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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

\*  
insert full name  
of company

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

For official use

Company number

1 3

108656 108565 21

Name of company

\* GOVAN INITIATIVE LIMITED

Date of creation of the charge (note 1)

30th May 1996

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

Standard Security

Amount secured by the charge

See paper apart 1

All same debt

Names and addresses of the persons entitled to the charge

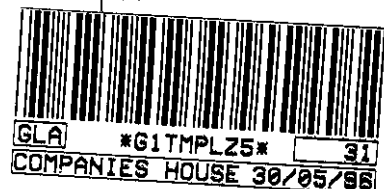
Braehead Park Investments Ltd and Braehead Park Retail Limited both of 40 Broadway, London SW1H 0BU

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

Bird Sample  
249 West George Street  
GLASGOW G2 4RB  
GS/SN 23497/010  
0141 221 7090

For official Use  
Charges Section

Post room





Short particulars of all the property charged.

See paper apart 2

Please do not  
write in  
this margin

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

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

N/A

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

Signed B. S. Sample Date 30.5.1996

On behalf of [company][chargee]†

† delete as  
appropriate

#### Notes

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



#### Paper Apart 1 for Form 410

The full and complete implementation by the Company ("GIL") of the whole obligations undertaken by GIL in terms of the Development Agreement entered into between Marks & Spencer (Braehead) Limited incorporated under the Companies Acts (Registered No. 2722888) which company is now known as Braehead Park Investments Ltd its name having been changed conform to Certificate of Incorporation on Change of Name dated 30th April 1996 and whose Registered Office was at Michael House, Baker Street, London W1A 1DN and is now at 40 Broadway, London SW1H 0BU (hereinafter called "BPI") and J Sainsbury (Braehead) Investments Limited incorporated under the Companies Acts (Registered No 2725146) which company is now known as Braehead Park Retail Limited conform to Certificate of Incorporation on Change of Name dated 30th April 1996 and whose Registered Office was at Stamford House, Stamford Street, London SE1 9LL and is now at 40 Broadway, London SW1H 0BU (hereinafter called "BPR") of the first part and GIL of the second part dated 16th, 26th and 29th all days of June 1995 as amended by missives entered into between Messrs. Steedman Ramage WS, 6 Alva St, Edinburgh EH2 4QQ on behalf of BPI (then known as Marks & Spencer (Braehead) Limited) and BPR (then known as J Sainsbury (Braehead) Investments Limited) and Henderson Boyd Jackson, Solicitors, 158 West Regent Street, Glasgow G2 4RL on behalf of GIL which Missives are dated 19th and 23rd January 1996 (hereinafter referred to as "the Development Agreement") (which definition shall include any written variations thereto agreed by all the parties thereto); and the whole rights of BPI and BPR against GIL arising therefrom; and the full and complete implementation by GIL of the whole obligations undertaken by GIL in terms of the Govan Development Trust Deed entered into among BPI and BPR of the first part, GIL of the second part, and TSB Bank Scotland plc of the third part dated 25th July and 2nd and 8th August and registered in the Books of Council and Session on 4th September all months in 1995 (hereinafter referred to as "the Trust Deed") (which definition shall include any written variations thereto agreed by all the parties thereto) and BPI's and BPR's whole rights against GIL arising therefrom;

#### Paper Apart 2 - Form 410

ALL and WHOLE the plot or area of ground lying to the west of Broomloan Road, Govan, Glasgow extending to One hectare and ninety five decimal or one-hundredth parts of a hectare or thereby bounded as follows: on or towards the east south east by the centre line of Broomloan Road aforesaid along which it extends 32 metres 80 centimetres or thereby; on or towards the south south west by the north north east side of a building and range thereof along which it extends 53m 95cm or thereby; on or towards the east south east by the west north westmost side of a building along which it extends 88m 39cm or thereby; generally on or towards the south by west partly by the north by eastmost side of a brick wall, partly by the north by eastmost side of a building and partly by the north by eastmost side of a brick wall along which together it extends following the curve 126m and 41cm or thereby; on or towards the west by north by the east by southmost side of a palisade fence along which it extends 140m 70cm or thereby; and on or towards the north by east, again on or towards the west by north, again on or towards the north by east, again on or towards the west by north, again on or towards the north by east, on or towards the east by south and again on or towards the north by east by subjects now or formerly belonging to City of Glasgow Council along which it extends (First) on or towards the north by east following an undefined line 45m 10cm or thereby (Second) on or towards the west by north following the west by northmost side of a palisade fence 1m 50cm or thereby (Third) on or towards the north by east following the north by eastmost side of a palisade fence 4m 20cm or thereby (Fourth) on or towards the west by north following the west by north side of a palisade fence 60cm or thereby (Fifth) on or towards the north by east following the north by eastmost side of a palisade fence 6m 20cm or thereby (Sixth) on or towards the east by south following the east by southmost side of a palisade fence 1m 60cm or thereby and (Seventh) on or towards the north by east partly following an undefined line and partly following the centre line of Orton Street 120m 70cm or thereby;





**CERTIFICATE OF THE REGISTRATION  
OF A CHARGE**

Company number 108565

I hereby certify that a charge created by

GOVAN INITIATIVE LIMITED

on 30 MAY 1996

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of BRAEHEAD PARK INVESTMENTS LTD AND ANOTHER

was delivered pursuant to section 410 of the Companies Act, 1985,  
on 30 MAY 1996

Signed at Edinburgh  
3 JUNE 1996

R. Graham  
For Registrar of Companies





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: SC108565 CHARGE: 3

(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
30/05/1996		30/ 5/96 STANDARD SECURITY		ALL SUMS DUE, OR TO BECOME DUE	GROUND TO THE WEST OF BROOMLOAN ROAD, GOVAN, GLASGOW	BRAEHEAD PARK INVESTMENTS LTD AND ANOTHER



# 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: SC108565 CHARGE: 3

(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