COMPANIES FORM No. 395
Particulars of a mortgage or charge

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395

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Pursuant to section 395 of the Companies Act 1985

CHWP000

To the Registrar of Companies

For official use

61

Company Number

2966649

*insert full name of company

Name of company

609 Capital Ltd

Date of creation of the charge

24 March 2009

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

Amendment and Restatement Lloyd's American Instrument 1995 (General Business for Corporate Members) ("the 1995 American Instrument (Corporate Members)") dated 31 July 1995 and amended on 28 December 2001, 1 April 2001, 1 August 2001, 13 February 2002, 27 September 2007 and 24 March 2009 made or expressed to be made by the Council of Lloyd's and being supplemental as regards each corporate

(continued on Continuation Sheet 1).

Amount secured by the mortgage or charge

(a) The losses, claims, returns of premiums, reinsurance premiums, expenses, obligations and other "Permitted Dollar Trust Outgoings" set out in clause 4(a) of and paragraph 1 of Schedule 3 to the 1995 American Instrument (Corporate Members).

(b) Transfers of the Member's Dollar Trust Fund (as defined in clause 3 of and Schedule 2 to the 1995 American Instrument (Corporate Members)) and the income thereof as an addition to the PTD Trust Fund (as defined in Schedule 1 thereto) to be held upon and with and subject to the trusts, powers and provisions declared and contained in the Member's PTD.

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

The Society incorporated by Lloyd's Act 1871 by the name of Lloyd's ("Lloyd's") and the Managing Agent's Dollar Trustees of any Managing Agent in each case for themselves and as trustees for any person for whom a sum of money is or becomes payable in respect of a "Permitted Dollar Trust Outgoing" as defined in clause 4(a) of and paragraph 1 of Schedule 3 to the 1995 American Instrument (Corporate Member) in respect of the Member's New American General Business as defined in Schedule 1 thereto; and, subject thereto, the Regulating Trustee and the Managing Agent's Trustees of any Managing Agent and other trustees appointed under or pursuant to the Member's PTD as trustees for any person to whom a sum of money is or becomes payable in respect of a "Permitted Trust Outgoing" defined in clause 3(a) of and paragraph 1 of Schedule 3 to the Member's PTD.

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

Lloyd's of London
Fidentia House
Walter Burke Way
Chatham Maritime
Chatham Kent ME4 4RN

395 AmendReinstate/2009

Time critical reference

For official use (02/06)
Mortgage Section

Post room

TUESDAY

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A65 07/04/2009 226
COMPANIES HOUSE

Short particulars of all the property mortgaged or charged

All the present and future assets of the Member comprised in the Member's Dollar Trust Fund constituted under and pursuant to the 1995 American Instrument (Corporate Member) full particulars of which assets are set out in clause 3 of and Schedule 2 to the 1995 American Instrument (Corporate Members), including the following:

(i) all premiums, reinsurance recoveries, rights of salvage and subrogation and other monies whatsoever in connection with the Member's New American General Business and all interest of the Member therein;

(ii) all New American Business Rights of Recovery (as defined in Schedule 1 to the 1995 American Instrument (Corporate Members);

(iii) all funds, sub-funds and income earned in respect of any asset comprised in the Member's Dollar Trust Fund;

(iv) all further assets at any time added to the Member's Dollar Trust Fund during the Trust Period (as defined in the 1995 American Instrument (Corporate Members)) whether by or on behalf of the Member or otherwise howsoever;

(v) all assets now or for the time being representing the foregoing.

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

Particulars as to commission allowance or discount (note 3)

Nil

Signed _____ Date 24/3/09

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

*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 are to be made payable to **Companies House**.

6 The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF14 3UZ

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COMPANIES FORM No. 395 (Cont.) AND FORM No. 410 (Scot)(Cont.)
Particulars of a mortgage or charge (continued)

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

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

underwriting member of Lloyd's, including the Company, which has conducted or will after the date of the 1995 American Instrument (Corporate Members) conduct general business for the 1995 or any subsequent year or years of account ("the Member", which expression applies whether or not the Member remains a member of Lloyd's and includes where the context requires the Member's assigns) to:

(i) the Member's Lloyd's Premiums Trust Deed for general business applicable for the year or years of account in question or any of such years and where the Member has more than one of such Premiums Trust Deeds each of the same (such Trust Deed or if more than one the relevant such Trust Deed as for the time being modified being called "the Member's PTD"); and

(ii) the Member's existing Lloyd's American Trust Deed as amended from time to time (if any).

Reference to any provision of the 1995 American Instrument (Corporate Members) or of the Member's PTD shall after the coming into force of any amendment thereof be read (unless the context otherwise requires) as referring to the amended provision or to the 1995 American Instrument (Corporate Members) or, as the case may be, the Member's PTD as so amended.

Note: This filing is supplementary to all and any existing filing by the Member of any charge created or evidenced by any Lloyd's American Instrument 1995.

FILE COPY

CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY NO. 2966649
CHARGE NO. 61

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT AN AMENDMENT AND RESTATEMENT LLOYD'S AMERICAN INSTRUMENT 1995 (GENERAL BUSINESS FOR CORPORATE MEMBERS) ("THE 1995 AMERICAN INSTRUMENT (CORPORATE MEMBERS") DATED 31 JULY 1995 & AMENDED ON 28 DECEMBER 2001, 1 APRIL 2001, 1 AUGUST 2001, 13 FEBRUARY 2002, 27 SEPTEMBER 2007 & DATED 24 MARCH 2009 AND CREATED BY 609 CAPITAL LIMITED FOR SECURING ALL SUMS DUE OR TO BECOME DUE 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 7 APRIL 2009

GIVEN AT COMPANIES HOUSE, CARDIFF THE 25 APRIL 2009

Companies House
— for the record —

REGISTRAR OF COMPANIES FOR ENGLAND AND WALES

THE OFFICIAL SEAL OF THE REGISTRAR OF COMPANIES