

# M

Please do not  
write in  
this margin

COMPANIES FORM No. 395

## Particulars of a mortgage or charge

Pursuant to section 395 of the Companies Act 1985

# 395

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

\*Insert full name  
of company

To the Registrar of Companies

For official use Company number

[5]

2561952

Name of company

\* David Fabb (Holdings) Limited

Date of creation of the charge

19th July 1996

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

Legal Charge

Amount secured by the mortgage or charge

All monies and liabilities which now are or which at any time hereafter may be due and owing or incurred or made by the Borrower to the Lender.

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

UCB Bank Plc., of Leo House, Railway Approach, Wallington, Surrey

Postcode

SM6 0DY

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

Dibb Lupton Broomhead  
117 The Headrow,  
Leeds  
LS1 5JX

For official use  
Mortgage section

Post room



Time critical reference

## Short particulars of all the property mortgaged or charged

Land and buildings on the northern side of Lowndes Road, Stourbridge, Dudley, West Midlands being part registered with Title Absolute under Numbers WM 62754, WM339427 and WM336607 and as to the remainder being comprised and more particularly described in a Transfer of even date made between Sidney Smith & Sons (Stourbridge) Ltd (1) Winchurst Ltd (2) Windmain Ltd (3) and David Fabb (Holdings) Ltd (4) and by way of Floating Charge or moveable instruments utensils furniture goods and equipment now or from time to time placed on or used in or about the mortgage property. The full benefit of all present and future licences held in connection with the business of the Company.

All compensation which may at any time become payable to the Company by virtue of the Licensing Act 1964 or any other statutory enactment on account of the non-renewal of any of the said Licences.

The goodwill of the business (if any) carried on by the Company at the mortgaged property.

The benefit of all guarantees or covenants by any surety or sureties of any of the Lessees obligations under any Lease or Underlease of the mortgaged property now existing or hereinafter granted.

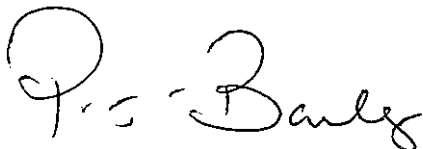
Please do not  
write in  
this margin

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

## Particulars as to commission allowance or discount (note 3)

None

Signed



Date 19th July 1996

On behalf of [company] ~~mortgage/charge~~

\*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.

Page 2

FILE COPY



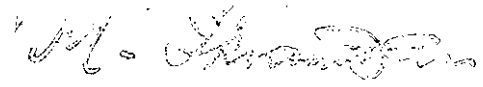
## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 02561952

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL CHARGE DATED THE 19th JULY 1996 AND CREATED BY DAVID FABB (HOLDINGS) LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO UCB BANK PLC ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 1st AUGUST 1996.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 5th AUGUST 1996.

  
M. J. MORGAN

for the Registrar of Companies