

MG01

Particulars of a mortgage or charge



A fee is payable with this form.

We will not accept this form unless you send the correct fee
Please see 'How to pay' on the last page

✓ **What this form is for**
You may use this form to register
particulars of a mortgage or charge
in England and Wales or Northern
Ireland

✗ **What this form is NOT for**
You cannot use this form to
particulars of a charge for a
company. To do this, please
use form MG01s

MONDAY



LD2 03/09/2012 #53
COMPANIES HOUSE

1 Company details

Company number 0 2 4 1 7 5 8 8

Company name in full Force India Formula One Team Limited ("Assignor")

For official use

→ **Filing in this form**
Please complete in typescript or in
bold black capitals

All fields are mandatory unless
specified or indicated by *

2 Date of creation of charge

Date of creation 2 4 10 8 2 0 1 2

3 Description

Please give a description of the instrument (if any) creating or evidencing the
charge, e.g. 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'

Description A sixth supplemental security assignment dated 24 August 2012 between the
Assignor as assignor and Investec Bank Plc ("Lender") ("Sixth
Supplemental Security Assignment") in respect of a security assignment
dated 11 July 2008.

4 Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured Any and all moneys, liabilities and obligations
(whether actual or contingent, whether now existing
or hereafter arising, whether or not for the
payment of money, and including, any obligation or
liability to pay damages) which are now or which
may at any time and from time to time hereafter be
due, owing, payable or incurred or be expressed to
be due, owing, payable or incurred from or by any
Obligor or any other person to the Lender under any
Finance Document (including the Sixth Supplemental
Security Assignment, the Security Assignment and
the Loan Agreement) ("Secured Obligations")

Continuation page

Please use a continuation page if
you need to enter more details

MG01

Particulars of a mortgage or charge

5 Mortgagee(s) or person(s) entitled to the charge (if any)

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge

Continuation page

Please use a continuation page if you need to enter more details

Name Investec Bank PLC

Address 2 Gresham Street

London

Postcode E C 1 V 7 Q P

Name

Address

Postcode

6 Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged

Continuation page

Please use a continuation page if you need to enter more details

Short particulars

As security for payment and discharge of the Secured Obligations, the Assignor, with full title guarantee hereby assigns and agrees to assign absolutely by way of first priority security to the Lender all of its right, title, benefit and interest (present and future, actual and contingent) in and to the Supplemental Collateral.

The Sixth Supplemental Security Assignment contains a covenant for further assurance

Unless defined elsewhere on this Form MG01, please see the attached MG01 continuation page in section 6 (Short particulars of all the property mortgaged or charged) of this form for the defined terms which are used throughout this Form MG01 (including in such continuation page).

MG01

Particulars of a mortgage or charge

7

Particulars as to commission, allowance or discount (if any)

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered

Commission, allowance or discount

None

8

Delivery of instrument

You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860). If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 870).

We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 866). The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it. Where a body corporate gives the verification, an officer of that body must sign it. We will also accept a verified copy where section 867(2) applies (property situated in another part of UK).

9

Signature

Please sign the form here

Signature

Signature

X CLIFFORD CHANCE LLP

X

This form must be signed by a person with an interest in the registration of the charge

MG01

Particulars of a mortgage or charge



Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name **Liam Clozier**

Company name **Clifford Chance LLP**
[70-40375285]

Address **10 Upper Bank Street**

Post town **London**

County/Region

Postcode **E 1 4 5 J J**

Country **United Kingdom**

DX **149120 Canary Wharf 3**

Telephone **020 7006 4853**



Certificate

We will send your certificate to the presenter's address if given above or to the Company's Registered Office if you have left the presenter's information blank.



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following

- ☒ [x] The company name and number match the information held on the public Register
- ☒ [x] You have included the original deed with this form
- ☒ [x] You have entered the date the charge was created
- ☒ [x] You have supplied the description of the instrument
- ☒ [x] You have given details of the amount secured by the mortgagee or chargee
- ☒ [x] You have given details of the mortgagee(s) or person(s) entitled to the charge
- ☒ [x] You have entered the short particulars of all the property mortgaged or charged
- ☒ [x] You have signed the form
- ☒ [x] You have enclosed the correct fee



Important information

Please note that all information on this form will appear on the public record



How to pay

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

Make cheques or postal orders payable to 'Companies House'



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below

For companies registered in England and Wales:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ
DX 33050 Cardiff

For companies registered in Scotland:

The Registrar of Companies, Companies House,
Fourth floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post)

For companies registered in Northern Ireland:

The Registrar of Companies, Companies House,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG
DX 481 N R Belfast 1



Further information

For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk

MG01 - continuation page

Particulars of a mortgage or charge

6 Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged

Short particulars

Definitions.

"Account Charge" means the charge over accounts dated 11 July 2008 between the Assignor as chargor and the Lender as chargee in respect of certain accounts held by the Assignor with the Lender as amended and supplemented from time to time.

"Corporate Guarantee" means the deed of guarantee dated 5 June 2008, between the Guarantor as guarantor and the Lender as beneficiary in respect of certain obligations of the Assignor.

"Fee Letter" means any letter or letters dated 11 July 2008 relating to fees referred to in the Loan Agreement.

"Finance Document" means the Loan Agreement, the Sixth Supplemental Security Assignment, the Guarantees, the Account Charge, the Security Assignment, any Fee Letter and any other document designated as a "Finance Document" by the Lender and the Assignor as such documents may be amended, novated, supplemented, extended, replaced or restated.

"Guarantee" means each of the Corporate Guarantee and the Personal Guarantee.

"Guarantor" means Watson Limited, a company organised and existing under the laws of Mauritius acting through its offices at C/o CAS SA, PO Box 331, Ch de Fontenailles 4, CH-1196, Gland, Switzerland

"Loan Agreement" means the loan agreement dated 11 July 2008 between the Assignor as borrower and the Lender as lender as amended from time to time.

"Obligors" means the Assignor, the Guarantor and the Personal Guarantor and "Obligor" means any of them.

"Personal Guarantee" means the deed of guarantee dated 5 June 2008, between the Personal Guarantor as guarantor and the Lender as beneficiary in respect of certain obligations of the Assignor

"Personal Guarantor" means Dr. Vijay Mallya of No. 1, Vittal Mallya Road, Bangalore 560 021, India.

"Security Assignment" means the security assignment dated 11 July 2008 entered into between the Assignor and the Lender as amended and supplemented from time to time including by a supplemental security assignment agreement dated 24 April 2009, a second supplemental security assignment dated 29 October 2009, a third supplemental security assignment dated December 2009, a fourth supplemental security assignment dated 29 July 2010 and a fifth supplemental security assignment dated 14 December 2011.

"Sponsorship Agreement" means the sponsorship agreement dated 23 April 2009 (as amended from time to time including by an amendment agreement no.1 dated 29 October 2009, an amendment agreement no.2 dated December 2009, an amendment agreement no 3 dated about 29 July 2010, an amendment agreement no 4 dated 14 December 2011 and an amendment agreement no.5 dated on or about the date hereof) entered into between the Assignor and United Spirits Limited.

"Supplemental Collateral" means all of the right, title, benefit and

MG01 - continuation page
Particulars of a mortgage or charge

6

Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged

Short particulars

interest (present and future, actual and contingent) of the Assignor in, to and under the Sponsorship Agreement, including, without limitation, all of its right, title, benefit and interest in and to (a) all amounts payable thereunder and (b) all the rights of the Assignor to compel performance and otherwise exercise all rights and remedies thereunder.



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 869(5) & (6) of the Companies Act 2006

**COMPANY NO. 2417588
CHARGE NO. 19**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A SIXTH SUPPLEMENTAL SECURITY
ASSIGNMENT DATED 24 AUGUST 2012 AND CREATED BY
FORCE INDIA FORMULA ONE TEAM LIMITED FOR SECURING
ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY
TO INVESTEC BANK PLC ON ANY ACCOUNT WHATSOEVER
UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT
CREATING OR EVIDENCING THE CHARGE WAS REGISTERED
PURSUANT TO CHAPTER 1 PART 25 OF THE COMPANIES ACT
2006 ON THE 3 SEPTEMBER 2012

GIVEN AT COMPANIES HOUSE, CARDIFF THE 7 SEPTEMBER
2012

RP



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES