

MG01s

Particulars of a charge created by a company
registered in Scotland

1041039876

Oyez

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. To
this, please use form MG01.

TUESDAY



S1021AQO

SCT

18/12/2012

#29

COMPANIES HOUSE

1

Company details

Company number

S C 4 2 6 3 8 6

Company name in full

PREMIER HYTEMP BIDCO LIMITED (the **Company**)

For official use

2

Filling in this form

Please complete in typescript or in
bold black capitals.

All fields are mandatory unless
specified or indicated by *

2

Date of creation of charge

Date of creation

3 0 1 1 2 0 1 2

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 granted by the Company in favour of LLOYDS TSB
COMMERCIAL FINANCE LIMITED (the **Charge**)

4

Amount secured

Please give us details of the amount secured by the charge.

Amount secured

All sums which are now and which may at any time
hereafter become due to LTSBCF in any manner of way
whatever by it and for which it may at any time
become liable to LTSBCF, whether solely or jointly
with any person or persons and whether as principal
debtors or guarantors or sureties including without
prejudice to the foregoing generality all sums for
which the Company is or may become liable to the
LTSBCF in accordance with the Agreements with
interest on all such sums from the respective times
of becoming due until payment at the rate or rates
charged or computed in accordance with the ordinary
practice of LTSBCF from time to time or as may be
provided in any separate agreement, such interest
to include interest as well before as after any
decree obtained by LTSBCF for the said sums (the
Secured Obligations).

Please see the continuation page for definitions.

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.

Continuation page

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

Name	LLOYDS TSB COMMERCIAL FINANCE LIMITED (LTSCF)						
Address	(Company Number 00733011)						
	No 1 Brookhill Way, Banbury, Oxon						
Postcode	0	X	1	6		3	E L
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	<p>The whole of the property (including uncalled capital) which is or may be from time to time while the Charge is in force comprised in the Company's property and undertaking.</p> <p>The Charge shall be a qualifying floating charge and paragraph 14 of Schedule B1 of the Insolvency Act 1986 (as amended or re-enacted from time to time) shall apply to it.</p>
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7 Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision ①

1. Except as may be otherwise agreed in writing by LTSBCF or in accordance with the Agreements, the Company shall not be entitled to create any further security or charge whatsoever on the property charged under the Charge or any part thereof, or to sell the said property or to deal with any monies payable under the Agreements otherwise than by collecting and realising the same in the ordinary course of business subject to the terms of the Agreements;

2. Except as may be otherwise agreed in writing by LTSBCF, the Charge shall rank in priority to any fixed security as defined in Section 70 of the Act thereof for the time being in force and any other floating charge which shall have been granted or created by the Company from 30 November 2012;

3. So long as the Charge shall remain in effect, the Company undertakes that it shall not discount, sell, mortgage, charge, assign or otherwise deal in or with its debts present and future or any interest therein otherwise than with the prior written consent of LTSBCF or as permitted under the Agreements; and

4. The Charge shall be a continuing security notwithstanding any discharge of liability or other settlement of account and shall not be satisfied or discharged by any intermediate performance, repayment, discharge or satisfaction of part only of the sums and obligations hereby secured.

Please see continuation page for definitions.

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.

Continuation page

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

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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

① 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

JM/TAF/CLP/LBG001.0074

Company name

Dundas & Wilson CS LLP

Address

Saltire Court

20 Castle Terrace

Edinburgh

Post town

County/Region

Postcode

E H 1 2 E N

Country

DX

Telephone

0131 228 8000



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

MG01s - continuation page

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Oyez

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Amount secured

Please give us details of the amount secured by the charge.

Amount secured

Agreements means:

(a) an indemnity by the Company in favour of LTSBCF in respect of the liabilities of Premier Hytemp Limited (**PHL**) dated 30 November 2012;

(b) a receivables finance agreement relating to the sale and purchase of some or all of PHL's debts dated 30 November 2012; and ✓

(c) a loan agreement relating to the provision of revolving loan facilities by LTSBCF to PHL.



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 426386

CHARGE NO. 2

I HEREBY CERTIFY THAT A CHARGE CREATED BY PREMIER
HYTEMP BIDCO LIMITED

ON 30 NOVEMBER 2012

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF LLOYDS TSB COMMERCIAL FINANCE LIMITED

WAS DELIVERED PURSUANT TO SECTION 878 OF THE
COMPANIES ACT 2006 ON 18 DECEMBER 2012

GIVEN AT COMPANIES HOUSE, EDINBURGH 18 DECEMBER
2012



Companies House



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES