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bold block lettering

\*insert full name  
of company

## COMPANIES FORM No. 395

### Particulars of a mortgage or charge

# 395

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies

For official use

Company number

151016

2916253

Name of company

\* JARVIS HOTELS - CREATING THE DIFFERENCE LIMITED (formerly known as  
Goulditar No.349 Limited) ("the Company")

Date of creation of the charge

4th July 1995

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

Legal Mortgage between the Company (1) and National Westminster Bank Plc  
(as security trustee) ("the Security Trustee") (2)

Amount secured by the mortgage or charge

The monies due owing or incurred by and other liabilities of the Company  
to the Security Trustee and/or any of the following ("the Banks"):-

- (i) National Westminster Bank Plc;
- (ii) Midland Bank Plc;
- (iii) 3i Plc

(the Security Trustee and the Banks together being known as "the Secured  
Parties") and their respective assigns and successors, the payment and  
discharge of which are the subject of covenants, undertakings,  
guarantees and agreements contained in a Mortgage Debenture dated 25th  
May 1994 between the Company (1) and the Security Trustee (2) including  
without limitation all indebtedness of the Company to the Secured  
Parties pursuant to the terms of an Overage and Share Allotment  
Agreement dated 26th May 1994 between Jarvis Hotels Limited (1) the  
Company (2) Goulditar No. 348 Limited (3) and the Banks (4)

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

National Westminster Bank Plc

41 Lothbury

London

Postcode

EC2P 2BP

Presenter's name address and  
reference (if any);

Wilde Sapte  
1 Fleet Place  
London  
EC4M 7WS

DX: 145 London  
ELS/KXR/424390/PY131877

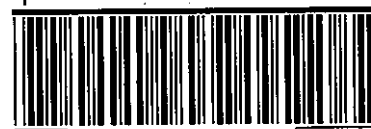
Time critical reference

For official use  
Mortgage Section

REGISTERED

12 JUL 1995

Post room



KLO \*KJWK7D03\* 1661  
COMPANIES HOUSE 12/07/95

13 JUL 1995

Short particulars of all the property mortgaged or charged

By way of Legal Mortgage all that leasehold land known as land on the east side of Ryden Avenue, Leyland, South Ribble, Lancashire registered at H.M. Land Registry under Title Number LA585390 ("the Property") and the proceeds of sale thereof and all buildings and trade and other fixtures on any such property belonging to or charged to the Company

NB: 1. The Company shall not without the written consent of the Security Trustee;

- (a) create any mortgage, charge or other security interest over all or any part of the Property or any interest therein except for any rights of set-off or liens arising by operation of law and any agreement for retention of title goods arising in the ordinary course of trade; or
- (b) part with possession of the Property or any part thereof nor confer upon any person, firm, company or body whatsoever any licence, right or interest to occupy it or any part thereof otherwise than (i) in the ordinary course of the conduct of its business activities and where the aggregate book value of such asset

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Particulars as to commission allowance or discount (note 3)

NIL

Signed

*Wilde Supte*

Date 6th July 1995

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

† delete as appropriate

- 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.

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## Particulars of a mortgage or charge (continued)

Continuation sheet No 1  
to Form No 395 and 410 (Scot)

CHA 116

Please complete  
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bold block lettering

Company Number

2916253

Name of Company

JARVIS HOTELS - CREATING THE DIFFERENCE LIMITED

Limited\*

\* delete if  
inappropriate

Description of the instrument creating or evidencing the mortgage or charge (continued) (note 2)

Amount due or owing on the mortgage or charge (continued)

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bold block lettering

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Names, addresses and descriptions of the mortgagees or persons entitled to the charge (continued)

Please complete  
legibly, preferably  
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bold block lettering

is less than £400,000 per financial year of the Company or  
(ii) to Golditar No. 348 Limited; or

- (c) allow any person other than the Company to be registered under the Land Registration Act 1925 or any Act amending or replacing the same as proprietor of the Property or any part thereof or create or permit to arise any overriding interest (as specified in Section 70(1) of the Land Registration Act 1925) affecting the Property

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## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 02916253

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL MORTGAGE DATED THE 4th JULY 1995 AND CREATED BY JARVIS HOTELS - CREATING THE DIFFERENCE LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO NATIONAL WESTMINSTER BANK PLC AS AGENT AND TRUSTEE FOR THE SECURED PARTIES (THE SECURITY TRUSTEE) AND/OR ANY OF THE BANKS (AS DEFINED) UNDER THE TERMS OF A MORTGAGE DEBENTURE DATED 25 MAY 1994 AND AN OVERAGE AND SHARE ALLOTMENT AGREEMENT DATED 26 MAY 1994 WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 12th JULY 1995.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 14th JULY 1995.

J. M. EVANS

for the Registrar of Companies



C O M P A N I E S H O U S E

HC026B

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14/7  
Jm