

# M

CHFP025

Please do not  
write in  
this margin

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

\*insert full name  
of Company

## COMPANIES FORM No. 395

### Particulars of a mortgage or charge

701525/B

# 395

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

Pursuant to section 395 of the Companies Act 1985

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

For official use

Company number

27

52099

Name of company

\* S A Brain & Company Limited

Date of creation of the charge

5th March 2008

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

Legal Charge and Floating Charge ("the Charge")

Amount secured by the mortgage or charge

7  
For a period of five years from the date of the Charge all monies  
obligations and liabilities from time to time due owing or incurred by the  
Company to the Mortgagee under or pursuant to an Agreement dated 5th March  
2008 whereby the Company agreed to provide the Mortgagee a grant subject to  
the terms and conditions of the said Agreement

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

The Welsh Ministers (for the attention of the Director of Legal Services),  
Crown Buildings, Cathays Park, Cardiff.

Postcode CF24 0ED

Presentor's name address and  
reference (if any)  
Welsh Assembly Government  
Commercial Legal Services  
Trafalgar House  
5 Fitzalan Place  
Cardiff, CF24 0ED  
D60D52B\33\PE

Time critical reference

For official Use (06/2005)  
Mortgage Section

Post room

WEDNESDAY



A45

\*AMFULXYL\*

12/03/2008

89

COMPANIES HOUSE

Short particulars of all the property mortgaged or charged

C Not in 2(7)

1 By way of a legal charge the land described in the Schedule below ("the Property") and including all additions thereto and all fixtures and fittings in the nature of fixtures now or hereafter in or about the Property and shall include any part or parts thereof

2 All present equipment, plant, machinery, furniture, fittings, installations and apparatus and other tangible moveable property for the time being owned by the Company together any future plant, machinery, furniture, fittings, installations, equipment and other tangible moveable property owned by the Company situated at the Property

2 The Company agrees that during the subsistence of the Charge it will not without the prior written consent of the Mortgagee

- a) assign the Property
- b) grant any sublease of the Property
- c) mortgage, charge or otherwise encumber the Property
- d) dispose of any equipment, plant, machinery, furniture, fittings, installations or apparatus and other tangible, moveable property

The Schedule

All that piece or parcel of land known as the Depot, Former Creamery Site, Whitland, Carmarthenshire which is registered at H M Land Registry under title number CYM362972 together with the building or buildings erected thereon or on part thereof

Please do not write in this margin

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

Particulars as to commission allowance or discount (note 3)

Signed

Date 10th March 2008

On behalf of ~~XXXXXX~~ (mortgagee) ~~XXXXXX~~ †

A fee 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 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge Cheques and Postal Orders must be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is **Companies House, Crown Way, Cardiff CF14 3UZ**



## **CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE**

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

**COMPANY NO. 52099  
CHARGE NO. 27**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES  
HEREBY CERTIFIES THAT A LEGAL CHARGE AND FLOATING  
CHARGE DATED 5 MARCH 2008 AND CREATED BY S.A.BRAIN  
& COMPANY,LIMITED FOR SECURING ALL MONIES DUE OR  
TO BECOME DUE FROM THE COMPANY TO THE WELSH  
MINISTERS 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 12 MARCH 2008

GIVEN AT COMPANIES HOUSE, CARDIFF THE 31 MARCH 2008

PO  
JBL



*Companies House*  
— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES