

# MG01

## Particulars of a mortgage or charge

V070388/13



**iris**  
LASERFORM

**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 mortgage or charge in England and Wales or Northern Ireland



**What this form is NOT for**

You cannot use this form to register particulars of a charge on a company. To do this, use form MG01s

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16/07/2012

#26

COMPANIES HOUSE

ise  
uk

**1**

### Company details

Company number

0 4 8 3 0 3 5 2

Company name in full

"K" Line Bulk Shipping (UK) Limited (the **Company**)

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For official use



**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

d1 d3 m0 m7 y2 y0 y1 y2

**3**

### Description

Please give a description of the instrument (if any) creating or evidencing the charge, e.g. 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'

Description

A first preferred Panamanian ship mortgage (the **Mortgage**) over the Panamanian registered vessel m v "CLIFTON BAY" having International Call Sign 3FOL7 and more particularly described in the Patente of Navigation Number 43378-TJ (the **Ship**), dated 13 July 2012 and granted by the Company in favour of Mitsubishi UFJ Trust and Banking Corporation (the **Mortgagee**)

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### Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured

The aggregate of the Loan and all interest accrued and accruing thereon, the Expenses and all other sums of money from time to time owing to the Mortgagee, whether actually or contingently, under the Loan Agreement and the Security Documents or any of them (including costs and expenses of collection as well as sums resulting from fluctuations of currencies or mediums of exchange and all other amounts which are, by the relevant laws of the Republic of Panama, deemed to be secured by a mortgage on a Panamanian ship) (as such capitalised terms are defined on the continuation sheet)

**Continuation page**

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

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## Particulars of a mortgage or charge

### 5 Mortgagee(s) or person(s) entitled to the charge (if any)

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 Mitsubishi UFJ Trust and Banking Corporation

Address 24 Lombard Street

London

Postcode E C 3 V 9 A J

Name

Address

Postcode

### 6 Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged

#### Continuation page

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

Short particulars

All of the Company's rights, title and interest (present and future) in and to the Ship and in her equipment and appurtenances

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## Particulars of a mortgage or charge

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### 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

Nil

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### Delivery of instrument

You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860). If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 870).

We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 866). The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it. Where a body corporate gives the verification, an officer of that body must sign it. We will also accept a verified copy where section 867(2) applies (property situated in another part of UK).

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### Signature

Please sign the form here

Signature

Signature

X Norton Rose LLP

X

This form must be signed by a person with an interest in the registration of the charge

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## Particulars of a mortgage or charge



### 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 **Jaye Bhogal**

Company name **Norton Rose LLP**

Address **Collect London Counters**

**Clive Weston / JABH:LN54644**

Post town **London**

County/Region

Postcode **S E 1 2 A Q**

Country **England**

DX **85 London**

Telephone **+44 (0)20 7444 5294**



### 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 the original deed 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 mortgagee or 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 mortgaged or 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 mortgage or 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](http://www.companieshouse.gov.uk) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.companieshouse.gov.uk)**

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## Particulars of a mortgage or charge

4	Amount secured	
	Please give us details of the amount secured by the mortgage or charge	
Amount secured	<p>Where</p> <p><b>Expenses</b> means the aggregate at any relevant time (to the extent that the same have not been received or recovered by the Mortgagee) of</p> <ul style="list-style-type: none"> <li>(a) all losses, liabilities, costs, charges, expenses, damages and outgoings of whatever nature, (including, without limitation, Taxes, repair costs, registration fees and insurance premiums) suffered, incurred or paid by the Mortgagee in connection with the exercise of the powers referred to in or granted by the Loan Agreement or the Mortgage or any other of the Security Documents or otherwise payable by the Company in accordance with clause 11 of the Mortgage, and</li> <li>(b) interest on all such losses, liabilities, costs, charges, expenses, damages and outgoings from the date on which the same were suffered, incurred or paid by the Mortgagee until the date of receipt or recovery thereof (whether before or after judgement) at a rate per annum calculated in accordance with clause 3 3 of the Loan Agreement (as conclusively certified by the Mortgagee),</li> </ul> <p><b>General Assignment</b> means the assignment of the Ship's insurances and requisition compensation collateral to the Mortgage dated 13 July 2012 and executed by the Company in favour of the Mortgagee,</p> <p><b>Loan Agreement</b> means the loan agreement dated 25 May 2012 and made between the Company, the Mortgagee as lender (the <b>Lender</b>), whereby the Lender agreed (inter alia) to advance a loan of up to US\$31,500,000 to the Company (therein referred to as the <b>Loan</b>),</p> <p><b>Security Documents</b> means the Loan Agreement, the General Assignment, the Mortgage and any other documents as may have been or shall from time to time after the date of the Loan Agreement be executed to guarantee and/or secure all or any part of the Loan, interest thereon and other moneys from time to time owing by the Company pursuant to the Loan Agreement (whether or not any such document also secures moneys from time to time owing pursuant to any other document or agreement), and</p> <p><b>Taxes</b> includes all present and future taxes, levies, imposts, duties, fees or charges of whatever nature together with interest thereon and penalties in respect thereof</p>	



## **CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE**

**Pursuant to section 869(5) & (6) of the Companies Act 2006**

**COMPANY NO. 4830352  
CHARGE NO. 21**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES  
HEREBY CERTIFIES THAT A FIRST PREFERRED PANAMANIAN  
SHIP MORTGAGE DATED 13 JULY 2012 AND CREATED BY "K"  
LINE BULK SHIPPING (UK) LIMITED FOR SECURING ALL  
MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO  
MITSUBISHI UFJ TRUST AND BANKING CORPORATION ON  
ANY ACCOUNT WHATSOEVER UNDER THE TERMS OF THE  
AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING  
THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1  
PART 25 OF THE COMPANIES ACT 2006 ON THE 16 JULY 2012

GIVEN AT COMPANIES HOUSE, CARDIFF THE 18 JULY 2012

DX



*Companies House*  
— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES