V 67925/13

In accordance with Section 860 of the Companies Act 2006

MG01

Particulars of a mortgage or charge

A fee is payable with this form
We will not accept this form unless you send the correct fee
Please see 'How to pay' on the last page

✓ **What this form is for**
You may use this form to register particulars of a mortgage or charge in England and Wales or Northern Ireland

X **What this form is NOT for**
You cannot use this form to register particulars of a charge a Scottish company To do please use form MG01s

FRIDAY

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A17 17/08/2012 #125
COMPANIES HOUSE

For official use

→ **Filling in this form**
Please complete in typescript or in bold black capitals
All fields are mandatory unless specified or indicated by *

1 Company details

Company number	0 7 0 7 7 9 3 3
Company name in full	BDT Transport & Warehousing Ltd
	(the "**Company**")

2 Date of creation of charge

Date of creation	0 9 0 8 2 0 1 2

3 Description

Please give a description of the instrument (if any) creating or evidencing the charge, e g 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'

Description	Debenture (the "**Debenture**")

4 Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured	All present and future obligations and liabilities (including without limitation all sums of principal, interest and expenses) whether actual or contingent and whether owed solely or jointly and whether as principal debtor, guarantor, cautioner, surety, indemnifier or otherwise (or the equivalent in any other relevant jurisdiction) of the Company to Clydesdale Bank PLC (trading as both Clydesdale Bank and Yorkshire Bank) (the "**Bank**"), and in whatever manner and on any account (the "**Secured Liabilities**")

Continuation page
Please use a continuation page if you need to enter more details

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5 **Mortgagee(s) or person(s) entitled to the charge (if any)**

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge

Continuation page
Please use a continuation page if you need to enter more details

Name	Clydesdale Bank PLC (trading as both Clydesdale Bank and Yorkshire Bank) (Company Number SC001111)
Address	30 St Vincent Place
	Glasgow
Postcode	G1 2HL
Name	
Address	
Postcode	

6 **Short particulars of all the property mortgaged or charged**

Please give the short particulars of the property mortgaged or charged

Continuation page
Please use a continuation page if you need to enter more details

Short particulars

The Company as security for the due and punctual payment and performance of the Secured Liabilities and with full title guarantee has charged to the Bank

(1) by way of legal mortgage all freehold and leasehold property described in the Schedule to the Debenture (if any),

(2) by way of fixed charge

(a) all estates or interests in any freehold or leasehold property belonging to the Company now or at any time after the date of the Debenture (other than any property charged in terms of clause 2 1 1 of the Debenture) together with all buildings and fixtures (including trade and tenant's fixtures) which are at any time on or attached to the property,
(b) all present and future interests of the Company in the proceeds of sale of any land and all present and future licences of the Company to enter upon or use land,
(c) all rents receivable from any lease granted of any freehold or leasehold property by the Company,
(d) all plant, machinery and other equipment legally and beneficially owned by the Company, whether now or in the future,
(e) all stocks, shares and other securities owned (at law or in equity) by the Company now or in the future and all rights, money or property of a capital nature at any time accruing or offered in relation to them or derived from them,
(f) all rights, money or property of an income nature at any time accruing or payable in relation to the stocks, shares and other securities charged by clause 2 1 2 5 of the Debenture, whether by way of dividend, distribution, interest or otherwise,
(g) all rights and interest in and claims under all insurance or assurance contracts or policies now or in the future held by or for the benefit of the Company (including all money payable under them),
(h) all patents, registered and unregistered trade and service marks, rights in passing off, copyright, registered and unregistered rights in designs and database rights and any other intellectual property rights, in each case now or in the future held by the Company (whether alone or jointly with others) anywhere in the world and including any extensions and renewals of, and any application for such rights,
(i) all the Company's rights now or in the future in relation to trade secrets, confidential information and know how,
(j) all present and future book debts of the Company and other monies due, owing, payable or incurred to the Company now or in the future,
(k) all warranties, instruments, guarantees, charges, pledges, and other security and all other rights and remedies available to the Company in respect of any of the Charged Assets which are comprised within a mortgage or fixed charge created by clauses 2 1 1 or 2 1 2 of the Debenture or any security created pursuant to clause 2 9 of the Debenture,
(l) all present and future bank accounts, cash at bank and credit balances of the Company (excluding those arising on fluctuating accounts) with any bank or other person whatsoever and all rights relating or attaching to them (including the right to interest), and
(m) the benefit of any interest rate or currency hedging instruments or other derivatives now or in the future entered into by the Company,

