

# MR04

## Statement of satisfaction in full or in part of a charge



Companies House

You can use the WebFiling service to file this form online  
Please go to [www.companieshouse.gov.uk](http://www.companieshouse.gov.uk)

☒ **What this form is for**  
You may use this form to register  
a statement of satisfaction in full  
or in part of a mortgage or charge  
against a company

☐ **What this form is for**  
You may not use this form to  
register a statement of satisfaction  
in full or in part of a mortgage or  
charge against a company  
LL MR04

THURSDAY



A12 \*A3CRRVCG\* 24/07/2014 #95  
COMPANIES HOUSE

ase  
uk

### 1 Company details

Company number 0 6 7 7 8 0 3 8  
Company name in full BKP WASTE & RECYCLING LIMITED

2

**Filing in this form**  
Please complete in typescript or in  
bold black capitals  
All fields are mandatory unless  
specified or indicated by \*

### 2 Charge creation

When was the charge created?  
→ Before 06/04/2013 Complete **Part A and Part C**  
→ On or after 06/04/2013 Complete **Part B and Part C**

## Part A Charges created before 06/04/2013

### A1 Charge creation date

Please give the date of creation of the charge

Charge creation date 1 6 0 3 2 0 0 9

### A2 Charge number

Please give the charge number This can be found on the certificate

Charge number\* 2

### A3 Description of instrument (if any)

Please give a description of the instrument (if any) by which the charge is  
created or evidenced

Instrument description DEBENTURE

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

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A4

**Short particulars of the property or undertaking charged**

Please give the short particulars of the property or undertaking charged

Short particulars

SEE CONTINUATION SHEET

**Continuation page**

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

**Part B**

**Charges created on or after 06/04/2013**

B1

**Charge code**

Please give the charge code This can be found on the certificate

Charge code ①

-  -

**① Charge code**

This is the unique reference code allocated by the registrar

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## Statement of satisfaction in full or in part of a charge by a Limited Liability Partnership (LLP)

<b>A4</b>	<b>Short particulars of the property or undertaking charged</b>
	Please give the short particulars of the property or undertaking charged
Short particulars	

To secure payment of the Obligations the Company charged with full title guarantee In favour of the Factor,

- (1) By way of fixed charge and legal mortgage all freehold and leasehold property owned by the Company at the time the Debenture was executed, details of which are set out below,
- (2) By way of fixed charge all the following assets owned by the Company, whether at the time the Debenture was executed or at any time during the continuance of this security
  - (i) all estates or interests in any freehold or leasehold property and all the fixed plant machinery and fixtures (including trade fixtures) in, on or attached to such property from time to time
  - (ii) all stocks, shares, bonds and other securities of any kind whatsoever
  - (iii) all goodwill, unpaid and/or uncalled capital of the Company
  - (iv) all the Intellectual Property
  - (v) all the Specified Debts
  - (vi) all the Other Debts
- (3) by way of floating charge the Floating Assets

Paragraph 14 of Schedule B1 to the Insolvency Act 1986 applies to any floating charge created by the Debenture

The Company has agreed that it will not during the continuance of the Debenture (except with the Factors prior written consent or as provided for in the Agreement)

- (1) create any mortgage, charge, pledge or other encumbrance or confer any lien (except in the ordinary course of business) in respect of the Charged Property or any part of it ranking in priority to or equally with the Debenture or to which the rights created by the Debenture would otherwise be made subject
- (2) create any trust in relation to any part or the whole of the Charged Property or sell or part with possession of any part of the Charged Property
- (3) sell, assign, discount, factor, compound or release any of the Specified Debts or Other Debts or do anything which may delay or impede the recovery of any of them
- (4) do or cause or permit to be done anything which may prejudice the value of any of the Charged Property or the rights created by the Debenture in favour of the Factor
- (5) enter into any leases agreement for leases or accept any surrender of leases or confer on any person firm or company any licence right or Interest in any of the Charged Property

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### Statement of satisfaction in full or in part of a charge by a Limited Liability Partnership (LLP)

In this form M395, the following terms shall have the following meanings,

**"Account Records"** includes all books, records, ledgers, computer data and all documents in which all accounting entries are recorded relating to the Company's sales, purchases and any expenses howsoever relating to Debts, and all invoices, credit notes or other source documents and any other data or materials howsoever recorded relating in any way to the creation, performance, collection or enforcement of Debts,

**"Agreement"** means the factoring or discounting agreement entitled "invoice finance agreement" (incorporating the Factor's general conditions of invoice finance) constituted by the Company's acceptance of the Factor's offer letter dated [ 23<sup>rd</sup> February 2009] and any agreement made supplemental to, in variation of or in substitution for such agreement,

