

MG01

Particulars of a mortgage or charge

113779/26



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

☐ **What this form is NOT**
You cannot use this form
particulars of a charge for
company. To do this, please
form MG01s

THURSDAY



A10 11/04/2013 #363
COMPANIES HOUSE
A23 30/03/2013 #280
COMPANIES HOUSE

1 Company details

Company number 0 8 1 3 1 3 5 5
Company name in full NCM Real Returns Nominee Limited (the "Borrower")

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 *

2 Date of creation of charge

Date of creation 2 7 0 3 2 0 1 3

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 A Legal Charge between (1) the Borrower and (2) The Secretary of State
for Defence (the "Lender")

4 Amount secured

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

Amount secured 7 All moneys (payable under the provisions of the
Legal Charge as set out in box 6 to this Form MG01)

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	The Secretary of State for Defence	
Address	Defence Infrastructure Organisation, Blandford	
	House, Farnborough Road, Aldershot, Hampshire	
Postcode	G U 1 1 2 H A	
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	<p>"Property" Islip Fuel Depot, Bletchington Road, Islip, Kidlington, Oxfordshire Title number ON291143</p> <p>1 The Borrower with full title guarantee charged the Property by way of legal mortgage as security for the payment of legal sums detailed below</p> <p>a) The Charge referred to in Panel 7 of the Legal Charge (and outlined at "1" above) was made pursuant to a transfer (the "Transfer") dated 27 March 2013 and to which the Borrower and Lender are parties and the Borrower acknowledged that the Property is charged by way of legal mortgage as security for the repayment to the Lender of all moneys (including interest) covenanted to be paid to the Lender under the Transfer and which may be owing from time to time by the Borrower to the Lender and in respect of which the Borrower has covenanted in the Transfer that the Lender shall be paid on the occasion of any Trigger Event (as therein defined) the additional moneys as therein mentioned</p> <p>b) The Borrower under the Legal Charge covenants with the Lender to pay to the Lender all such moneys as the Lender shall be entitled to under the terms of the Transfer</p> <p>c) The statutory powers of sale and of appointing a Receiver in respect of the security created under the Legal Charge shall be in favour of a purchaser as defined by and in Section 205 of the Law of Property Act 1925 be deemed to arise and be exercisable immediately upon the execution thereof</p> <p>d) The Borrower shall not have any power to dispose of the Property without the consent in writing of the Lender (and for the purpose of this clause "dispose of" shall be construed in accordance with the Transfer) subject however to the covenants on the part of the Lender contained in the Transfer</p> <p>e) For the avoidance of doubt the Legal Charge shall not be discharged by any payment within the Clawback Period (as defined in the Transfer) but shall continue to apply until the Clawback Period has expired and all moneys secured by the Legal Charge have been paid provided that the Charge shall cease to apply to any part of the Property which is the subject of an Exempted Disposition (as defined in the Transfer)</p>	

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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

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 *Olswang*

X

This form must be signed by a person with an interest in the registration of the 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 **Charlotte Bamford**

Company name **OLSWANG LLP**

Address **90 High Holborn**

London

Post town

County/Region

Postcode

W	C	1	V	6	X	X
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Country

DX **37972 Kingsway**

Telephone **020 7067 3000**

**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. 8131355
CHARGE NO. 1**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A LEGAL CHARGE DATED 27
MARCH 2013 AND CREATED BY NCM REAL RETURNS
NOMINEE 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 25 OF THE
COMPANIES ACT 2006 ON THE 11 APRIL 2013

GIVEN AT COMPANIES HOUSE, CARDIFF THE 17 APRIL 2013

Handwritten signature



Companies House



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES