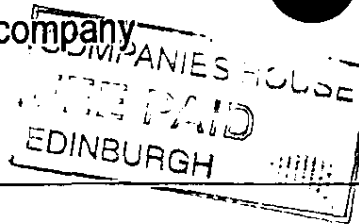


MG01s

Particulars of a charge created by a company registered in Scotland



A fee is payable with this form.

We will not accept this form unless you send the correct fee.
Please see 'How to pay' on the last page.

☒ **What this form is for**
You may use this form to register
particulars of a charge created by a
Scottish company.

☐ **What this form is NOT for**
You cannot use this form to register
particulars of a mortgage created by a company
in England and Wales or Northern Ireland.
If this is the case, please use form

THURSDAY



SCT *STBFCVFX* 30/06/2011 1705
COMPANIES HOUSE

se
uk

1 Company details

Company number S C 1 3 5 5 4 8

Company name in full ABERCASTLE DEVELOPMENTS LIMITED ("THE COMPANY")

For official use

→ **Filling in this form**
Please complete in typescript or in
bold black capitals.
All fields are mandatory unless
specified or indicated by *

2 Date of creation of charge

Date of creation 01 07 2006 20 01 11

3 Description

Please give a description of the instrument (if any) creating or evidencing the
charge e.g. 'Standard security', 'Floating charge' etc.

Description Standard Security ("the Charge")

4 Amount secured

Please give us details of the amount secured by the charge.

Amount secured 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 the Bank of Scotland plc, incorporated under
the Companies Act (registered number SC327000) and having its
registered office at The Mound, Edinburgh, EH1 1YZ ("**Bank of
Scotland**") by the Company, whether actually or contingently, solely
or jointly and whether as principal, guarantor, cautioner or surety,
including any money or liabilities of the Borrower to a third party
which have been assigned or novated to or otherwise vested in the
Bank of Scotland, and including discount, commission and other
lawful charges or expenses which the Bank of Scotland may in the
course of its business charge or incur in respect of any of those
matters or for keeping the Company's account together with interest
upon them and Expenses relating to them ("**the Secured
Liabilities**").

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

Please see the attached continuation page.

MG01s

Particulars of a charge created by a company registered in Scotland

5**Mortgagee(s) or person(s) entitled to the charge**

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge.

Continuation page

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

Name	Bank of Scotland plc
Address	The Mound
	EDINBURGH
Postcode	E H 1 1 Y Z
Name	
Address	
Postcode	

6**Short particulars of all the property charged**

Please give the short particulars of the property charged.

Continuation page

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

Short particulars	<p>ALL and WHOLE (First) ALL and WHOLE that area of ground with dwellinghouse and others erected thereon known as Athernie (otherwise Aithernie) number 40 Barnton Avenue, Edinburgh in the County of Midlothian being the subjects more particularly described in and disposed by and delineated and marked "Plot 1" and coloured green on the plan annexed and signed as relative to the Disposition by Mrs Margaret Cunningham in favour of herself dated 29 October 1985 and recorded in the Division of the General Register of Sasines applicable to the County of Midlothian on 4 November 1985; (Second) ALL and WHOLE that area or piece of ground formerly forming part of garden ground on the subjects known as 38 Barnton Avenue, Edinburgh in the County of Midlothian being the subjects more particularly described in, disposed by and shown on the plan annexed and subscribed as relative to disposition by Applied Capital Investments Limited in favour of Mrs Margaret Cunningham dated 8 May 1996 and recorded in the said Division of the General Register of Sasines on 12 June 1996; (Third) ALL and WHOLE that area or piece of ground lying generally to the northwest of Barnton Avenue, Edinburgh in the County of Midlothian extending to 465 square metres or thereby being the subjects more particularly described in, disposed by and shown delineated and coloured red on the plan annexed and signed as relative to Disposition by Michael Martin Watt in favour of Mrs Margaret Cunningham dated 24 November 1994 and recorded in the said Division of the General Register of Sasines on 30 November 1994; and (Fourth) ALL and WHOLE that area of ground at 40 Barnton Avenue, Edinburgh in the County of Midlothian with former stable block erected thereon comprising dwellinghouse, motor garage and others estending to 0.069 parts of a hectare or thereby being the subjects described in and disposed by and shown delineated and marked "Plot 2" and coloured pink on the plan annexed and signed as relative to disposition by Mrs Margaret Cunningham in favour of Colyen Limited dated 29 October 1985 and recorded in the said Division of the General Register of Sasines on 28 November 1985; Together with in respect of the subjects (First), (Second), (Third) and (Fourth) hereinbefore described (i) all rights common, mutual and otherwise pertaining thereto, (ii) the whole parts, privileges and pertinents pertaining thereto, (iii) the fittings and fixtures therein and thereon and (iv) the Company's whole right, title and interest, present and future in and to the said subjects;</p>
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MG01s

Particulars of a charge created by a company registered in Scotland

7 Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision ①	<p>① 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.</p> <p>Continuation page Please use a continuation page if you need to enter more details.</p>

MG01s

Particulars of a charge created by a company registered in Scotland

8

Particulars as to commission, allowance or discount (if any)

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his:

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.

Commission, allowance
or discount

9

Delivery of instrument

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 (UK), comprising property situated outside the UK, 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 UK. Certified copies of any other documents relevant to the charge should also be delivered.

10

Signature ②

Please sign the form here.

Signature

Signature

X



For and on behalf of Burness LLP X

② Signature

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

MG01s

Particulars of a charge created by a company registered in Scotland



Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name Edward Hunter (BAN/5/3026)

Company name BURNES LLP

Address 50 Lothian Road

Festival Square

Post town EDINBURGH

County/Region Midlothian

Postcode E H 3 9 W J

Country Scotland

DX ED73 EDINBURGH

Telephone 0131 473 6000



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 deed (if any) with this form.
- ☐ You have entered the date the charge was created.
- ☐ You have supplied the description of the instrument.
- ☐ You have given details of the amount secured by the chargee.
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge.
- ☐ You have entered the short particulars of all the property charged.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.



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 charge.

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

MG01s - continuation page

Particulars of a charge created by a company registered in Scotland

4	Amount secured	
	Please give us details of the amount secured by the charge.	
Amount secured	<p>"Conditions" means the conditions contained in the deed of commercial standard security conditions (2006 Edition) dated 24 May 2006 and registered in the Books of Council and Session on 25 May 2006 and any variation or extension thereof and the standard conditions set out in Schedule 3 to the Conveyancing and Feudal Reform (Scotland) Act 1971 and any further amendment to it or re-enactment or replacement of it from time to time.</p> <p>"Expense" or "Expenses" mean the total of the following:-</p> <p>(1) any commission and other charges which the Bank of Scotland may from time to time charge to the Company in the ordinary course of the Company's business in respect of the Secured Liabilities or any service provided by the Bank of Scotland to the Company;</p> <p>(2) any costs, charges, premiums, fees and expenses incurred from time to time by the Bank of Scotland plc under the Conditions and which are either repayable by the Company under the Conditions or are incurred in the exercise by the Bank of Scotland plc of its powers under the Conditions.</p> <p>(3) any costs, charges and expenses incurred by the Bank of Scotland plc in connection with the Bank of Scotland plc doing anything to protect the Charge or to obtain possession of or sell or deal (in any other way allowed by the Conditions) with the property charged.</p> <p>Together with Value Added Tax upon such sums where appropriate.</p> <p>"Interest" means any sum of money payable to Bank of Scotland plc by way of interest upon the Secured Liabilities.</p>	



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 135548

CHARGE NO. 4

**I HEREBY CERTIFY THAT A CHARGE CREATED BY
ABERCASTLE DEVELOPMENTS LIMITED**

ON 17 JUNE 2011

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF BANK OF SCOTLAND PLC

**WAS DELIVERED PURSUANT TO SECTION 878 OF THE
COMPANIES ACT 2006 ON 30 JUNE 2011**

GIVEN AT COMPANIES HOUSE, EDINBURGH 1 JULY 2011



Companies House
— for the record —



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**