



Registration of a Charge

Company Name: **NWH GROUP LIMITED**

Company Number: **SC335165**



Received for filing in Electronic Format on the: **20/10/2021**

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Details of Charge

Date of creation: **07/10/2021**

Charge code: **SC33 5165 0009**

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

Brief description: **THE SUBJECTS KNOWN AS AND FORMING UNIT 13 MAYFIELD INDUSTRIAL ESTATE, DALKEITH, EH22 4AD AND REGISTERED IN THE LAND REGISTER OF SCOTLAND UNDER TITLE NUMBER MID73716 AND THE SUBJECTS KNOWN AS AND FORMING UNIT 67 MAYFIELD INDUSTRIAL ESTATE, DALKEITH, EH22 4AD AND REGISTERED IN THE LAND REGISTER OF SCOTLAND UNDER TITLE NUMBER MID73717**

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: **PINSENT MASONS LLP**



CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 335165

Charge code: SC33 5165 0009

The Registrar of Companies for Scotland hereby certifies that a charge dated 7th October 2021 and created by NWH GROUP LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 20th October 2021 .

Given at Companies House, Edinburgh on 20th October 2021

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 DOCUMENT AND THE BANK'S STANDARD SECURITY TERMS TOGETHER FORM AN IMPORTANT DEED. YOU SHOULD TAKE LEGAL ADVICE BEFORE SIGNING.

Owner:	NWH Waste Services Limited, Company Number SC335165 and having its registered office at Unit 5 Mayfield Industrial Est, Mayfield, Dalkeith, Midlothian, EH22 4AD
Bank:	The Royal Bank of Scotland plc, Company Number SC83026, Corporate Documentation & Operations, 1 Hardman Boulevard, Manchester, M3 3AQ
Property:	ALL and WHOLE: (ONE) the subjects known as and forming Unit 13 Mayfield Industrial Estate, Dalkeith EH22 4AD and registered in the Land Register of Scotland under Title Number MID73716; and (TWO) the subjects known as and forming Unit 67 Mayfield Industrial Estate, Dalkeith EH22 4AD and registered in the Land Register of Scotland under Title Number MID73717
Ancillary Rights:	All rights ancillary to ownership of the Property as more fully described in the Terms
Terms:	The Bank's Standard Security Terms dated and registered in the Books of Council and Session on 4 July 2011 form part of this standard security and are available to be read and printed online. To access the Terms go to www.rbs.co.uk/terms and enter ss0511 or a copy can be obtained from the Owner's solicitor.

1 Obligations

- 1.1 The Owner undertakes to pay to the Bank or otherwise discharge, in each case on demand, the Obligations. The **Obligations** are all the Owner's liabilities to the Bank (present, future, actual or contingent and whether incurred alone or together with another or as a partner of a firm (an **Other Person**)) and all obligations under this standard security and include:
- 1.1.1 **Interest** at the rate charged by the Bank, calculated both before and after demand or decree on a daily basis and compounded according to agreement, or, in the absence of agreement, monthly on the days selected by the Bank,
 - 1.1.2 any expenses the Bank incurs (on a full indemnity basis and with Interest from the date of payment) in taking, perfecting, protecting, enforcing or exercising any power under this standard security.
- 1.2 A **Certificate** signed by a Bank official as to the amount of the Obligations will be binding on the Owner except if there is an obvious error.

CERTIFIED A TRUE COPY

4/10/20


Solicitor
Wright, Johnston & Mackenzie LLP
The Capital Building
12/13 St. Andrew Square
Edinburgh EH2 2AF

2 Charge

The Owner as continuing security for the payment or other discharge of the Obligations, in each case on demand:

- 2.1 grants a standard security to the Bank over the Property, and
- 2.2 assigns to the Bank the Ancillary Rights not secured by the standard security.

3 Standard Conditions

The Owner agrees that the **Standard Conditions** specified in Schedule 3 to the Conveyancing and Feudal Reform (Scotland) Act 1970 and any lawful variation to them operative for the time being, as varied by the Terms, apply to this standard security.

4 Warrandice

The Owner grants warrandice, but always excluding therefrom:

- 4.1 in relation to the subjects hereby secured (ONE): (a) Lease between NWH Construction Services Ltd (therein named Neil Williams Haulage Limited) and Cemex UK Operations Limited registered in the Books of Council and Session on 11th November 2011; and (b) all other current lets, leases and rights of possession statutory and otherwise of the subjects hereby secured (ONE);
- 4.2 in relation to the subjects hereby secured (TWO): (a) Lease between NWH Construction Services Ltd (therein named Neil Williams Haulage Limited) and Lightways (Contractors) Limited registered in the Books of Council and Session on 14th December 2011 (as varied and extended by Minute of Variation of Lease between the said NWH Construction Services Ltd and the said Lightways (Contractors) Limited registered in the Books of Council and Session on 7th July 2021); and (b) all other current lets, leases and rights of possession statutory and otherwise of the subjects hereby secured (TWO); and
- 4.3 the Standard Security granted by NWH Construction Services Ltd (therein named CRM Waste Recycling Limited) in favour of the Royal Bank of Scotland plc dated 10th December 2004 and registered in the Land Register of Scotland under Title Numbers MID73716 and MID73717 on 18th March 2005.

5 Registration and execution

The Owner consents to registration of this standard security and any Certificate for execution.
This standard security is executed as follows:

[Redacted signature]

Signature of
director/secretary/authorised signatory/witness

SHELACH COOPER

Full name of above (print)

[Redacted address]

Address of witness

[Redacted signature]

Signature of
director/secretary/authorised signatory

MARK WILLIAMS

Full name of above (print)

30/9/21

Date of signing