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COMPANIES FORM No. 410(Scot)

## Particulars of a charge created by a company registered in Scotland

# 410

Please do not  
write in  
this margin

Pursuant to section 410 of the Companies Act 1985



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

To the Registrar of Companies  
(Address overleaf - Note 5)

For official use

Company number

1210

SC5863

Name of company

\* HEART OF MIDLOTHIAN plc

\* insert full name  
of company

Date of creation of the charge (note 1)

8th June 1998

Description of the instrument (if any) creating or evidencing the charge (note 1)

Bond and Floating Charge

Amount secured by the charge

All sums due and to become due.

Names and addresses of the persons entitled to the charge

Scottish & Newcastle plc

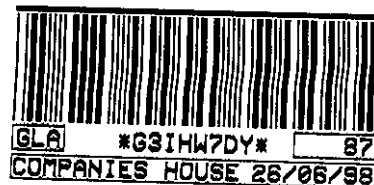
Abbey Brewery, Holyrood Road, Edinburgh

Presenter's name address telephone  
number and reference (if any):

Macdonald-Henderson  
Solicitors  
5 Royal Exchange Square  
Glasgow  
G1 3AH

For official Use  
Charges Section

Post room



Short particulars of all the property charged.

Please do not  
write in  
this margin

The whole of the property including uncalled capital and property held in trust which is or may be from time to time whole this instrument is in force comprised in the property and undertaking of the Company.

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

Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision (note 2)

Prohibition from creating subsequent to the date of Floating Charge in fixed security or any other Floating Charge as defined by the Companies' Act 1985 or any statutory modification or re-enactment thereof for the time being in force having priority over our Ranking as pari passu with this instrument excepting any fixed security which may subsequent to the date of this instrument be granted by the Company in favour of Scottish & Newcastle plc.

Particulars as to commission, allowance or discount paid (see section 413(3))

N/A

Signed *Michael A. H. [Signature]* Date 26.6.98

On behalf of [company][chargee]†

Notes

† delete as  
appropriate

1. A description of the instrument e.g. "Standard Security" "Floating Charge" etc, should be given. For the date of creation of a charge see section 410(5) of the Act. (Examples — date of signing of an Instrument of Charge; date of recording/registration of a Standard Security; date of intimation of an Assignment.)

2. In the case of a floating charge a statement should be given of (1) the restrictions, if any, on the power of the company to grant further securities ranking in priority to, or pari passu with the floating charge; and/or (2) the provisions, if any, regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over the property which is the subject of the floating charge or any part of it.

3. A certified copy of the instrument, if any, creating or evidencing the charge, together with this form with the prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of the creation of the charge. In the case of a charge created out of the United Kingdom comprising property situated outside the U.K., within 21 days after the date on which the copy of the instrument creating it could, in due course of post, and if despatched with due diligence, have been received in the U.K. Certified copies of any other documents relevant to the charge should also be delivered.

4. A certified copy must be signed by or on behalf of the person giving the certification and where this is a body corporate it must be signed by an officer of that body.

5. The address of the Registrar of Companies is:-

Companies Registration Office  
102 George Street  
Edinburgh EH2 3DJ



**CERTIFICATE OF THE REGISTRATION  
OF A CHARGE**

Company number 5863

I hereby certify that a charge created by

HEART OF MIDLOTHIAN PLC

on 8 JUNE 1998

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of SCOTTISH & NEWCASTLE PLC

was delivered pursuant to section 410 of the Companies Act, 1985,  
on 26 JUNE 1998

Signed at Edinburgh  
1 JULY 1998

J. Henderson  
For Registrar of Companies



**C O M P A N I E S   H O U S E**

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC005863 CHARGE: 20

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
26/06/1998		8/ 6/98 BOND & FLOATING CHARGE		ALL SUMS DUE, OR TO BECOME DUE	UNDERTAKING AND ALL PROPERTY AND ASSETS PRESENT AND FUTURE OF THE COMPANY INCLUDING UNCALLED CAPITAL	SCOTTISH & NEWCASTLE PLC

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC005863 CHARGE: 20

(8) In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge.	(9) In the case of a floating charge, a statement of the provisions if any regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over the property the subject of the floating charge or any part of it.	(10) Amount or rate per cent of the Commission Allowance or discount	(11) Memoranda of Satisfaction	(12) Receiver		
				Name	Date of Appointment	Date of Ceasing to act
COMPANY ARE EXPRESSLY PROHIBITED FROM CREATING SUBSEQUENT FIXED SECURITY HAVING PRIORITY OVER OR RANKING EQUALLY WITH THE FLOATING CHARGE						