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CHFP025

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in black type, or
bold block lettering

* insert full name
of Company

COMPANIES FORM No. 395

Particulars of a mortgage or charge

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)

Name of company

* H M PLANT LIMITED

Date of creation of the charge

24th APRIL 2001

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

LEGAL CHARGE

Amount secured by the mortgage or charge

ALL SUMS OF MONEY OWED AND ALL LIABILITIES OR OBLIGATIONS TO BE CARRIED
OUT TO THE LENDERS FROM TIME TO TIME BY THE BORROWER INCLUDING ALL
COSTS, CHARGES AND EXPENSES INCURRED BY THE FINANCE PARTIES IN
CONNECTION WITH ENFORCEMENT OF THEIR RIGHTS UNDER THE DOCUMENTS SECURING
THESE LIABILITIES.

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

THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND AS SECURITY TRUSTEE
CORPORATE BANKING
THE MOUND
EDINBURGH

Postcode

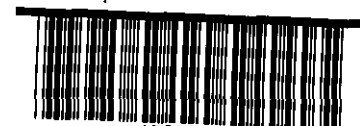
Presentor's name address and
reference (if any):

Maclay Murray & Spens, London
10 Foster Lane
London
EC2V 6HR

Time critical reference

For official Use
Mortgage Section

Post room



A06
COMPANIES HOUSE

0253
09/05/01

395



For official use

Company number

1211

1082975

1. BY WAY OF A LEGAL MORTGAGE ALL THOSE PROPERTIES KNOWN AS LAND AND BUILDINGS ON THE EAST SIDE OF ROSEBARY ROAD LITTLEBURN INDUSTRIAL ESTATE, MEADOWFIELD DURHAM AS THE SAME IS REGISTERED AT H M LAND REGISTRY UNDER TITLE NUMBER DU113662.
2. BY WAY OF FIXED LEGAL CHARGE THE CHARGED ASSETS WHICH SHALL INCLUDE ALL FIXTURES AND FITTINGS OF THE COMPANY AT THE PROPERTY WHETHER NOW OR IN THE FUTURE; AND ALL CHATTELS OF THE COMPANY AT THE PROPERTY NOW AND IN THE FUTURE, INCLUDING FURNITURE, EQUIPMENT, IMPLEMENTS, UTENSILS AND TOOLS SAVE FOR CHATTELS REGULARLY DISPOSED OF IN THE ORDINARY CAUSE OF BUSINESS.
3. BY WAY OF FIXED CHARGE THE PROCEEDS OF ANY INSURANCE FROM TIME TO TIME RELATING TO THE PROPERTY OR THE CHARGED ASSETS

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legibly, preferably
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bold block
lettering

Particulars as to commission allowance or discount (note 3)

Signed Mackay Murray & Spens, London Date 8TH MAY 2001
On behalf of [company] [mortgagor/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. 01082975

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL CHARGE DATED THE 24th APRIL 2001 AND CREATED BY HM PLANT LIMITED FOR SECURING ALL SUMS OF MONEY OWED AND ALL LIABILITIES OR OBLIGATIONS TO BE CARRIED OUT TO THE FINANCE PARTIES FROM TIME TO TIME BY THE COMPANY WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 9th MAY 2001.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 11th MAY 2001.



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



Companies House

— for the record —

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