

MG01s

Particulars of a charge created by a company registered in Scotland



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 for**
You cannot use this form to register
particulars of a mortgage created by a company
in England, Wales or Northern Ireland.
If you are registering this, please use form CH01.

FRIDAY



SCT 09/03/2012 #752
COMPANIES HOUSE

1 Company details		For official use
Company number	S C 3 6 7 8 6 1	→ 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	South Uist Renewable Energy Limited (the "Company")	
2 Date of creation of charge		
Date of creation	24 02 2012	
3 Description		
Please give a description of the instrument (if any) creating or evidencing the charge e.g. 'Standard security', 'Floating charge' etc.		
Description	Floating charge (the "Floating Charge")	
4 Amount secured		
Please give us details of the amount secured by the charge.		Continuation page Please use a continuation page if you need to enter more details.
Amount secured	Please see Paper Apart, Part A	

MG01s

Particulars of a charge created by a company registered in Scotland

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.

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

Name	Social Investment Scotland ("SIS")									
Address	12 Broughton Place									
	Edinburgh									
Postcode	E	H	1			3	R	X		
Name										
Address										
Postcode										

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 Please see Paper Apart, Part B

MG01s

Particulars of a charge created by a company registered in Scotland

7

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

Please see Paper Apart, Part C

● 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.

Continuation page

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

MG01s

Particulars of a charge created by a company registered in Scotland

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

9

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.

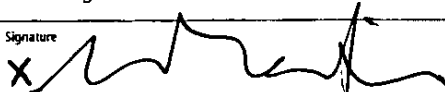
10

Signature^①

Please sign the form here.

Signature

Signature

X  X
Partner, MacRoberts LLP 9/03/2012

① Signature

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

MG01s

Particulars of a charge created by a company registered in Scotland



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 **Amanda Dunlop (SOC/6/3)**

Company name **MacRoberts LLP**

Address **Excel House**

30 Sample Street

Post town **Edinburgh**

County/Region

Postcode **E H 3 8 B L**

Country **Scotland**

DX **ED207 EDINBURGH**

Telephone **0131 229 5046**



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,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG.
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

This is the Paper Apart referred to in the foregoing Form MG01s relative to a floating charge (the "Floating Charge") granted by South Uist Renewable Energy Limited (SC367861) (the "Company") in favour of Social Investment Scotland ("SIS") dated 24 February 2012.

Part A - Amount secured by the charge

All present and future obligations and liabilities (whether actual or contingent and whether owed jointly or severally, as principal or surety, or in any other capacity whatsoever) of the Company to SIS under the Facility Letter and/or any other Finance Documents and/or any deed or document supplemental thereto and any amounts owed by the Company under the Floating Charge including, without prejudice to the foregoing generality, all obligations to indemnify SIS under the Floating Charge (the "**Charged Assets**").

Part B - Short particulars of all the property charged

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

Part C - Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision

Except with the prior written consent of SIS, the Company shall not create, incur, assume or permit to subsist any Encumbrance on all or any part of the Charged Assets except for any Encumbrance arising under or pursuant to or expressly permitted by the terms of the Facility Letter.

Part D – Definitions

Encumbrance means any mortgage, charge or assignation by way of security, pledge, hypothecation, lien, right of set-off, trust or flawed asset arrangement (for the purpose of, or which has the effect of, granting security) or any other security interest of any kind whatsoever or any agreement, whether conditional or otherwise, to create any of the same, or any agreement to sell or otherwise dispose of any asset on terms whereby such asset is or may be leased to or re-acquired by the person selling or disposing of it;

Facility Letter means the facility letter in respect of a term loan facility of £500,000 dated 24 February 2012 and entered into between the Company (as borrower) and SIS;

Finance Documents means the Facility Letter, the Grant Letter, the Security Documents and any other designated as such from time to time by SIS;

Grant Letter means the grant letter between SIS and the Company dated 24 February 2012 in respect of a grant of up to £500,000;

Intercreditor Agreement means the Intercreditor Agreement among the Company, SIS and the Co-op dated 24 February 2012;

Lease means the lease between the Company and South Uist Estates over the Site dated 24 February 2012;

Security Documents means the Standard Security, the Floating Charge, the Intercreditor Agreement and any other agreement or document in which the Company or any other party thereto grants an Encumbrance in favour of SIS in security of all or any liabilities of the Borrower to SIS or any other Encumbrance or step-in arrangements over contracts reasonably required by SIS;

Site means lochdar Hill, South Uist, being the subjects more particularly described in the Lease;

Standard Security means the standard security over the Lease by the Company in favour of SIS dated 24 February 2012 and registered in the Land Register of Scotland on 5 March 2012.



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 367861

CHARGE NO. 2

I HEREBY CERTIFY THAT A CHARGE CREATED BY SOUTH
UIST RENEWABLE ENERGY LIMITED

ON 24 FEBRUARY 2012

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF SOCIAL INVESTMENT SCOTLAND

WAS DELIVERED PURSUANT TO SECTION 878 OF THE
COMPANIES ACT 2006 ON 9 MARCH 2012

GIVEN AT COMPANIES HOUSE, EDINBURGH 13 MARCH 2012



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES