232/40/613

In accordance with Sections 859A and 859J of the Companies Act 2006

MR01
Particulars of a charge

Companies House

A fee is payable with this form. Please see 'How to pay' on the last page.

You can use the WebFiling service to file this form online. Please go to www.companieshouse.gov.uk

✓ **What this form is for**
You may use this form to register a charge created or evidenced by an instrument.

✗ **What this form is NOT for**
You may not use this form to register a charge where there is no instrument. Use form MR08

For further information, please refer to our guidance at: www.companieshouse.gov.uk

This form **must be delivered to the Registrar for registration w 21 days** beginning with the day after the date of creation of the cha delivered outside of the 21 days it will be rejected unless it is accom court order extending the time for delivery.

You **must** enclose a certified copy of the instrument with this form. T scanned and placed on the public record.

THURSDAY

"S2MKUZ1N"
SCT 05/12/2013 #542
COMPANIES HOUSE

1 Company details

For official use 159

Company number	S C 0 1 2 6 1 5
Company name in full	THE BUCCLEUCH ESTATES LIMITED

→ **Filling in this form**
Please complete in typescript or in bold black capitals.

All fields are mandatory unless specified or indicated by *

2 Charge creation date

Charge creation date	d 1 d 4 m 1 m 1 y 2 y 0 y 1 y 3

3 Names of persons, security agents or trustees entitled to the charge

Please show the names of each of the persons, security agents or trustees entitled to the charge.

Name	BDW TRADING LIMITED (03018173), BARRATT HOUSE, CARTWRIGHT WAY, FOREST BUSINESS PARK, COALVILLE
Name	
Name	
Name	

If there are more than four names, please supply any four of these names then tick the statement below.

☐ I confirm that there are more than four persons, security agents or trustees entitled to the charge.

4 Description

Please give a short description of any land (including buildings), ship, aircraft or intellectual property registered (or required to be registered) in the UK which is subject to this fixed charge or fixed security.

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

Description

ALL and WHOLE that area of land extending to 2.429acres or thereby situated at Wester Cowden, Dalkeith and forming part and portion of the subjects registered in the Land Register of Scotland under Title Number MID149626

5 Fixed charge or fixed security

Does the instrument include a fixed charge or fixed security over any tangible or intangible (or in Scotland) corporeal or incorporeal property not described above? Please tick the appropriate box.

☑ **Yes**

☐ **No**

6 Floating charge

Is the instrument expressed to contain a floating charge? Please tick the appropriate box.

☐ **Yes** Continue

☑ **No** Go to **Section 7**

Is the floating charge expressed to cover all the property and undertaking of the company?

☐ **Yes**

7 Negative Pledge

Do any of the terms of the charge prohibit or restrict the chargor from creating any further security that will rank equally with or ahead of the charge? Please tick the appropriate box.

☐ **Yes**

☑ **No**

8 Trustee statement ❶

You may tick the box if the company named in Section 1 is acting as trustee of the property or undertaking which is the subject of the charge.

☐

❶ This statement may be filed after the registration of the charge (use form MR06).

9 Signature

Please sign the form here.

Signature

Signature

X X

This form must be signed by a person with an interest in the charge.

MR01
Particulars of a charge

Presenter information

We will send the certificate to the address entered below. All details given here will be available on the public record. You do not have to show any details here but, if none are given, we will send the certificate to the company's Registered Office address.

Contact name HEATHER GASKIN

Company name RAEBURN CHRISTIE CLARK

& WALLACE

Address 12-16 ALBYN PLACE

Post town ABERDEEN

County/Region GRAMPIAN REGION

Postcode A B 1 0 1 P S

Country SCOTLAND

DX AB2

Telephone 01224 332433

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 a certified copy of the instrument with this form.
- ☐ You have entered the date on which the charge was created.
- ☐ You have shown the names of persons entitled to the charge.
- ☐ You have ticked any appropriate boxes in Sections 3, 5, 6, 7 & 8.
- ☐ You have given a description in Section 4, if appropriate.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.
- ☐ Please do not send the original instrument; it must be a certified copy.

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 filed on paper.

