

# M

## COMPANIES FORM No. 395

### Particulars of a mortgage or charge

# 395

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.

CHFP025

Please do not write in this margin

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

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies  
(Address overleaf - Note 6)

Name of company

\* Pilkington's Tiles Limited (the "Company")

Date of creation of the charge

28 May 2004

Description of the instrument (if any) creating or evidencing the charge (note 2)

Deed of Assignment relating to credit insurance (the "Deed")

Amount secured by the mortgage or charge

All monies, obligations and other liabilities (actual or contingent, present or future) from time to time due, owing or incurred by the Company to GMAC under or in connection with:

- the invoice discounting agreement made between the Company and GMAC and dated 28 May 2004 (the "Invoice Discounting Agreement");
- the facilities agreement dated 28 May 2004 made between GMAC, the Company and Surface Coatings Limited (company number 05026590) ("SCL") (the "Facility Agreement");
- the Guarantee and Debenture dated 28 May 2004 executed by the Company, SCL and Quiligotti Access Flooring Limited (company number 02698541) in favour of GMAC (the "Debenture"); and
- the Deed;

or otherwise howsoever and whether as principal or surety and on any account whatsoever when the same become due for payment or discharge.

...CONTINUED...

Names and addresses of the mortgagees or persons entitled to the charge

GMAC Commercial Finance Plc (Company Number 661920) of Sovereign House, Church Street, Brighton ("GMAC")

Postcode BN1 1SS

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

Hammonds  
Trinity Court  
16 John Dalton Street  
Manchester  
M60 8HS

SZC/CAS3/GMA.001-0032

Time critical reference

For official Use  
Mortgage Section

Post room



A04  
COMPANIES HOUSE

0277  
07/06/04

Short particulars of all the property mortgaged or charged

By way of absolute assignment and with full title guarantee the trade credit insurance policy with Gerling NCM (now known as Atradius N.V.), policy number 621663 (the "Charged Asset")

Please do not write in this margin

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

Negative Pledge

The Deed contains restrictions preventing the Company from, without having obtained the prior written consent of GMAC, creating, attempting to create, agreeing to create or permitting to subsist any mortgage, charge, pledge, lien, encumbrance, trust arrangement, right of set-off, contractual arrangement or assignment having the effect of security, conditional sale or retention of title agreement or other security interest howsoever created or arising in any of the Charged Asset or permit any other proprietary right, right to occupy or interest therein to arise on or affect any of the Charged Asset.

Particulars as to commission allowance or discount (note 3)

Nil

Signed

*Hammond*

Date 2 June 2004

On behalf of ~~[company]~~ [mortgagee/chargee]

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

† delete as appropriate

**Notes**

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
  - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
  - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 Cheques and Postal Orders are to be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is:-  
Companies House, Crown Way, Cardiff CF14 3UZ

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 00033221

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A DEED OF ASSIGNMENT RELATING TO CREDIT INSURANCE DATED THE 28th MAY 2004 AND CREATED BY PILKINGTON'S TILES LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO GMAC COMMERCIAL FINANCE PLC UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 7th JUNE 2004.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 10th JUNE 2004.

P.Lu.



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



*Companies House*

— for the record —