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COMPANIES FORM No 466(Scot)

Particulars of an instrument of alteration to a floating charge created by a company registered in Scotland

466

A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge

Please do not
write in
this margin

Pursuant to section 410 and 466 of the Companies Act 1985

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

To the Registrar of Companies
(Address overleaf Note 6)

For official use

Company number

[2]

SC312128

Name of company

* NEWTON PROPERTY SERVICES LIMITED

* insert full name
of company

Date of creation of the charge (note 1)

20 OCTOBER 2008

Description of the instrument creating or evidencing the charge or of any ancillary document which has been altered (note 1)

BOND AND FLOATING CHARGE

Names of the persons entitled to the charge

WEST OF SCOTLAND LOAN FUND LIMITED
c/o East Ayrshire Council
London Road
Kilmarnock

Short particulars of all the property charged

The whole of the property which is or may be from time to time while the charge is in force comprised in the property and undertaking of the Company

Presenter's name address and
reference (if any)

Mackintosh & Wylie
Solicitors
23 The Foregate
Kilmarnock KA1 1LE (Ref AHM)

For official use (02/06)

Charges Section

Post room

FRIDAY



SRH8R4TW

SCT

14/11/2008

1213

COMPANIES HOUSE

Names, and addresses of the persons who have executed the instrument of alteration (note 2)

NEWTON PROPERTY SERVICES LIMITED, incorporated under the Companies Acts and having their Registered Office at 302 St Vincent Street, Glasgow G2 5RZ ("the Company")
BANK OF SCOTLAND PLC, having its Registered Office at The Mound, Edinburgh EH1 1YZ ("the Bank")
WEST OF SCOTLAND LOAN FUND LIMITED, incorporated under the Companies Acts and having their Registered Office c/o East Ayrshire Council, London Road, Kilmarnock ("WSLF")

*Please do not
write in
this margin*

*Please complete
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bold block lettering*

Date(s) of execution of the instrument of alteration

3 November 2008, 7 November 2008 and 12 November 2008

A statement of the provisions, if any, imposed by the instrument of alteration prohibiting or restricting the creation by the company of any fixed security or any other floating charge having, priority over, or ranking pari passu with the floating charge

None

Short particulars of any property released from the floating charge

None

The amount, if any, by which the amount secured by the floating charge has been increased

Not applicable

A statement of the provisions, if any, imposed by the instrument of alteration varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges

*Please do not
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bold block lettering*

The Floating Charge by the Company in favour of West of Scotland Loan Fund Limited created 20 October 2008 ("WSLF's Charge") and the Floating Charge by the Company in favour of Bank of Scotland plc (formerly The Governor and Company of the Bank of Scotland) created 26 April 2007 ("the Bank's Charge") shall rank in the following order of priority

- (1) first, the Bank's Charge to the extent of £300,000 of principal with one year's interest thereon and expenses
- (2) second, WSLF's Charge to the extent of £70,000 of principal with one year's interest thereon and expenses
- (3) third, the Bank's Charge to the extent of any further sums due to the Bank in excess of £300,000 of principal with one year's interest thereon and expenses
- (4) fourth, WSLF's Charge to the extent of any further sums due to the Bank in excess of £70,000 of principal with one year's interest thereon and expenses

Continuation of the statement of the provisions, if any, imposed by the instrument of alteration varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges

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bold block lettering*

*A fee is payable to
Companies House
in respect of each
register entry for a
mortgage or
charge
(See Note 5)*

Signed Andrew Murray, for Macdonald & Co Ltd Date 13 November 2008
On behalf of [company] [chargee] ☐

Notes

- 1 A description of the instrument e.g. "Instrument of Charge" "Debenture" etc as the case may be, should be given
For the date of creation of a charge see section 410(5) of the Companies Act
- 2 In accordance with section 466(1) the instrument of alteration should be executed by the company, the holder of the charge and the holder of any other charge (including a fixed security) which would be adversely affected by the alteration
- 3 A certified copy of the instrument of alteration, 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 execution of that instrument
- 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 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge
Cheques and Postal Orders are to be made payable to **Companies House**
- 6 The address of the Registrar of Companies is Companies Registration Office, 37 Castle Terrace, Edinburgh EH1 2EB
DX 235 Edinburgh or LP 4 Edinburgh 2

☐ delete as
appropriate



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF AN ALTERATION TO A FLOATING CHARGE**

COMPANY NO. 312128
CHARGE NO. 2

I HEREBY CERTIFY THAT PARTICULARS OF AN INSTRUMENT
OF ALTERATION DATED 12 NOVEMBER 2008

WERE DELIVERED PURSUANT TO SECTION 410 OF THE
COMPANIES ACT 1985
ON 14 NOVEMBER 2008

THE INSTRUMENT RELATES TO A CHARGE CREATED ON 20
OCTOBER 2008

BY NEWTON PROPERTY SERVICES LIMITED

IN FAVOUR OF
WEST OF SCOTLAND LOAN FUND LIMITED

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

GIVEN AT COMPANIES HOUSE, EDINBURGH 17 NOVEMBER 2008



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES