

MG01

Particulars of a mortgage or charge

000063/39



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**
You cannot use this form to register
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Ireland.

MONDAY



A14

A22Z1LEB

25/02/2013

#35

COMPANIES HOUSE

ease
v.uk

1 Company details

Company number 08284549

Company name in full Hope Valley Holdings Limited (a Chargor)

→ **Filing 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 12/02/2013

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

Floating Charge dated 12 February 2013 between the Chargors and the Lender (the Deed)

Defined terms have the meanings given to them in this Form MG01 and in the attached MG01
Continuation Sheet

4 Amount secured

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

Amount secured

All present and future moneys, debts and liabilities due, owing or
incurred by a Chargor to the Lender under or in connection with any
Finance Document (in each case, whether alone or jointly, or jointly
and severally, with any other person, whether actually or
contingently and whether as principal, surety or otherwise) (the
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.

Name

Standard Chartered Bank

Address

1 Basinghall Avenue

London

Postcode

E C 2 V 5 D D

Name

Address

Postcode

Continuation page

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

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

Please see continuation sheet

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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: <ul style="list-style-type: none">- 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 X M. [Signature] 03066 X This form must be signed by a person with an interest in the registration of the charge	

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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 Matthew Wappler – FLDU

Company name Standard Chartered Bank

Address WB Legal, 7th Floor

1 Basinghall Avenue

Post town London

County/Region

Postcode E C 2 V 5 D D

Country United Kingdom

DX

Telephone 0207 885 6916



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

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6	Short particulars of all the property mortgaged or charged
	Please give the short particulars of the property mortgaged or charged
Short particulars	<p>1 UNDERTAKING TO PAY</p> <p>1 1 Payment of Liabilities Each Chargor shall pay each of its Liabilities when due in accordance with its terms or, if they do not specify a time for payment, immediately on demand by the Lender</p> <p>1 2 Proportionate payment Each sum appropriated by the Lender in accordance with the Finance Documents in or towards payment of a particular part of the Liabilities shall to the extent of that appropriation discharge each Chargor's obligations in respect of that part of the Liabilities</p> <p>2 CREATION Each Chargor, with full title guarantee and as security for the payment of all Liabilities (whether of that or any other Chargor), charges in favour of the Lender by way of first floating charge all its (a) Inventory, and (b) Receivables</p> <p>3 1 SECURITY INTEREST No Chargor shall create or permit to subsist any Security Interest over any Charged Asset except for (a) the Charges, (b) any lien arising by operation of law and in the ordinary course of trading, and (c) any floating charge over any Charged Asset which ranks behind the Charges in ranking and priority of payment</p> <p>Definitions</p> <p>In this Form MG01</p> <p>Borrowers means the Chargors</p> <p>Charged Assets means the assets from time to time subject, or expressed to be subject, to the Charges or any part of those assets</p> <p>Charges means all or any of the Security Interests created or expressed to be created by or pursuant to this Deed</p> <p>Chargors means all or any of Hope Valley Holdings Limited (8284549), Hope Ready Mixed Concrete Limited (8132394) and Hope Cement Limited (8134185)</p> <p>Facility Letter means the facility letter dated 11 February 2013 between the Borrowers and the Lender</p> <p>Fax/E-mail Indemnity means an authority and indemnity relating to telephone, telex, facsimile, e-mail and similar instructions in the Lender's standard format</p> <p>Finance Document means this Facility Letter, any Security Document, the Fax/Email Indemnity, any document identified as such in the Facility Letter and any other document designated as such by the Lender and the Borrowers from time to time</p> <p>Financial Statements means, for the Original Borrower (a) its audited consolidated annual financial statements for each of its financial years, (b) its unaudited consolidated quarterly financial statements for each of its financial years, and (c) its unaudited consolidated semi-annual financial statements for each of its financial years</p> <p>Floating Charge means the floating asset charge granted by the Borrowers in favour of the Lender dated on or about the date of the Facility Letter</p>

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Particulars of a mortgage or charge

6	Short particulars of all the property mortgaged or charged	
	Please give the short particulars of the property mortgaged or charged	
Short particulars	<p>Inventory means, in relation to each Chargor, all inventory that would constitute "inventory" as such term is used in the Financial Statements including, without limitation, inventories of raw materials, work-in-process, finished goods, equipment, office and other supplies, parts, materials and other accessories related thereto</p> <p>Lender means Standard Chartered Bank</p> <p>Original Borrower means Hope Valley Holdings Limited (08284549)</p> <p>Receivables means, in relation to each Chargor, all book and other debts of any nature, and all other rights to receive money, now or in the future, due or owing to such Chargor and the benefit of all related negotiable instruments, rights, Security Interests, guarantees and indemnities of any kind, arising out of or in connection with the sale of merchandise and/or goods and services to any person in the ordinary course of business</p> <p>Security Document means the Floating Charge in form and substance satisfactory to the Lender</p> <p>Security Interest means a mortgage, charge, pledge, lien, security assignment or other security interest securing any obligation of any person or any other agreement or arrangement having a similar effect</p>	



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

**COMPANY NO. 8284549
CHARGE NO. 1**

**THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A FLOATING CHARGE DATED 12
FEBRUARY 2013 AND CREATED BY HOPE VALLEY HOLDINGS
LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME
DUE FROM THE COMPANY TO STANDARD CHARTERED BANK
ON ANY ACCOUNT WHATSOEVER 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 25 FEBRUARY
2013**

**GIVEN AT COMPANIES HOUSE, CARDIFF THE 27 FEBRUARY
2013**

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Companies House



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