

MG01s

Particulars of a charge created by a company
registered in Scotland

COMPANIES HOUSE
FEE PAID

EDINBURGH



A fee is payable with this form.
We will not accept this form unless you send the correct fee.
Please see 'How to pay' on the last page.

☒ **What this form is for**
You may use this form to register
particulars of a charge created by a
Scottish company.

☐ **What this form is NOT for**
You cannot use this form to register
particulars of a mortgage or charge
created by a company in England
and Wales or Northern Ireland.
If this is the case, please use form MG01.

FRIDAY



SCNJBFB

SCT 27/11/2009 666
COMPANIES HOUSE

1 Company details		For official use
Company number	S C 3 2 9 2 3 3	→ Filling in this form Please complete in typescript or in bold black capitals. All fields are mandatory unless specified or indicated by *
Company name in full	Robertson Construction Lothians Limited (the "Company")	
2 Date of creation of charge		
Date of creation	d 2 4 m 1 1 y 2 0 y 0 9	
3 Description		
Please give a description of the instrument (if any) creating or evidencing the charge e.g. 'Standard security', 'Floating charge' etc.		
Description	Bond and Floating Charge (the "Floating Charge")	
4 Amount secured		
Please give us details of the amount secured by the charge.		
Amount secured	All or any monies and liabilities which shall for the time being (and whether on or at any time after demand) be due, owing or incurred in whatsoever manner by the Company to The Royal Bank of Scotland plc as security trustee (the "Bank") and/or the Finance Parties (as defined in the Floating Charge) or any of them under any Finance Document (as defined in the Floating Charge) whether actually or contingently and whether incurred solely, severally, jointly, jointly and severally or in any other manner together with the following, each being payable on demand, (a) any claim for damages or restitution in the event of the rescission or avoidance of any of those obligations or liabilities and (b) any amount which would be included in any of the foregoing but for any discharge, non-provability, unenforceability or non-allowability of the*	
		Continuation page Please use a continuation page if you need to enter more details.

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5**Mortgagee(s) or person(s) entitled to the charge**

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge.

Name

The Royal Bank of Scotland plc (as security trustee)

Address

36 St. Andrew Square

Edinburgh

Postcode

E H 2 2 Y B

Name

Address

Postcode

Continuation page

Please use a continuation page if you need to enter more details.

6**Short particulars of all the property charged**

Please give the short particulars of the property charged.

Continuation page

Please use a continuation page if you need to enter more details.

Short particulars

The whole of the property (including uncalled capital) which is or may be from time to time while the security is in force comprised in the property and undertaking of the Company.

Note:- The Floating Charge contains provisions by which the Company undertakes to the Bank that it will:-

(a) not without the previous written consent of the Bank dispose of any of the Company's heritable, freehold or leasehold property or any estate or interest therein or (other than in the ordinary course of business) any of its other property assets or rights; and

(b) not without the previous written consent of the Bank grant or accept a renunciation or surrender of any lease or licence of or part with or share possession or occupation of the Company's heritable freehold or leasehold property or any part of it.

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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 ①

The Floating Charge provides that:-

- (i) except with the previous written consent of the Bank, the Company will not create or permit to arise any fixed or floating charge or lien (including in each case one which ranks after the Floating Charge as well as one which has priority over or ranks pari passu with the Floating Charge) on any of its undertaking, property, assets or rights, other than in favour of the Bank;
- (ii) any fixed charge given by the Company to the Bank shall rank in priority to the Floating Charge; and
- (iii) the Floating Charge shall rank in priority to any fixed charge and any floating charge granted by the Company after **

① 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.

8

Particulars as to commission, allowance or discount (if any)

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his:

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.

Commission allowance or discount

n/a

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Delivery of instrument

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 (UK), comprising property situated outside the UK, 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 UK. Certified copies of any other documents relevant to the charge should also be delivered.

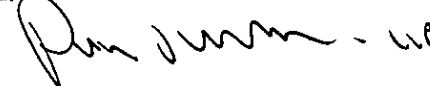
10

Signature ②

Please sign the form here.

Signature

Signature

X  X

② Signature

This form must be signed by a person with an interest in the registration of the charge.

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Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name

Company name

Paull & Williamsons LLP

Address

Union Plaza (6th Floor)

1 Union Wynd

Post town

Aberdeen

County/Region

Aberdeenshire

Postcode

A B 1 0 1 D Q

Country

DX

DXAB35

Telephone

01224621621



Certificate

We will send your certificate to the presenter's address if given above or to the Company's Registered Office if you have left the presenter's information blank.



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have included a certified copy of the deed (if any) with this form.
- ☐ You have entered the date the charge was created.
- ☐ You have supplied the description of the instrument.
- ☐ You have given details of the amount secured by the chargee.
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge.
- ☐ You have entered the short particulars of all the property charged.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.



Important information

Please note that all information on this form will appear on the public record.



How to pay

A fee of £13 is payable to Companies House in respect of each charge.

Make cheques or postal orders payable to 'Companies House.'



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below:

For companies registered in England and Wales:
The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

For companies registered in Scotland:
The Registrar of Companies, Companies House,
Fourth floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF.
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post).

For companies registered in Northern Ireland:
The Registrar of Companies, Companies House,
First Floor, Waterfront Plaza, 8 Laganbank Road,
Belfast, Northern Ireland, BT1 3BS.
DX 481 N.R. Belfast 1.



Further information

For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk

* same in any insolvency or other proceedings.

** the date of the Floating Charge, unless the Bank otherwise agrees.



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 329233
CHARGE NO. 2

I HEREBY CERTIFY THAT A CHARGE CREATED BY
ROBERTSON CONSTRUCTION LOTHIAN LIMITED

ON 24 NOVEMBER 2009

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF ROYAL BANK OF SCOTLAND PLC

WAS DELIVERED PURSUANT TO SECTION 878 OF THE
COMPANIES ACT 2006 ON 27 NOVEMBER 2009

GIVEN AT COMPANIES HOUSE, EDINBURGH 29 NOVEMBER
2009



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES