



Registration of a Charge

Company Name: **YORK ST JOHN UNIVERSITY**

Company Number: **04498683**



Received for filing in Electronic Format on the: **19/07/2021**

XA92KVYB

Details of Charge

Date of creation: **01/07/2021**

Charge code: **0449 8683 0005**

Persons entitled: **THE ENGLISH SPORTS COUNCIL**

Brief description: **PART OF THE FREEHOLD PROPRTY KNOWN AS YORK ST JOHN UNIVERSITY SPORTS CENTRE, HAXBY ROAD, YORK AND REGISTERED AT THE LAND REGISTRY UNDER TITLE NUMBER NYK396607.**

Contains negative pledge.

Authentication of Form

This form was authorised by: **a person with an interest in the registration of the charge.**

Authentication of Instrument

Certification statement: **I CERTIFY THAT SAVE FOR MATERIAL REDACTED PURSUANT TO S.859G OF THE COMPANIES ACT 2006 THE ELECTRONIC COPY INSTRUMENT DELIVERED AS PART OF THIS APPLICATION FOR REGISTRATION IS A CORRECT COPY OF THE ORIGINAL INSTRUMENT.**

Certified by: **LANGLEYS SOLICITORS LLP**



CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 4498683

Charge code: 0449 8683 0005

The Registrar of Companies for England and Wales hereby certifies that a charge dated 1st July 2021 and created by YORK ST JOHN UNIVERSITY was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 19th July 2021 .

Given at Companies House, Cardiff on 19th July 2021

The above information was communicated by electronic means and authenticated by the Registrar of Companies under section 1115 of the Companies Act 2006



Companies House



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**

DATED

1 July

2021

(1) THE ENGLISH SPORTS COUNCIL

and

(2) YORK ST JOHN UNIVERSITY

FORM OF LEGAL CHARGE

relating to

York St John University Sports Centre
Haxby Road, York
Title no. NYK396607



Sport England
First Floor
21 Bloomsbury Street
London, WC1B 3HF

THE LAND REGISTRY

LAND REGISTRATION ACTS 1925 TO 2002

Administrative Area : York
Title Number : NYK396607
Property : York St John University Sports Centre,
Haxby Road, York

PARTICULARS

DATE

1 July 2021

1. Definitions and Interpretations

1.1. "Award" : means the individual award(s) that in total amount(s) to £264,394.00 (two hundred and sixty four thousand, three hundred and ninety-four pounds) granted by the Chargee to the Chargor subject to the terms and conditions contained in the award letter dated 6 April 2020 as varied from time to time.

1.2. "Chargee" : means The English Sports Council (Company Registry Number RC000766) of First Floor, 21 Bloomsbury Street, London, WC1B 3HF.

- 1.3. **"Chargor"** : means York St John University (company registration number 04498683 of Lord Mayors Walk, York YO31 7EX.
- 1.4. **"Plan"** means the plan attached hereto.
- 1.5. **"Property"** : means part of the freehold property known as York St John University Sports Centre, Haxby Road, York registered at the Land Registry under title number NYK 396607 and as edged red on the Plan.
- 1.6. **"Secured Liabilities"** : means all sums and contingent liabilities now or at any time in the future being or becoming due or owing by the Chargor to the Chargee under the terms and conditions of the Award.
- 2. **Covenants by Chargor**
 - 2.1. The Chargor hereby covenants with the Chargee that it will pay perform and discharge the Secured Liabilities as and when the same become due.
- 3. **Legal Charge**
 - 3.1. The Chargor with full title guarantee charges to the Chargee the Property by way of legal mortgage with payment or discharge of the Secured Liabilities payable upon demand upon the breach by the Chargor of or under any of the terms and conditions of the Award.
- 4. **Chargee's Powers**
 - 4.1. Section 103 of the Law of Property Act 1925 shall not apply to this security.

- 4.2. At any time after the money secured by this Deed has become due and payable and this security has become enforceable the power of sale as amended or varied by this Deed shall be immediately exercisable in respect of the whole or any part of the Property without the restrictions contained in that Act as to the giving of notice or otherwise.
- 4.3. The power of sale conferred upon mortgagees by the Law of Property Act 1925 shall be extended so as to authorise any person exercising it to do so by selling the Property or any part of it in such manner and on such conditions as to payment of the purchase price and otherwise as the Chargee may think fit.
- 4.4. By way of extension of the powers contained in the Law of Property Act 1925 sections 99 and 100 the Chargee shall at any time or times hereafter (and whether or not it has entered into or is in possession of the Property has appointed a receiver who is still acting) be entitled to grant or vary or reduce any sum payable under or accept surrenders of the Property or any part or parts of it or agree to do so without restriction in such manner and on such terms and conditions as he shall think fit. For the purposes of the exercise of these powers the provisions of the Law of Property 1925 section 99 and 100 shall be deemed to have been enacted with the omission of sections 99(18) and 100(12).
- 4.5. At any time after this security has become enforceable and notwithstanding the appointment of any receiver the Chargee may at its absolute discretion exercise any power which a receiver appointed by him could exercise.

5. **Restriction on Title**

5.1. The Chargor hereby applies to the Chief Land Registrar at the Land Registry, at its own cost and within 15 days of execution, for a restriction in favour of the Chargee to be entered in the property register of the title under which the Property is registered in the following terms (or words to the following effect):

5.1.1. "No disposition of that part of the registered estate shown edged red on the Plan by the proprietor of the registered estate is to be registered without a written consent signed by the English Sports Council of 21 Bloomsbury Street, London WC1B 3HF, or their conveyancer."

5.2. The Chargor shall deliver to the Chargee an official copy of such title showing registration of the restriction.

6. **Companies House**

6.1. The Chargor hereby applies to the Registrar of Companies at Companies House for registration of this Deed to be entered on the register of charges within 21 days of execution. The Chargor shall deliver to the Chargee the certificate of registration showing the registration of the Deed.

The application of
THE COMMON SEAL of the
ENGLISH SPORTS COUNCIL
to this deed
has been authenticated by:

.....
Signature

Nick Bitel

.....
Name

chair

.....
Title

.....
Signature

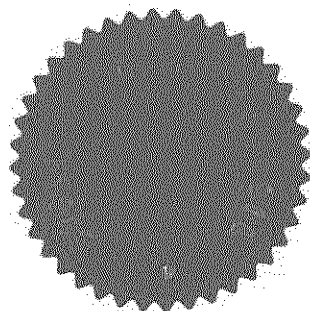
Tim Hollingsworth

.....
Name

CEO

.....
Title

03617

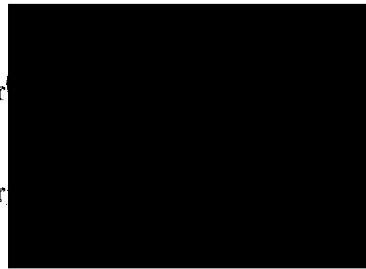


Executed as a Deed by

York St John University
acting by

Director

Director



Plan

[to be attached]

