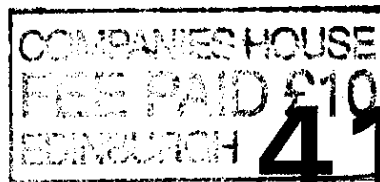


COMPANIES FORM No. 410 (Scot)



**M**

CHFP000

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

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

*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 black lettering*

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



For official use

Company Number  
**180118**

*\* insert full name of  
company*

Name of company

**\* WHALE, The Arts Agency Limited**

Date of creation of the charge (note 1)

**27 January 2000**

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

**Standard Security**

Amount secured by the charge

**All sums due and that may become due to the Scottish Arts Council in terms of a funding agreement between the company and the Scottish Arts Council executed by the company on 12 January 2000 ("the Funding Agreement") and any lawful variation or alteration thereof and all obligations undertaken by the company in terms of the Funding Agreement and any lawful variation or alteration thereof.**

Names and addresses of the persons entitled to the charge

**The Scottish Arts Council incorporated by Royal Charter and having their principal office at 12 Manor Place, Edinburgh EH3 7DD**

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

**Burness  
50 Lothian Road  
EDINBURGH  
LM/54/SCO/S1440**

For official use:  
Charges Section

Post room



Short particulars of all the property charged.

*Please do not write in this margin*

**See Paper Apart 1**

*Please complete legibly, preferably in black type, or bold black 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)

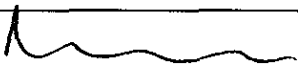
**N/A**

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

**None**

*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:

*2 February 2000*

† delete as appropriate

On behalf of 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 of 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 or 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

## PAPER APART 1

All and Whole the tenants' interest in the Minute of Lease between the City of Edinburgh Council and the company dated 29 July and 4 August 1999 and recorded in the General Register of Sasines for the County of Midlothian 1 December 1999 of All and Whole that area of ground extending to 2.288 hectares 0.71 acres or thereby lying on the south west side of Westburn Grove in the City of Edinburgh and County of Midlothian bounded as follows:- on or towards the north east partly by the south west side of the road known as Westburn Grove and partly by the south west side of the public footpath known as Westburn Grove along which it extends 43.02 metres or thereby following a curve and then 28.83 metres or thereby; generally on or towards the south east by other ground now or at sometime belonging to the City of Edinburgh Council along which it extends in a straight line then a zig zag line then again in a straight line (First) 6.68 metres or thereby (Second) on or towards the north east 1.25 metres or thereby (Third) on or towards the south east 5.58 metres or thereby (Fourth) on or towards the north east 3.39 metres or thereby (Fifth) again on or towards the south east 3.90 metres or thereby (Sixth) again on or towards the north east 5.5 metres or thereby (Seventh) again on or towards the south east 2.47 metres or thereby, (Eighth) again on or towards the south east 6.72 metres or thereby; generally on or towards the south west by ground now or at sometime belonging to the City of Edinburgh Council along which it extends (First) 47.27 metres or thereby and (Second) following the curve again or towards the south west 28.33 metres or thereby; generally on or towards the north west by the south east side of the public footpath Westburn Avenue along which it extends following the curve (First) 15.73 metres or thereby and (Second) 25.03 metres or thereby; and on or towards the north east by the south west side of the public footpath Westburn Avenue along which it extends 6.55 metres or thereby; again on or towards the north west by the south east side of the public footpath Westburn Avenue along which it extends 13.59 metres or thereby; as the said area of ground is delineated and coloured red on plan number 1 annexed and signed as relative to the above mentioned lease.

A handwritten signature in black ink, consisting of a stylized, wavy line that starts with a small vertical stroke on the left and ends with a horizontal tail on the right.

# FILE COPY



## **CERTIFICATE OF THE REGISTRATION OF A CHARGE**

Company number 180118

I hereby certify that a charge created by

WHALE, THE ARTS AGENCY

on 27 JANUARY 2000

for securing ALL SUMS DUE, OR TO BECOME DUE

in favour of THE SCOTTISH ARTS COUNCIL

was delivered pursuant to section 410 of the Companies Act, 1985,  
on 3 FEBRUARY 2000

Given at Companies House, Edinburgh  
4 FEBRUARY 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**

**Alteration to Charges**

**Memoranda of Satisfaction**

**AND**

**Appointments and Cessations**

**of Receivers**

**OF**

**WHALE, THE ARTS AGENCY**

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: SC180118 CHARGE: 1

(1) Date of Registration	(2) Serial Number of Document on File	(3) Date of Creation of each Charge and Description thereof	(4) Date of the aquisition of the Property	(5) Amount secured by the Charge  £	(6) Short Particulars of the Property Charged	(7) Names of the Persons entitled to the Charge
03/02/2000		27/ 1/00 STANDARD SECURITY		ALL SUMS DUE, OR TO BECOME DUE	THE TENANTS' INTEREST UNDER THE LEASE OF GROUND AT WESTBURN GROVE, EDINBURGH	THE SCOTTISH ARTS COUNCIL

# 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: SC180118 CHARGE: 1

(8)  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.	(9)  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.	(10)  Amount or rate per cent of the Commission Allowance or discount	(11)  Memoranda of Satisfaction	(12)  Receiver		
				Name	Date of Appointment	Date of Ceasing to act