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CHFP025

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)

For official use Company number

[I 8]

01082975

Name of company

* HM PLANT LIMITED

Date of creation of the charge

24 DECEMBER 1999

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

STANDARD SECURITY

Amount secured by the mortgage or charge

ALL PRESENT AND FUTURE SUMS OF MONEY (HOWSOEVER ARISING) DUE AND THAT MAY BECOME DUE TO THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND IN TERMS OF FACILITY LETTER DATED 22 DECEMBER 1999 ISSUED BY THE SAID BANK TO HEAVY MACHINERY GROUP SUBSIDIARY LIMITED AND THE SAID HEAVY MACHINERY GROUP SUBSIDIARY LIMITED'S ACCEPTANCE THEREOF DATED 22 DECEMBER 1999.

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

THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND
THE MOUND
EDINBURGH

Postcode EH1 1YZ

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

Maclay Murray & Spens
151 St Vincent Street
Glasgow
G2 5NJ
RAC/BAN/13/173
0141 303 2340
DX GW 67

Time critical reference

For official Use
Mortgage Section

Post room



A38
COMPANIES HOUSE

0372
08/01/00

ALL and WHOLE the subjects known as 1 Wardpark Road, Wardpark South Industrial Estate, Cumbernauld, being the subjects registered in the Land Register of Scotland under title number DMB54961.

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)

N/A

Signed



Date 7 January 2000

On behalf of ~~[company]~~ [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

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COMPANIES FORM No. 398

Notice of registration in Scotland or Northern Ireland of a charge comprising property situate there

398

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Please do not
write in
this margin

Pursuant to section 398(4) of the Companies Act 1985

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

To the Registrar of Companies
(Address overleaf)

Company number

01082975

Name of company

* HM PLANT LIMITED

RACHEL CARMICHAEL

of MACLAY MURRAY & SPENS

151 ST VINCENT STREET

GLASGOW G2 5NJ

§ give date and
parties to charge

certify that the charge§ DATED 22 DECEMBER 1999

GRANTED BY HEAVY MACHINERY GROUP LIMITED, HM PLANT LIMITED AND TALBOT DIESELS
LIMITED IN FAVOUR OF THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND

of which a true copy is annexed to this form was presented for registration on 24 DECEMBER 1999

† delete as
appropriate

in [Scotland] ~~or Northern Ireland~~†

Signed *Rachel Carmichael*

Date 7 January 2000

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

Rachel Carmichael
Maclay Murray & Spens
151 St Vincent Street
Glasgow
G2 5NJ

DX: GW67 Glasgow
RAC/BAN/13/173

For official Use

Mortgage Section

Post room

Notes

The address for the Registrar of Companies is:-

Companies House
Crown Way
Cardiff
CF4 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 STANDARD SECURITY WHICH WAS PRESENTED FOR REGISTRATION IN SCOTLAND ON 24 DECEMBER 1999 AND DATED THE 22nd DECEMBER 1999 AND CREATED BY HM PLANT LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND IN THE TERMS OF A FACILITY LETTER DATED 22 DECEMBER 1999 WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 8th JANUARY 2000.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 13th JANUARY 2000.



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



C O M P A N I E S H O U S E