



Registration of a Charge

Company name: **5 WEST LIMITED**

Company number: **04856467**



X3HFS12W

Received for Electronic Filing: **29/09/2014**

Details of Charge

Date of creation: **26/09/2014**

Charge code: **0485 6467 0003**

Persons entitled: **CLOSE BROTHERS LIMITED**

Brief description: **A 2007 OPEN 60 CLASS RACING YACHT NAMED "ROCKCLIFFE BILL"
BEARING HULL IDENTIFICATION NUMBER ISAF 605207.**

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 THE ELECTRONIC COPY INSTRUMENT
DELIVERED AS PART OF THIS APPLICATION FOR REGISTRATION
IS A CORRECT COPY OF THE ORIGINAL INSTRUMENT.**

Certified by: **MELISSA WELCH**



CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 4856467

Charge code: 0485 6467 0003

The Registrar of Companies for England and Wales hereby certifies that a charge dated 26th September 2014 and created by 5 WEST LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 29th September 2014 .

Given at Companies House, Cardiff on 29th September 2014

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**



Maritime &
Coastguard
Agency

An Executive Agency of the Department for Transport
Merchant Shipping Act 1995



Mortgage of a Ship
to secure Account Current etc/other obligation

- If more than one mortgagor then a separate mortgage is required from each mortgagor, unless shares are jointly held.
- In respect of fishing vessels, mortgages may be registered only against those registered with FULL registration.
- The prompt registration of a mortgage deed with the Registry is essential to establish the priority of the mortgage. This is because the priority of the mortgage is determined by the date on which it is produced for registration and not from the date of the mortgage itself.
- If the mortgagor is a company the mortgage must be registered with the Registrar of Companies within 21 days of its execution.
- It is important that the Registry is informed of any changes.
- Please write in black ink using BLOCK CAPITALS, and tick boxes where appropriate.

The mortgage reference no. (issued by the mortgagee) is:

ACAV002999

SECTION 1 : DETAILS OF THE SHIP

IS THIS MORTGAGE IN RESPECT OF A FISHING VESSEL?

Yes

☐

No

☒

Name of ship

ROCKLIFFE BILL

Official number

913829

SECTION 2 : THE MORTGAGE

Whereas
there is ¹

an account current as defined in the Deed of Covenants referred to below

between ²

5 WEST LIMITED WITH REGISTERED OFFICE AT:
UNIT 12, HASLAR MARINA, HASLAR ROAD, GOSPORT, HAMPSHIRE,
PO12 1NU

* as joint mortgagors (hereinafter called "the mortgagors")

and ²

Close Brothers Limited with registered office at:
10 Crown Place, London, EC2A 4FT

* as joint mortgagees (hereinafter called "the mortgagee")

³

whereof the amount outstanding and other monies due and owing at any given time may be
ascertained by reference to the books of account and other banking records of the Mortgagee and
to the Deed of Covenants entered into between the Mortgagor and the Mortgagee bearing the same
date as this Mortgage (the "Deed of Covenants")

*Delete as necessary

OFFICIAL USE ONLY
Mortgage
entered in the Register on
(date)
at
officer's initials
(time)
(priority)

¹ State "an account current" or write in a short description of the obligation.

² Give full name and address, with place of business in respect of a company.

³ Describe fully the nature of the liabilities secured. You may refer to another document.

SECTION 2 : THE MORTGAGE (continued)*** Complete in respect of "account current":**

Now ~~*I/we~~ the mortgagor(s) in consideration of the advance made or to be made to ~~*me/us~~ by the mortgagee(s), bind ~~*myself/ourselves~~ to pay to the mortgagee(s) the sums for the time being due on this security whether by way of principal, interest or otherwise at the time(s) and in the manner mentioned above.

~~* Complete in respect of "other obligation":~~

Now ~~*I/we~~ the mortgagor(s) in consideration _____

bind ~~*myself/ourselves~~ to _____

For the purpose of better securing to the mortgagee(s) the ~~*sums/obligation~~ mentioned above. ~~*I/we~~ hereby mortgage to the mortgagee(s) 64/64th (SIXTY FOUR SIXTY FOURTHS) (figures & words)

shares of which ~~*I/we~~ are the owners in the ship described above and in its appurtenances.