(3) by way of floating charge all the Charged Assets not effectively and enforceably otherwise mortgaged or charged by clause 2 of the Debenture (including, without limitation, any heritable or leasehold property of the Company in Scotland and any Charged Assets in Scotland falling within any of the types mentioned in clause 2 1 2 of the Debenture)

In this Form MG01, "**Charged Assets**" means the whole of the property, assets and rights (including uncalled capital) which are or may from time to time while the Debenture is in force be comprised in the property and undertaking of the Company

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7 **Particulars as to commission, allowance or discount (if any)**

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return The rate of interest payable under the terms of the debentures should not be entered

Commission allowance or discount

NIL

8 **Delivery of instrument**

You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860) If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 870)

We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 866) The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it Where a body corporate gives the verification, an officer of that body must sign it We will also accept a verified copy where section 867(2) applies (property situated in another part of UK)

9 **Signature**

Please sign the form here

Signature

Signature

X X

This form must be signed by a person with an interest in the registration of the charge

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Particulars of a mortgage or charge

Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form and will establish where we return the original documents The contact information you give will be visible to searchers of the public record

Contact name

Company name Clydesdale Bank PLC

Address Business Lending Services
20 Merrion Way

Post town Leeds

County/Region West Yorkshire

Postcode L S 2 8 N Z

Country England

DX DX713928 Leeds 30

Telephone 0844 693 3268

Certificate

We will send your certificate to the presenter's address if given above or to the Company's Registered Office if you have left the presenter's information blank

Checklist

We may return forms completed incorrectly or with information missing

Please make sure you have remembered the following

- ☐ The company name and number match the information held on the public Register
- ☐ You have included the original deed with this form
- ☐ You have entered the date the charge was created
- ☐ You have supplied the description of the instrument
- ☐ You have given details of the amount secured by the mortgagee or chargee
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge
- ☐ You have entered the short particulars of all the property mortgaged or charged
- ☐ You have signed the form
- ☐ You have enclosed the correct fee

Important information

Please note that all information on this form will appear on the public record

How to pay

A fee of £13 is payable to Companies House in respect of each mortgage or charge

Make cheques or postal orders payable to 'Companies House'

Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below

For companies registered in England and Wales
The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ
DX 33050 Cardiff

For companies registered in Scotland
The Registrar of Companies, Companies House,
Fourth Floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post)

For companies registered in Northern Ireland
The Registrar of Companies, Companies House,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG
DX 481 N R Belfast 1

Further information

For further information, please see the guidance notes on the website at www companieshouse gov uk or email enquiries@companieshouse gov uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk

FILE COPY

CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 869(5) & (6) of the Companies Act 2006

COMPANY NO. 7077933
CHARGE NO. 1

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A DEBENTURE DATED 9 AUGUST 2012 AND CREATED BY BDT TRANSPORT & WAREHOUSING LTD FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO CLYDESDALE BANK PLC (TRADING AS BOTH CLYDESDALE BANK AND YORKSHIRE BANK) ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART 25 OF THE COMPANIES ACT 2006 ON THE 17 AUGUST 2012

GIVEN AT COMPANIES HOUSE, CARDIFF THE 22 AUGUST 2012

Companies House
— for the record —

REGISTRAR OF COMPANIES FOR ENGLAND AND WALES

THE OFFICIAL SEAL OF THE REGISTRAR OF COMPANIES