**COMPANIES FORM No. 395** 

Particulars of a mortgage or charge

395

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

Please do not write in this margin

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

\* Insert full name of company

Pursuant to section 395 of the Companies Act 1985

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

Name of company

For official use Company number

04392991

\*ACKERMAN & NIECE LIMITED, WITTAS HOUSE, TWO RIVERS STATION LANE, WITNEY, OXFORDSHIRE 0X28 4BL

Date of creation of the charge

26 JANUARY 2009

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

DEBENTURE

Amount secured by the mortgage or charge

ALL MONEY, LIABILITIES AND OBLIGATIONS NOW OR IN THE FUTURE OWED OR INCURRED BY THE COMPANY TO THE LENDER OF ANY KIND, HOWEVER ARISING AND IN ANY CURRENCY, WHETHER OR NOT IMMEDIATELY PAYABLE, WHETHER CERTAIN OR CONTINGENT, WHETHER SOLE OR JOINT, WHETHER AS PRINCIPAL OR AS SURETY, WHETHER OR NOT THE LENDER WAS THE ORIGINAL CREDITOR IN RESPECT THEREOF, AND INCLUDING (WITHOUT LIMITATION) INTEREST, COMMISSION, COSTS, CHARGES AND EXPENSES CHARGED BY THE LENDER AT RATES AGREED BETWEEN IT AND THE COMPANY OR, IN THE ABSENCE OF EXPRESS AGREEMENT, IN ACCORDANCE WITH THE LENDER'S NORMAL PRACTICE FOR THE TIME BEING;

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

SOUTH EASTERN FUELS LIMITED, MALTA HOUSE, 36-38 PICCADILLY, LONDON

Postcode W1J ODP

Presenter's name, address and reference (if any):

Howell-Jones LLP Ranger House, Walnut Tree Close Guildford Surrey GU1 4UL REF SOU30/11

Time critical reference

For official use (02/2006)

Mortgage Section

\*42705762\*

Post room

A53

07/02/2009 COMPANIES HOUSE 120

COM395/1

## Short particulars of all the property mortgaged or charged

FIRST FIXED CHARGES OVER:-

- 1) ALL THE GOODWILL AND UNCALLED CAPITAL OF THE COMPANY, PRESENT OF FUTURE
- 2) THE SECURITIES
- 3) THE INSURANCES
- 4) THE INTELLECTUAL PROPERTY
- 5) THE DEBTS
- 6) THE RENTS
- 7) THE ASSET CONTRACTS
- 8) THE OTHER CLAIMS
- 9) THE FIXED PLANT AND EQUIPMENT
- 10) THE LOOSE PLANT AND EQUIPMENT
- 11) THE AMOUNT FROM TIME TO TIME STANDING TO THE CREDIT OF THE ACCOUNT

AS DEFINED IN THE DEBENTURE

FIRST FLOATING CHARGE: -

AGAINST ALL THOSE ASSETS WHICH ARE NOT FOR ANY REASON CHARGED BY THE DEBENTURE.

this margin

Please do not

write in

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

Particulars as to commission allowance or discount (note 3)

NIL

Signed

Date

(See Note 5) + Delete as appropriate

mortgage or charge.

in respect of each register entry for a

A fee is payable to Companies House

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

## 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 CF4 3UZ.

OVEZ 7 Spa Road, London SE16 3QQ.

2006 Edition 2,2006

Companies M395

5010503 COM395/2



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY NO. 4392991 CHARGE NO. 2

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A DEBENTURE DATED 26 JANUARY 2009 AND CREATED BY ACKERMAN & NIECE LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO SOUTH EASTERN FUELS LIMITED ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 7 FEBRUARY 2009

GIVEN AT COMPANIES HOUSE, CARDIFF THE 10 FEBRUARY 2009



