

M

COMPANIES FORM No 410(Scot)

Particulars of a charge created by a company registered in Scotland

410

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

Pursuant to section 410 of the Companies Act 1985

COMPANIES HOUSE
FEE PAID
EDINBURGH

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

SC011580

Name of company

* Dunfermline Athletic Football Club Limited

Date of creation of the charge (note 1)

12 March 2008

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

Floating Charge

Amount secured by the charge

See Rider A

Names and addresses of the persons entitled to the charge

East End Park Limited (Company Number SC282603) having its registered
office at 16 Charlotte Square, Edinburgh EH2 4DF

Presentor's name address telephone
number and reference (if any)
Dickson Minto W S
16 Charlotte Square
Edinburgh
EH2 4DF

0131 225 4455

[LFData\M410\Dunf xfd]

For official use
Charges Section

FRIDAY



S15B2YEN

SCT

28/03/2008

1082

COMPANIES HOUSE

Short particulars of all the property charged

Please do not
write in
this margin

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

See Rider B

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 C

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

n/a

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

Signed

Dickson Minto

Date

27/3/2008

On behalf of ~~XXXXXX~~ [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 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. 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
DX 235 Edinburgh or LP 4 Edinburgh 2

† delete as
appropriate

DUNFERMLINE ATHLETIC FOOTBALL CLUB LIMITED

(Registered Number SC011580)

RIDER A - FORM 410 - (FLOATING CHARGE)

Amount secured by the charge

All or any money and liabilities which shall from time to time (and whether on or at any time after demand) be due, owing or incurred in whatsoever manner to EEP by the Company, whether actually or contingently, solely or jointly and whether as principal, guarantor, cautioner or surety including any money and liabilities of the Company to a third party which have been assigned or novated to or otherwise vested in EEP, and including interest, discount, commission and other lawful charges or expenses which EEP may incur in respect of any of those matters

Where

"EEP" means East End Park Limited (Company Number SC282603) having its registered office at 16 Charlotte Square, Edinburgh EH2 4DF, and

"Company" means Dunfermline Athletic Football Club Limited (Company Number SC011580), having its registered office at East End Park, Halbeath Road, Dunfermline KY12 7RB

DUNFERMLINE ATHLETIC FOOTBALL CLUB LIMITED

(Registered Number SC011580)

RIDER B - FORM 410 - (FLOATING CHARGE)

Short particulars of all the property charged

- 1 The Company grants a floating charge over the Assets to EEP as a continuing security for the payment or discharge of the Secured Liabilities
- 2 Paragraph 14 of Schedule B1 to the Insolvency Act 1986 shall apply to the Floating Charge

Where

"Assets" means the whole of the property (including uncalled capital) which is or may be from time to time comprised in the property and undertaking of the Company, and

"Secured Liabilities" means the amount secured by the Floating Charge more particularly described in Rider A.

Any term defined in Rider A will have the same meaning in this Rider B

DUNFERMLINE ATHLETIC FOOTBALL CLUB LIMITED

(Registered Number SC011580)

RIDER C - FORM 410 - (FLOATING CHARGE)

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

- 1 The Company agrees that it shall be prohibited from granting or creating subsequent to the date of the Floating Charge any fixed security or any other floating charge over the Assets or any part or parts of them, other than in favour of EEP or in favour of another person and with the prior written consent of EEP
- 2 Any fixed security granted by the Company in favour of EEP (whether before or after the Floating Charge) shall rank in priority to the floating charge created by the Floating Charge
3. In the event that the Company grants any fixed security or floating charge in breach of the prohibition in clause 3 1 of the Floating Charge or with the consent of EEP under clause 3 1 of the Floating Charge but with no written agreement of EEP as to the ranking of them, the Floating Charge shall rank in priority to that fixed security or floating charge

Any term defined in Rider A or Rider B will have the same meaning in this Rider C



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 11580

CHARGE NO. 12

I HEREBY CERTIFY THAT A CHARGE CREATED BY
DUNFERMLINE ATHLETIC FOOTBALL CLUB LIMITED

ON 12 MARCH 2008

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF EAST END PARK LIMITED

WAS DELIVERED PURSUANT TO SECTION 410 OF THE
COMPANIES ACT 1985 ON 28 MARCH 2008

GIVEN AT COMPANIES HOUSE, EDINBURGH 1 APRIL 2008



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES