

Particulars of a mortgage or charge**395****A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.**

Pursuant to section 395 of the Companies Act 1985

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

For official use

Company number

Name of company

* THE BURNLEY FOOTBALL & ATHLETIC COMPANY LIMITED

Date of creation of the charge

14 FEBRUARY 2003

Description of the instrument (if any) creating or evidencing the charge (note 2)

FIXED SECURITY DOCUMENT

Amount secured by the mortgage or charge

1
SECURITY FOR THE PAYMENT OF ALL PRESENT AND FUTURE ACTUAL AND CONTINGENT MONIES, DEBTS AND LIABILITIES DUE, OWING OR INCURRED BY THE COMPANY TO GERLING GENERAL INSURANCE CO UNDER A CLUB SIDE AMENDMENT AGREEMENT BETWEEN THE COMPANY, REGISTERED EUROPEAN FOOTBALL FINANCE LIMITED AND GERLING GENERAL INSURANCE CO, AND A MASTER RE-SECONDMENT AGREEMENT BETWEEN THE SAME THREE PARTIES DATED 26 APRIL 2001.

Names and addresses of the mortgagees or persons entitled to the charge

GERLING GENERAL INSURANCE CO (A BRANCH OF GERLING KONZERN ALLGEMEINE VERSICHRUNGS-AG), 50 FENCHURCH STREET, LONDON (NUMBER BR001394)

Postcode EC3M 3LE

Presentor's name address and reference (if any):

Reynolds Porter
Chichester House
278/282 High Holborn
London
WC1V 7HA

For official Use
Mortgage Section

Post room

A49
COMPANIES HOUSE0610
01/03/03

Time critical reference

Short particulars of all the property mortgaged or charged

THE FREEHOLD PROPERTY KNOWN AS TURF MOOR, BURNLEY, LANCASHIRE, BEING THE LAND SHOWN EDGED BLUE ON THE PLAN TO THE CONVEYANCE DATED 31 OCTOBER 1922 AND MADE BETWEEN (1) GEORGE JAMES THURSBY (2) RALPH COCKAYNE ASSHETON HENRY GOODWIN ROTH AND WALTER SOUTHERN AND (3) THE COMPANY, OTHER THAN THE LAND NOW REGISTERED UNDER TITLE NUMBER LA925928, AND SECONDLY THE LAND WITHIN TITLE NUMBERS LA161637, LA749458 AND LA117602 AND THIRDLY ALL SUCH RIGHT, TITLE AND INTEREST AS THE COMPANY MAY HAVE IN THE LAND SHOWN EDGED RED ON THE PLAN ATTACHED TO THE MORTGAGE DEED BETWEEN THE COMPANY AND GERLING GENERAL INSURANCE CO DATED 14 FEBRUARY 2003 (INsofar AS SUCH LAND IS NOT INCLUDED IN THE LAND ACQUIRED BY THE COMPANY BY THE AFOREMENTIONED CONVEYANCE) .

PURSUANT TO CLAUSE 4 OF THE MORTGAGE THE COMPANY SHALL NOT CREATE OR PERMIT TO SUBSIST ANY SECURITY OVER THE CHARGED ASSETS OTHER THAN SECURITY CREATED PRIOR TO 14TH FEBRUARY 2003 AS DESCRIBED IN THE MORTGAGE.

Please do not
write in
this margin

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

Particulars as to commission allowance or discount (note 3)

NONE

Signed

Reynolds Porter Chamberlain Date *23rd February 2003*

On behalf of [XXXXXX] [mortgagee/chargee]

A fee of £10 is
payable to
Companies House
in respect of each
register entry for a
mortgage or
charge.
(See Note 5)

†delete as
appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the Registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
(a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
(b) procuring or agreeing to procure subscriptions, whether absolute or conditional,
for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 Cheques and Postal Orders are to be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is:-
Companies House, Crown Way, Cardiff CF14 3UZ

FILE COPY



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 00054222

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A FIXED SECURITY DOCUMENT DATED THE 14th FEBRUARY 2003 AND CREATED BY BURNLEY FOOTBALL & ATHLETIC COMPANY, LIMITED (THE) FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO GERLING GENERAL INSURANCE CO UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 1st MARCH 2003.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 5th MARCH 2003.



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



Companies House
— for the record —