Lastly, ~~*I/we~~ for ~~*myself/ourselves~~ hereby declare that ~~*I/we~~ have the power to mortgage in the manner aforesaid the above-mentioned shares and that they are free from encumbrances **save as appears by the registry of the above ship.*

COMPLETE IF THE MORTGAGOR IS A COMPANY

❖ Executed by the mortgagor as a deed (in England, Wales and Northern Ireland)

❖ ~~Subscribed by the mortgagor (in Scotland)~~

26 day of SEPTEMBER 20 14 by:-

** (a) the affixing of the common seal of the mortgagor in the presence of the following persons signing; or

** (b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

Witnessed by N Denham

Name (Print) NICOLA DENHAM

Address (Print) DAVANNAH, TURNHAM HILL,

Address MIRABEL HEATH, HAMPSHIRE SO32 2JL

** Delete as appropriate

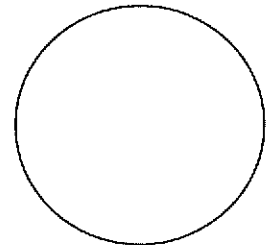
If the signature must be witnessed the name and address of the witness must be given.

Note: IN ENGLAND, WALES & NORTHERN IRELAND – signature may be by (a) two directors, (b) by the company secretary and a director, or (c) by a director, in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND – signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the Limited Liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors, or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the Limited Liability Partnership.

Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

COMPANY SEAL

**COMPLETE IF THE MORTGAGOR(S) IS/ARE ONE OR MORE INDIVIDUAL**

* Executed as a deed (in England or Wales)

* Subscribed (in Scotland)

* Signed, sealed and delivered (in Northern Ireland)

*Delete as appropriate

on this _____ day of _____ 20 ____ by :-

by the following person(s) signing as mortgagor(s)

Seal(s) if
executed in
Northern
Ireland

Signature(s) of mortgagor(s)	
In the presence of:	
Name(s) of witness(es)	
Address(es) of witness(es)	
Occupation(s) of witness(es)	

NOTE: Every signature must have one witness

SECTION 2 : THE MORTGAGE (continued)**COMPLETE IF THE MORTGAGOR(S) ARE A LIMITED LIABILITY PARTNERSHIP**

- * Executed by the mortgagor as a deed (in England, Wales & Northern Ireland)
 * Subscribed by the mortgagor (in Scotland)

*Delete as appropriate

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note: IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

SECTION 3 : TRANSFER OF MORTGAGE*I/we, the above mentioned mortgagee(s), in consideration of¹this day²by³

hereby transfer to *him/her/them the benefit of the within written security

COMPLETE IF THE TRANSFEROR IS A COMPANY

- ❖ Executed by the transferor as a deed (in England, Wales and Northern Ireland)
 ❖ Subscribed by the transferor (in Scotland)

COMPANY SEAL

_____ day of _____ 20 _____ by:-

**(a) the affixing of the common seal of the transferor in the presence of the following persons signing; or

**(b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Address _____

** Delete as appropriate.

If the signature must be witnessed the name and address of the witness must be given.

Note: IN ENGLAND, WALES & NORTHERN IRELAND – signature may be by (a) two directors, (b) by the company secretary and a director, or (c) by a director in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND – signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the limited liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors, or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the limited liability Partnership. Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

official's initials
(time)at _____
(date)entered in the Register on _____
(priority)OFFICIAL USE ONLY
Transfer of mortgage

SECTION 3 : TRANSFER OF MORTGAGE *(continued)***COMPLETE IF THE TRANSFEROR(S) IS/ARE ONE OR MORE INDIVIDUAL**

- * Executed as a deed (in England or Wales)
- * Subscribed (in Scotland)
- * Signed, sealed and delivered (in Northern Ireland)

**Delete as appropriate*

Seal(s) if
executed in
Northern
Ireland

on this _____ day of _____ 20 _____

by the following person(s) signing as transferor(s)

Signature(s) of transferor(s)		
In the presence of:		
Name(s) of witness(es)		
Address(es) of witness(es)		
Occupation(s) of witness(es)		