#### **"Associated Rights"**

- (i) all the Company's rights under a Supply Contract other than the Company's rights to any Goods ,
- (ii) the benefit of all guarantees indemnities insurances and securities given to or held by the Company in respect of a Customer's obligations to the Company,
- (iii) all cheques, bills of exchange and other instruments held by or available to the Company in relation to or in respect of any such obligation,
- (iv) the right to possession of all Account Records,
- (v) any Goods under a Supply Contract returned or rejected by the Customer or repossessed by the Company,
- (vi) the Factor's right to have the ownership of any other Goods the subject of a Supply Contract transferred to the Factor according to condition 3 5 of the Agreement,

and any statutory interest,

**"Charged Property"** means the subject matter of the mortgages and charges (or any, or any part of them, if the context so allows) created by clause 3 of the Debenture

**"Customer"** means any person from whom a Debt is, or will become, owing to the Company,

**"Debt"** means the amount or part of the amount of any obligation or indebtedness (including any tax or duty payable) incurred by a Customer under a Supply Contract and (where the context allows) its Associated Rights,

**"Floating Assets"** means

- (i) the remainder of the Company's undertaking and all its property assets and rights whatsoever and wheresoever, both at the time of the debenture and thereafter, not the subject of the fixed charges
- (ii) the Specified Debts and the Other Debts to the extent only that the fixed shall for any reason be ineffective as a fixed charge

**"Intellectual Property"** means all patents, designs, copyrights, design rights, trade marks and service marks, trade and business names, know-how, formulae, inventions, confidential information, trade secrets, computer software programs and systems and all fees, royalties and other rights relating thereto

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### Statement of satisfaction in full or in part of a charge by a Limited Liability Partnership (LLP)

**"Goods"** means any goods or services the subject of a Supply Contract,

**"Other Debts"** means all book and other debts at the time the Debenture was executed or thereafter owing to the Company (whether alone or jointly with any other person), whenever payable and whether liquidated or unliquidated, certain or contingent, including without limitation credit balances on any account at any bank or financial institution, (including the interest of the Company in any receivables account but excluding any current account), and together with all cheques, bills of exchange, negotiable instruments, credits and securities at any time given in relation to, or to secure payment of, any such debt, together with all Associated Rights (for the purpose of that definition a "Supply Contract" shall mean a contract giving rise to such indebtedness) but "Other Debts" does not include the Specified Debts effectively charged by way of fixed charge,


**"Specified Debts"** means any Debt (assigned or purported to be assigned to the Factor pursuant to the Agreement) which fails to vest absolutely and effectively in the Factor for any reason,

**"Supply Contract"** means a contract for the supply of Goods by the Company giving rise to a Debt purchased by the Factor,

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**Part C To be completed for all charges**

<b>C1</b>	<b>Satisfaction</b>	
	I confirm that the debt for the charge as described has been paid or satisfied Please tick the appropriate box	
	<input checked="" type="checkbox"/> In full	
	<input type="checkbox"/> In part	
<b>C2</b>	<b>Details of the person delivering this statement and their interest in the charge</b>	
	Please give the name of the person delivering this statement	
Name	PHILIP D M KIRKLAND	
	Please give the address of the person delivering this statement	
Building name/number	5	
Street	ABBAY WALK	
	CHURCH STREET	
Post town	ROMSEY	
County/Region	HAMPSHIRE	
Postcode	S O 5 1 8 J Q	
	Please give the person's interest in the charge (e g chargor/chargee etc)	
Person's interest in the charge	Chargor/Chargee	
<b>C3</b>	<b>Signature</b>	
	Please sign the form here	
Signature	Signature X  X	

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**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. The contact information you give will be visible to searchers of the public record.

Contact name MR PHILIP D M KIRKLAND

Company name KIRKLANDS

Address 5 ABBEY WALK

CHURCH STREET

Post town ROMSEY

County/Region HAMPSHIRE

Postcode S O 5 1 8 J Q

Country ENGLAND

DX 45903 ROMSEY

Telephone 01794513466

**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
- Part A Charges created before 06/04/2013**
- ☐ You have given the charge date
- ☐ You have given the charge number (if appropriate)
- ☐ You have completed the Description of instrument and Short particulars in Sections A3 and A4
- ☐ **Part B Charges created on or after 06/04/2013**  
You have given the charge code
- ☐ **Part C To be completed for all charges**
- ☐ You have ticked the appropriate box in Section C1
- ☐ You have given the details of the person delivering this statement in Section C2
- ☐ You have signed the form

**Important information**

Please note that all information on this form will appear on the public record.

**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)