

M

COMPANIES FORM No 410(Scot)

Particulars of a charge created by a company registered in Scotland

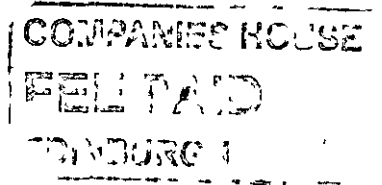
410

CHFP021

**A fee of £13 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 of the Companies Act 1985



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

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

For official use

Company number

[3]

SC340634

Name of company

** insert full name
of company*

***DALGLEN (NO 1137) LIMITED ("the Company")**

Date of creation of the charge (note 1)

2 June 2008

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

Floating Charge ("the Charge")

Amount secured by the charge

All moneys and liabilities, whether of principal, interest, charges, commissions, costs (on a full indemnity basis) or otherwise in whatever currency which may now or at any time hereafter be due owing or incurred by the Company to the Creditor or other holders of the the £2,447,431 10% Secured Loan Notes 2013 of the Company, constituted by the loan note trust deed executed by the Company of even date with the execution of the Charge ("the Loan Note Trust Deed"), under the terms of the Loan Note Trust Deed and whether actual or contingent and whether alone or jointly with others, as principal, cautioner, guarantor, surety or otherwise, and in whatever name or style ("the Secured Liabilities")

Names and addresses of the persons entitled to the charge

ABERDEEN ASSET MANAGERS LIMITED, incorporated in Scotland with registered number**SC108419 and having its registered office at 10 Queens Terrace, Aberdeen, AB10 1YG (as trustee****under the Loan Note Trust Deed) (the "Creditor")**

Presenter's name address telephone
number and reference (if any)

Biggart Baillie LLP**Dalmore House, 310 St Vincent
Street, Glasgow, G2 5QR**

For official use (06/2005)

Charges Section

Post room

WEDNESDAY***SXIYG0H2***

SCT

11/06/2008

1872

COMPANIES HOUSE

Short particulars of all the property charged

Please do not
write in
this margin

All of the property (including uncalled capital) which may from time to time, while the Charge is in force, be comprised in the Company's property and undertaking ("the Secured Property")

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

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

Except as may be otherwise agreed in writing by the Creditor and subject to sub-section (2) of section 464 of the Companies Act 1985

1 the Charge shall rank in priority and in preference to

(i) any fixed security (a "Fixed Security") within the meaning of section 70(1) of the Insolvency Act 1986 which may be created by the Company after the date of the Charge, other than any such Fixed Security in favour of the Creditor, which shall in all respects rank in priority and in preference to the Charge, and

(ii) any other floating charge which may be created by the Company after its execution of the Charge, and

2 no Fixed Security, other than any Fixed Security in favour of the Creditor, and no other floating charge shall rank in priority or preference prior to or equally with the Charge

Until the Secured Liabilities have been irrevocably and unconditionally repaid and discharged in full, the Company shall not, without the consent in writing of the Creditor, create or attempt to create or permit to subsist any charge, mortgage, pledge, lien, encumbrance or other security interest (whether fixed or floating) in, over or in any way affecting any of the Secured Property

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

N/A

Signed 

Date 09 June 2008

On behalf of ~~company~~ [chargee] †

A fee 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. '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 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders are to be made payable to Companies House

6 The address of the Registrar of Companies is Companies House, 37 Castle Terrace, Edinburgh EH12EB
DX 235 Edinburgh 1 or LP 4 Edinburgh 2



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 340634

CHARGE NO. 3

**I HEREBY CERTIFY THAT A CHARGE CREATED BY DALGLEN
(NO. 1137) LIMITED**

ON 2 JUNE 2008

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF ABERDEEN ASSET MANAGERS LIMITED

**WAS DELIVERED PURSUANT TO SECTION 410 OF THE
COMPANIES ACT 1985 ON 11 JUNE 2008**

GIVEN AT COMPANIES HOUSE, EDINBURGH 11 JUNE 2008



Companies House
— for the record —



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