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

This form has been provided free of charge by Companies House.

FILE COPY

CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 12615

Charge code: SC01 2615 0059

The Registrar of Companies for Scotland hereby certifies that a charge dated 14th November 2013 and created by BUCCLEUCH ESTATES, LTD. (THE) was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 5th December 2013.

Given at Companies House, Edinburgh on 10th December 2013

Companies House

THE OFFICIAL SEAL OF THE REGISTRAR OF COMPANIES

WE, THE BUCCLEUCH ESTATES LIMITED, incorporated under the Companies Acts (Registered Number SC012615) and having our Registered Office at Weatherhouse, Bowhill, Selkirk CONSIDERING that we are in right to the Missives (as hereinafter defined) by Assignation of the same by PENTLAND LIMITED, a company incorporated in the Cayman Islands and having its Registered Office at Clifton House, 75 Fort Street, PO Box 1350, Grand Cayman KY1-1108, Cayman Islands in our favour dated 25 October 2013 IN CONSIDERATION of the obligations now undertaken by us in Missives of sale and purchase concluded between the said Pentland Limited and BDW TRADING LIMITED, a Company incorporated under the Companies Acts (Company Number 03018173) and having its Registered Office at Barratt House, Cartwright Way, Forest Business Park, Bardon Hill, Coalville, Leicestershire, constituted by formal letters exchanged between Messrs Anderson Strathearn, Solicitors, Edinburgh on behalf of the said Pentland Limited and Messrs. Raeburn Christie Clark & Wallace Advocates in Aberdeen, on behalf of the said BDW Trading Limited, dated 28 June 2013 and any subsequent amendments thereto (the "Missives") Hereby Grant a Standard Security in favour of the said BDW Trading Limited over ALL and WHOLE that area of land extending to 2.429 acres or thereby situated at Wester Cowden, Dalkeith lying on or towards the north-west of the A68 public road and being the subjects shown delineated in red on the plan annexed and signed as relative hereto; TOGETHER WITH (One) the whole rights, parts, privileges and pertinents pertaining to the subjects hereby secured; and (Two) our whole right title and interest therein and thereto; and which subjects hereby secured form part and portion of the property registered in the Land Register of Scotland under Title Number MID149626; The Standard Conditions specified in Schedule 3 to the Conveyancing and Feudal Reform (Scotland) Act 1970 and any lawful variation thereof operative for the time being shall apply but subject to the following amendments:-

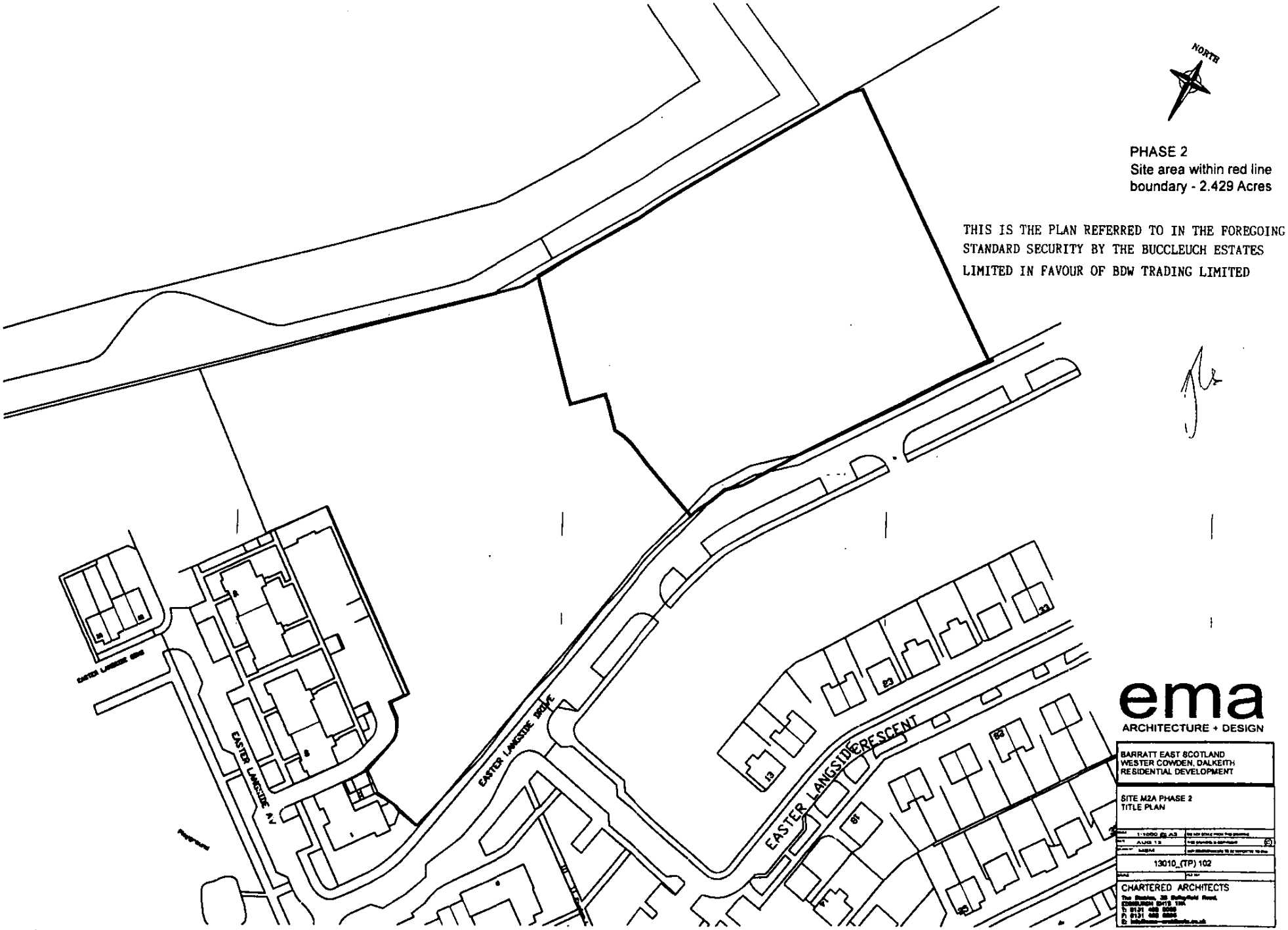
1. standard conditions 1(a), 1(c), 2, 4 (c) and 5 shall not apply;
2. standard condition 6 will not apply in the case of any lease of any utility infrastructure, sub-station or gas governor required in connection with the development of the subjects hereby secured, and in other cases the creditor's consent shall not be unreasonably withheld or delayed;
3. standard condition 7 (3) shall not apply;
4. standard condition 12 shall not apply;

And we grant warrandice but excepting therefrom the Licence between the said The Buccleuch Estates Limited and BDW Trading Limited dated around the date of our execution of these presents;

ABERDEEN DATE 4/12/13
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL
HEMMOCLASKIN NOTARY PUBLIC
12-16 ALBYN PLACE
ABERDEEN AB10 1PS

And we consent to registration hereof for preservation and execution: IN WITNESS WHEREOF these presents typewritten on this and the preceding page, together with the Plan annexed and executed as relative hereto, are subscribed for and on behalf of the said The Buccleuch Estates Limited by John Ronald Kerr Glen, Director thereof, at Edinburgh on the Eighth day of November, Two Thousand and Thirteen, in the presence of the witness, Michael James Johnston, of One Rutland Court, Edinburgh, EH3 8EY.

Witness



THIS IS THE PLAN REFERRED TO IN THE FOREGOING STANDARD SECURITY BY THE BUCCLEUCH ESTATES LIMITED IN FAVOUR OF BDW TRADING LIMITED

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STANDARD SECURITY

by

THE BUCCLEUCH ESTATES LIMITED

in favour of

BDW TRADING LIMITED

.....

2013

Subjects: 2.429 acres at Wester Cowden, Dalkeith

Messrs. Raeburn Christie Clark & Wallace,
Solicitors,
12 - 16 Albyn Place,
ABERDEEN, AB10 1PS.
DX AB2, Aberdeen.
FAS: 5819
REF: HMG