

# M

COMPANIES FORM No. 395

010086/13

## Particulars of a mortgage or charge

# 395

A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge.

CHFP025

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

\*insert full name of Company

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies  
(Address overleaf - Note 6)

For official use

Company number

1411

FC027207

Name of company

\* NHP Securities No. 12 Limited

Date of creation of the charge

16 March 2007 15/01/07

Description of the instrument (if any) creating or evidencing the charge (note 2)

Standard Security

16/03/07

Amount secured by the mortgage or charge

All present and future obligations and liabilities (whether actual or contingent and whether owed jointly or severally or in any other capacity whatsoever) of each Obligor to any Secured Creditor under each Finance Document, except for any obligation which, if it were so included, would result in any Chargor contravening Section 151 of the Companies Act 1985 or any equivalent and applicable provisions under the laws of the jurisdiction of incorporation of the relevant Chargor.

See Part 1 of the Paper Appart for Additional Definitions

ON ANY ACC  
+  
10

Names and addresses of the mortgagees or persons entitled to the charge

Credit Suisse, London Branch, 1 Cabot Square, London

Pc

Presentor's name address and reference (if any):

DLA Piper Scotland LLP  
249 West George Street  
GLASGOW  
G2 4RB

For official Use (06/2005)  
Mortgage Section

OK'd To Go  
PD



PMO 27/03/07 1865  
COMPANIES HOUSE  
\*PGLHF00M\*  
PMO 03-04-07 1523  
COMPANIES HOUSE  
\*AJQ8X07J\*  
A42 27/03/2007 517  
COMPANIES HOUSE

Time critical reference

Short particulars of all the property mortgaged or charged


See Part 2 of the Particulars for charged properties

Please do not  
write in  
this margin

**Please complete  
legibly, preferably  
in black type, or  
bold block  
lettering**

Particulars as to commission allowance or discount (note 3)

Signed



Date

28/3/7

On behalf of ~~/company/~~ mortgagee/chargee<sup>†</sup>

*A fee is payable  
to Companies  
House in  
respect of each  
register entry  
for a mortgage  
or charge.  
(See Note 5)*

<sup>†</sup> delete as  
appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the Registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage", or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
  - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
  - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders must be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF14 3UZ

**Paper Apart to Form M395 - NHP Securities No. 12 Limited**

**PART 1:**

**"Facility Agreement"** means the senior term and revolving facility agreement for up to £1,172,000,000 dated on or about the date hereof between, among others, Libra No.3 Limited and the Security Agent.

**"Finance Document"** means the Finance Documents as defined in the Facility Agreement.

**"Obligors"** has the meaning given to it in the Facility Agreement and **"Obligor"** means such of them as the context shall require or permit.

**PART 2:**

**1. Barleystone Court Nursing Home, Westquarter Avenue, Falkirk**

All and Whole the tenant's interest in a lease of Barleystone Court Nursing Home, Westquarter Avenue, Falkirk the landlord's interest in which is registered in the Land Register of Scotland under Title Number STG18537, made between NHP Securities No 3 Limited and NHP Securities No. 9 Limited registered in the Books of Council and Session on 4 August 2000 and being the subjects registered in the Land Register of Scotland under Title Number STG34609 together with any deeds and documents varying or supplemental thereto.

**2. The Birches Nursing Home, Comrie Road, Crieff**

All and Whole the tenant's interest in a lease of The Birches Nursing Home, Comrie Road, Crieff the landlord's interest in which is registered in the Land Register of Scotland under Title Number PTH2482 made between NHP Securities No. 3 Limited and NHP Securities No. 9 Limited registered in the Books of Council and Session on 2 August 2000 and being the subjects registered in the Land Register of Scotland under Title Number PTH5882 together with any deeds and documents varying or supplemental thereto.

**3. Catmoor House Nursing Home, Birch Crescent, Scone**

All and Whole the tenant's interest in a lease of Catmoor House Nursing Home, Birch Crescent, Scone the landlord's interest in which is registered in the Land Register of Scotland under Title Number PTH2467 made between NHP Securities No. 3 Limited and NHP Securities No. 9 Limited registered in the Books of Council and Session on 2 August 2000 and being the subjects registered in the Land Register of Scotland under Title Number PTH5881 together with any deeds and documents varying or supplemental thereto

FOR DEETS ETC

**4. Lomond House and Woodside House Nursing Home, Woodside Way, Glenrothes**

All and Whole the tenant's interest in a lease of Lomond/Woodside Nursing Home, Woodside Way, Glenrothes the landlord's interest in which is registered in the Land Register of Scotland under Title Number FFE2361 made between NHP Securities No. 3 Limited and NHP Securities No. 9 Limited and being the subjects registered in the Land Register of Scotland under Title Number FFE42216 together with any deeds and documents varying or supplemental thereto.

**5. Strathtay House Nursing Home, Harley Place, Perth**

All and Whole the tenant's interest in a lease of Lomond/Woodside Nursing Home, Woodside Way, Glenrothes the landlord's interest in which is registered in the Land Register of Scotland under Title Number PTH 2536 made between NHP Securities No. 3 Limited and NHP Securities No. 9 Limited registered in the Books of Council & Session on 2 August 2000 and being the subjects registered in the Land Register of Scotland under Title Number PTH5880 together with any deeds and documents varying or supplemental thereto.

# M

## COMPANIES FORM No. 398

# 398

### Notice of registration in Scotland or Northern Ireland of a charge comprising property situate there

CHFP025

Please do not  
write in  
this margin

Pursuant to section 398(4) of the Companies Act 1985

To the Registrar of Companies  
(Address overleaf)

Company number

Please complete  
legibly, preferably  
in black type, or  
bold block lettering

FC027207

Name of company

\* insert full name  
of company

\* NHP Securities No. 12 Limited

David Thomson

of DLA Piper Scotland LLP, 249 West George Street, Glasgow, G2 4RB

§ give date and  
parties to charge

certify that the charge § between NHP Securities No 12 Limited and Credit Suisse, London Branch  
dated 16 March 2007, over Barleystone Court Nursing Home, Westquarter Avenue, Falkirk and other properties

15/01/07

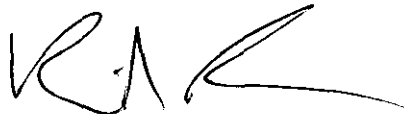
of which a true copy is annexed to this form was presented for registration on

in ~~Scotland~~ ~~Northern Ireland~~ <sup>16/03/07</sup>

† delete as  
appropriate

FROM FAX

Signed



Date

23/3/07

Presentor's name address and  
reference (if any):

DLA Piper Scotland LLP  
249 West George Street  
GLASGOW  
G2 4RB

DX: 561481 GLASGOW

For official Use

Mortgage Section

Post room

## Notes

The address for the Registrar of Companies is:-

Companies House  
Crown Way  
Cardiff  
CF14 3UZ

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. FC027207

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A STANDARD SECURITY WHICH WAS PRESENTED FOR REGISTRATION IN SCOTLAND ON THE 16/03/2007 AND DATED THE 15th JANUARY 2007 AND CREATED BY NHP SECURITIES NO.12 LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM EACH OBLIGOR TO ANY SECURED CREDITOR ON ANY ACCOUNT WHATSOEVER UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 27th MARCH 2007.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 4th APRIL 2007.

*Angela*



*Companies House*

— for the record —



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES