

# M

COMPANIES FORM No. 410(Scot)

## Particulars of a charge created by a company registered in Scotland

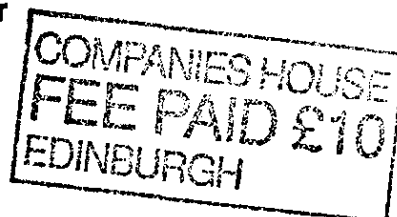
# 410

A fee of £10 is payable to Companies House in  
respect of each register entry for a mortgage or  
charge

CHFP025

Please do not  
write in this  
margin

Pursuant to section 410 of the Companies Act 1985



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

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

For official use

Company number

1112

5420

Name of company

\* Hamilton Academical Football Club Limited (the "Company")

\* insert full name  
of company

Date of creation of the charge (note 1)

4 May 2000

Description of the instrument (if any) creating or evidencing the charge (note 1)

Bond and Floating Charge (the "Charge")

Amount secured by the charge

See Rider 1

Names and addresses of the persons entitled to the charge

Ballast Wiltshier PLC (Registered Number 2474897) whose registered office is  
at 1 Manor Court, High Street, Harmondsworth UB7 0AQ (the "Lender").

Presenter's name address telephone  
number and reference (if any):

McGrigor Donald  
Pacific House  
70 Wellington Street  
Glasgow  
G2 6SB

REF: hamaca.lfd

For official use  
Charges Section

Post room



SCT S6KSDQJW  
COMPANIES HOUSE

0103  
16/05/00

Short particulars of all the property charged.

Please do not  
write in  
this margin

See Rider 2

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

Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision (note 2)

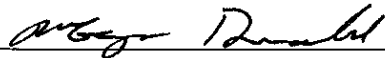
See Rider 3

Particulars as to commission, allowance or discount paid (see section 413(3))

N/A

A fee of £10 is  
payable to  
Companies House  
in respect of each  
register entry for a  
mortgage or  
charge.  
(See Note 5)

Signed



Date

15/05/00

On behalf of ~~company~~ [chargee]†

### Notes

1. A description of the instrument e.g. "Standard Security" "Floating Charge" etc, should be given. For the date of creation of a charge see section 410(5) of the Act. (Examples - date of signing of an Instrument of Charge; date of recording/registration of a Standard Security; date of intimation of an Assignment.)

2. In the case of a floating charge a statement should be given of (1) the restrictions, if any, on the power of the company to grant further securities ranking in priority to, or pari passu with the floating charge; and/or (2) the provisions, if any, regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over the property which is the subject of the floating charge or any part of it.

3. A certified copy of the instrument, if any, creating or evidencing the charge, together with this form with the prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of the creation of the charge. In the case of a charge created out of the United Kingdom comprising property situated outside the U.K., within 21 days after the date on which the copy of the instrument creating it could, in due course of post, and if despatched with due diligence, have been received in the U.K. Certified copies of any other documents relevant to the charge should also be delivered.

4. A certified copy must be signed by or on behalf of the person giving the certification and where this is a body corporate it must be signed by an officer of that body.

5. Cheques and Postal Orders are to be made payable to **Companies House**.

6. The address of the Registrar of Companies is:-

Companies House  
37 Castle Terrace  
Edinburgh EH1 2EB

† delete as  
appropriate

**HAMILTON ACADEMICAL FOOTBALL CLUB LIMITED (Registered no. 5420)**

**Riders to Form 410**

**Rider 1 – Amount secured by the Charge**

All monies, liabilities and obligations whatsoever which are now or at any time after the date of the Charge may be due, owing or incurred, by the Company to the Lender, actually or contingently, solely or jointly with another, as principal or surety, on any account whatsoever, including (but without limitation) principal, interest, commission and all banking, legal and other costs, charges and expenses whatsoever including all such costs, charges and expenses arising from the Lender perfecting or enforcing or attempting to enforce the Charge or any other Security held by the Lender from the Company from time to time.

**Rider 2 – Property charged**

The whole of the property (including uncalled capital) which is or may be from time to time while the Charge is in force comprised in the property, assets and undertaking of the Company.

**Rider 3 – Restrictions on power to grant further securities and any ranking provisions**

The Company will not, and will procure that none of its Subsidiaries will, create or permit to subsist any Security on the whole or any part of the respective present or future assets of the Company or such Subsidiary whether ranking or purporting to rank prior, pari passu or postponed to the Charge other than Security created with the prior written consent of the Lender.

The Charge shall, subject to Clause 464(2) of the Companies Act 1985, rank in priority to any fixed security which shall be created by the Company after the date of the Charge (other than a fixed security in favour of the Lender) and to any other Security created by the Company.

**Definitions:**

In this Form 410, the terms set out below shall have the following meanings:

|                                                         |                                                                                                                                                                                                                                                                                                                                                                                           |
|---------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| “Security”                                              | includes any standard security, mortgage, pledge, lien, hypothecation, security interest or other charge or encumbrance of any kind, any assignation in the nature of security with a provision for reassignment or retrocession, any deed of trust or trust arrangement or any other agreement or arrangement having or intended to have the effect of constituting a right in security; |
| “Subsidiary and, as the context requires, Subsidiaries” | has the meaning ascribed to it by Section 736 of the Companies Act 1985                                                                                                                                                                                                                                                                                                                   |



**CERTIFICATE OF THE REGISTRATION  
OF A CHARGE**

Company number 5420

I hereby certify that a charge created by

HAMILTON ACADEMICAL FOOTBALL CLUB LIMITED

on 4 MAY 2000

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of BALLAST WILTSHIER plc

was delivered pursuant to section 410 of the Companies Act, 1985,  
on 16 MAY 2000

Given at Companies House, Edinburgh  
17 MAY 2000



**C O M P A N I E S   H O U S E**



N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

# REGISTER of Charges, Alterations to Charges,

COMPANY: SC005420 CHARGE: 12

| (1)<br>Date of<br>Registration | (2)<br>Serial<br>Number of<br>Document<br>on File | (3)<br>Date of Creation of each<br>Charge and Description<br>thereof | (4)<br>Date of the<br>aquisition<br>of the<br>Property | (5)<br>Amount secured<br>by the Charge<br><br>£ | (6)<br>Short Particulars of<br>the Property Charged                                                        | (7)<br>Names of the Persons<br>entitled to the Charge |
|--------------------------------|---------------------------------------------------|----------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------|------------------------------------------------------------------------------------------------------------|-------------------------------------------------------|
| 16/05/2000                     |                                                   | 4/ 5/00<br>BOND & FLOATING<br>CHARGE                                 |                                                        | ALL SUMS DUE,<br>OR TO BECOME<br>DUE            | UNDERTAKING AND ALL PROPERTY AND ASSETS<br>PRESENT AND FUTURE OF THE COMPANY<br>INCLUDING UNCALLED CAPITAL | BALLAST WILTSHIER plc                                 |

# Memoranda of Satisfaction and Appointments etc. of Receivers

N.B. Searchers may find it desirable to refer to the documents mentioned in column (2) for more detailed particulars

COMPANY: SC005420 CHARGE: 12

| (8)                                                                                                                                                                                                                                                             | (9)                                                                                                                                                                                                                                                                                  | (10)                                                            | (11)                      | (12)     |                     |                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|---------------------------|----------|---------------------|------------------------|
| In the case of a floating charge, a statement of the provisions, if any, prohibiting or restricting the creation by the company of any fixed security or any other floating charge having priority over, or ranking <i>pari passu</i> with the floating charge. | In the case of a floating charge, a statement of the provisions if any regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over the property the subject of the floating charge or any part of it. | Amount or rate per cent of the Commission Allowance or discount | Memoranda of Satisfaction | Receiver |                     |                        |
|                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                      |                                                                 |                           | Name     | Date of Appointment | Date of Ceasing to act |
| COMPANY ARE EXPRESSLY PROHIBITED FROM CREATING SUBSEQUENT FIXED SECURITY HAVING PRIORITY OVER OR RANKING EQUALLY WITH THE FLOATING CHARGE                                                                                                                       |                                                                                                                                                                                                                                                                                      |                                                                 |                           |          |                     |                        |