NOTE: Every signature must have one witness

¹ Enter the sum of money or the nature of the obligation.² Enter "paid to *me/us", or narrative suitable to the obligation.³ Give full name and address of the transferee,
with place of business in respect of a company.** Delete as necessary***COMPLETE IF THE TRANSFEROR(S) ARE A LIMITED LIABILITY PARTNERSHIP**

- * Executed by the transferor as a deed (in England, Wales & Northern Ireland)
- * Subscribed by the transferor (in Scotland)

**Delete as appropriate*

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note: IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

SECTION 4 : DISCHARGE OF MORTGAGE

* Received by the within-mentioned *mortgagee(s)/transferee(s) of the mortgage.

1

This within written security is now discharged.

* The within-mentioned *mortgagee(s)/transferee(s) have agreed to discharge this within written security and it is therefore discharged.

COMPLETE IF DISCHARGE IS GIVEN BY A COMPANY

- ❖ Executed by the mortgagee/transferee as a deed (in England, Wales and Northern Ireland)
- ❖ Subscribed by the mortgagee/transferee (in Scotland)

COMPANY SEAL

_____ day of _____ 20 ____ by:-

- ** (a) the affixing of the common seal of the mortgagee/transferee in the presence of the following persons signing; or
- ** (b) signing by the following persons;

Director _____

Director or Secretary _____

Authorised Signatory _____

Authorised Signatory _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Address _____

** Delete as appropriate

If the signature must be witnessed and the name and address of the witness must be given.

Note: IN ENGLAND, WALES & NORTHERN IRELAND - signature may be by (a) two directors; (b) by the company secretary and a director, or (c) by a director in the presence of a witness who completes the details above to attest the signature. If the common seal is affixed any special requirement of the company's articles about signing must be complied with.

IN SCOTLAND - signature may be by one director or the secretary of the company or one person authorised to sign the document on behalf of the company, or one member of the Limited Liability Partnership, provided such single signature is witnessed. Alternatively, signature may be effected without a witness by two directors or a director and the secretary, or two persons authorised to sign the document on behalf of the company, or two members of the Limited Liability Partnership. Note that signature by one authorised signatory and either a director or the secretary of the company is not valid.

COMPLETE IF THE DISCHARGE IS GIVEN BY ONE OR MORE INDIVIDUALS

- * Executed as a deed (in England or Wales)
- * Subscribed (in Scotland)
- * Signed, sealed and delivered (in Northern Ireland)

* Delete as appropriate

on this _____ day of _____ 20 ____

by the following person(s) signing as mortgagee(s)/transferee(s)

Signature(s) of mortgagee(s)/transferee(s)	
In the presence of:	
Name(s) of witness(es)	
Address(es) of witness(es)	
Occupation(s) of witness(es)	

NOTE: Every signature must have one witness

¹ Enter "the sum of _____", or narrative suitable to the obligation

WARNING: If the discharged deed is not presented to the Registry the mortgage will remain registered against the ship.

OFFICIAL USE ONLY
Discharge of mortgage
entered in the Register on _____ at _____
(date)
officer's initials
(time)
(priority)

SECTION 4 : DISCHARGE OF MORTGAGE *(continued)*

COMPLETE IF THE DISCHARGE IS GIVEN BY A LIMITED LIABILITY PARTNERSHIP

* Executed by the mortgagor as a deed (in England, Wales & Northern Ireland)

* Subscribed by the mortgagor (in Scotland)

*Delete as appropriate

on this _____ day of _____ 20 _____ by signing by the following persons

Member _____

Member _____

Witnessed by _____

Name (Print) _____

Address (Print) _____

Note. IN SCOTLAND subscription may be by one member of the Limited Liability Partnership and one witness, or by two members of the Limited Liability Partnership.

When the mortgage is originally executed you should send this deed with the correct fee to:

When a transfer or discharge of mortgage is executed you should send this deed (without a fee) to:

**REGISTRY OF SHIPPING & SEAMEN
ANCHOR COURT, KEEN ROAD,
CARDIFF, CF24 5JW.**