

# M

COMPANIES FORM No. 402

CR 53

## Particulars of a mortgage or charge

# 402

Pursuant to Article 402(1) of the Companies (Northern Ireland) Order 1986.

Please do not  
write in  
this marginPlease complete  
legibly, preferably  
in black type, or  
bold block lettering\* insert full name  
of company

To the Registrar of Companies

For official use

Company number

145117

NE 42913

Name of company

AGMS Limited T/A Unipet

Date of creation of the charge

27<sup>th</sup> November 2003

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

Fixed &amp; Floating Charge

Amount secured by the mortgage or charge

All present and future monetary and other liabilities and obligations now or at any time hereafter owed or incurred by the Company to or in favour of the Security Holder whether (i) actual or contingent, (ii) liquidated or whether, (iii) arising in or by contract, tort, restitution, assignment or breach of statutory duty and whether arising under the Receivables Financing Agreement between the Company and the Security Holder entered into on the 27<sup>th</sup> November 2003 ("the Agreement") or otherwise.

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

The Governor and Company of the Bank of Ireland  
Donegall House, 7 Donegall Square North, Belfast

Postcode

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

Bank of Ireland Commercial Finance  
Donegall House  
7 Donegall Square North  
Belfast BT1 5LU  
Tel. 246241 ext 2732

DEPARTMENT OF ENTERPRISE  
TRADE AND INVESTMENT  
Public OfficeDEPARTMENT OF ENTERPRISE  
TRADE AND INVESTMENT  
REGISTERED  
Mortgage Section

03 DEC 2003

COUNTER RECEIVED  
COMPANIES REGISTRY  
NORTHERN IRELAND

Short particulars of all the property mortgaged or charged

Please do not  
write in this  
margin

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

1. By way of fixed equitable charge (i) all Purchased Debts being any Book Debts as defined in the Agreement, purchased or purported to be purchased by the Security Holder pursuant to the Agreement the ownership of which fail to vest absolutely and effectively in the Security Holder for any reason and (ii) all Other Debts, being those other than the Purchased Debts, now or at any time hereafter owing or becoming due to the Company on any account whatsoever and (iii) all Associated Rights as defined in the Agreement and reference to "a debt" and to a "contract of sale" in or in connection with such definition shall include references to an Other Debt and to any contract giving rise to an Other Debt.

By way of a floating charge all the undertaking and all the rights and assets of the Company whatsoever and wheresoever both present and future including the Company's stock in trade and its uncalled capital other than such property as shall be subject to the fixed charge above detailed from time to time.

Particulars as to commission, allowance or discount (note 3)

Signed Kevin Kennedy

Date

03/12/03

On behalf of ~~[company]~~ [mortgagee/chargee]†

†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 (Article 402). 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 (Article 405). 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 (Article 405), 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 Article 405(4) applies (property situate in Great Britain) and Form No. 405 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 Box 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 are insufficient the particulars must be entered on the prescribed continuation sheet:



NI42913

CERTIFICATE OF THE REGISTRATION OF A MORTGAGE

Pursuant to Article 409(3) of the  
Companies (Northern Ireland) Order 1986

I HEREBY CERTIFY that a Mortgage or Charge dated  
the TWENTY-SEVENTH day of NOVEMBER Two Thousand and THREE and created  
by

AGMS Ltd

for securing all moneys now due, or hereafter to become due, or from  
time to time accruing due from the company to

THE GOVERNOR AND COMPANY OF THE BANK OF IRELAND

on any account whatsoever, was this day REGISTERED pursuant to  
Part XIII of the Companies (Northern Ireland) Order 1986.

Given under my hand at Belfast, this THIRD day of DECEMBER  
Two Thousand and THREE

*F. Brown*

for the Registrar of Companies for  
Northern Ireland

Certificate  
received by

*[Signature]*

Date