name and address of the witness must be given.

Note: (IN ENGLAND, WALES & NORTHERN IRELAND) - signature may be by (a) two directors; (b) by the company secretary and a director; or (c) by a director in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND - signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the Limited Liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors, or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the Limited Liability Partnership.

Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

COMPLETE IF THE MORTGAGOR(S) IS/ARE ONE OR MORE INDIVIDUAL

- * Executed as a deed (in England or Wales)
- * Subscribed (in Scotland)
- * Signed, sealed and delivered (in Northern Ireland)

*Delete as appropriate

on this _____ day of _____ 20 _____ by :-

by the following person(s) signing as mortgagor(s)

Seal(s) if
executed in
Northern
Ireland

Signature(s) of mortgagor(s)	
In the presence of:	
Name(s) of witness(es)	
Address(es) of witness(es)	
Occupation(s) of witness(es)	

NOTE: Every signature must have one witness

MSF 4736 REV 02/14

SECTION 2 : THE MORTGAGE *(continued)*

COMPLETE IF THE MORTGAGOR(S) ARE A LIMITED LIABILITY PARTNERSHIP

- * Executed by the mortgagor as a deed (in England, Wales & Northern Ireland)
- * Subscribed by the mortgagor (in Scotland)

*Delete as appropriate

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note: IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

SECTION 3 : TRANSFER OF MORTGAGE

*I/we, the above mentioned mortgagee(s), in consideration of ¹

this day ²

by ³

hereby transfer to *him/her/them the benefit of the within written security

COMPLETE IF THE TRANSFEROR IS A COMPANY

- ❖ Executed by the transferor as a deed (in England, Wales and Northern Ireland)
- ❖ Subscribed by the transferor (in Scotland)

COMPANY SEAL

_____ day of _____ 20 _____ by:-

** (a) the affixing of the common seal of the transferor in the presence of the following persons signing; or

** (b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Address _____

** Delete as appropriate

If the signature must be witnessed the name and address of the witness must be given

Note: IN ENGLAND, WALES & NORTHERN IRELAND - signature may be by (a) two directors, (b) by the company secretary and a director, or (c) by a director in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND - signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the Limited Liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors, or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the Limited Liability Partnership. Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

OFFICIAL USE ONLY
Transfer of mortgage

official's initials
(time)

at _____
(date)

entered in the Register on _____
(priority)

SECTION 3 : TRANSFER OF MORTGAGE (continued)**COMPLETE IF THE TRANSFEROR(S) IS/ARE ONE OR MORE INDIVIDUAL**

- * **Executed as a deed** (in England or Wales)
- * **Subscribed** (in Scotland)
- * **Signed, sealed and delivered** (in Northern Ireland)

**Delete as appropriate*

Seal(s) if
executed in
Northern
Ireland

on this _____ day of _____ 20 _____

by the following person(s) signing as transferor(s)

Signature(s) of transferor(s)

In the presence of:

Name(s) of witness(es)

Address(es) of witness(es)

Occupation(s) of witness(es)

NOTE: Every signature must have one witness

¹ Enter the sum of money or the nature of the obligation.² Enter "paid to *me/us", or narrative suitable to the obligation.³ Give full name and address of the transferee,
with place of business in respect of a company.** Delete as necessary***COMPLETE IF THE TRANSFEROR(S) ARE A LIMITED LIABILITY PARTNERSHIP**

- * **Executed by the transferor as a deed (in England, Wales & Northern Ireland)**
- * **Subscribed by the transferor (in Scotland)**

**Delete as appropriate*

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note. IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

SECTION 4 : DISCHARGE OF MORTGAGE

* Received by the within-mentioned *mortgage(s)/transferee(s) of the mortgage.

1

This within written security is now discharged.

* The within-mentioned *mortgagee(s)/transferee(s) have agreed to discharge this within written security and it is therefore discharged.

COMPLETE IF DISCHARGE IS GIVEN BY A COMPANY

- ❖ Executed by the mortgagee/transferee as a deed (in England, Wales and Northern Ireland)
- ❖ Subscribed by the mortgagee/transferee (in Scotland)

COMPANY SEAL

_____ day of _____ 20 ____ by:-

** (a) the affixing of the common seal of the mortgagee/transferee in the presence of the following persons signing; or

** (b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Address _____

** Delete as appropriate

If the signature must be witnessed and the name and address of the witness must be given

Note: IN ENGLAND, WALES & NORTHERN IRELAND - signature may be by (a) two directors; (b) by the company secretary and a director; or (c) by a director in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND - signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the Limited Liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors, or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the Limited Liability Partnership. Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

COMPLETE IF THE DISCHARGE IS GIVEN BY ONE OR MORE INDIVIDUALS

- * Executed as a deed (in England or Wales)
- * Subscribed (in Scotland)
- * Signed, sealed and delivered (in Northern Ireland)

* Delete as appropriate

Seal(s) if
executed in
Northern
Ireland

on this _____ day of _____ 20 ____

by the following person(s) signing as mortgagee(s)/transferee(s)

Signature(s) of mortgagee(s)/transferee(s)	
In the presence of:	
Name(s) of witness(es)	
Address(es) of witness(es)	
Occupation(s) of witness(es)	

NOTE: Every signature must have one witness

1 Enter "the sum of _____", or narrative suitable to the obligation

WARNING: If the discharged deed is not presented to the Registry the mortgage will remain registered against the ship.

OFFICIAL USE ONLY
Discharge of mortgage
entered in the Register on _____ at _____
(date)
priority)
officer's initials
(time)

SECTION 4 : DISCHARGE OF MORTGAGE *(continued)*

COMPLETE IF THE DISCHARGE IS GIVEN BY A LIMITED LIABILITY PARTNERSHIP

* Executed by the mortgagor as a deed (in England, Wales & Northern Ireland)

* Subscribed by the mortgagor (in Scotland)

*Delete as appropriate

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note: IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

When the mortgage is originally executed you should send this deed with the correct fee to:

When a transfer or discharge of mortgage is executed you should send this deed (without a fee) to:

**REGISTRY OF SHIPPING & SEAMEN
ANCHOR COURT, KEEN ROAD,
CARDIFF, CF24 5JW.**