

M

COMPANIES FORM No. 466(Scot)

466

Particulars of an instrument of alteration to a floating charge created by a company registered in Scotland

CHFP025

Please do not
write in this
margin

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

Pursuant to section 410 and 466 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

[1 1 2]

SC196089

Name of company

* BONNYMUIR LIMITED ("the Company")

* insert full name
of company

Date of creation of the charge (note 1)

17 June 1999

Description of the instrument creating or evidencing the charge or of any ancillary document which has been altered (note 1)

Bond and Floating Charge ("the Instrument")

Names of the persons entitled to charge

Abtrust Scotland Investment Company plc ("the Trustees")

Short particulars of all the property charged

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

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

McGrigor Donald
Pacific House
70 Wellington Street
Glasgow G2 6SB

DX: 135 Glasgow
BONNYMUI.LFD

AYM/RMM

For official use
Charges Section

Post room



Names, and addresses of the persons who have executed the instrument of alteration (note 2)

- 1 The Governor & Company of the Bank of Scotland, The Mound, Edinburgh ("the Bank")
- 2 Bonnymuir Limited, 35 Albert Street, Aberdeen, AB25 1XU
- 3 Healthcare Scotland Limited, 35 Albert Street, Aberdeen, AB25 1XU
- 4 Albyn Hospital Limited, 21-24 Albyn Place, Aberdeen AB10 1RW
- 5 Fernbrae Hospital Limited, 329 Perth Road, Dundee DD2 1LJ
- 6 UK Private Healthcare Limited, 35 Albert Street, Aberdeen, AB25 1XU
- 7 Abtrust Scotland Investment Company plc, 10 Queen's Terrace, Aberdeen AB1 1XL

Please do not
write in
this margin

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

Date(s) of execution of the instrument of alteration

17 June and 28 July 1999

A statement of the provisions, if any, imposed by the instrument of alteration prohibiting or restricting the creation by the company of any fixed security or any other floating charge having, priority over, or ranking pari passu with the floating charge

Any present or future Standard Security, Bond and Floating Charge or other charge granted by the Company in favour of or assigned to the Bank or the Trustees (other than the Bank's Securities or Trustees' Securities) shall (unless otherwise agreed in writing by the Bank), not prejudice the Ranking Provisions notwithstanding any provision contained in any of the Securities or any such future charge or any rule to the contrary.

Short particulars of any property released from the floating charge

None

The amount, if any, by which the amount secured by the floating charge has been increased

n/a

Please do not
write in
this margin

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

A statement of the provisions, if any, imposed by the instrument of alteration varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges

In this form the following terms will have the following meanings:

"The Bank's Securities" - the Bank's Floating Charge;

"The Bank's Floating Charge" - a Bond and Floating Charge;

"The Trustees' Securities" - The Instrument;

"The Securities" - The Trustees' and the Bank's Securities.

The Securities shall rank in the following order of priority:

(FIRST) the Bank's Securities in respect of all sums secured thereby including, without prejudice to that generality, all sums of principal, interest and charges and all costs, expenses and outlays.

(SECOND) *pari passu* the Trustees' Securities in respect of all sums secured thereby including, without prejudice to that generality, all sums of principal, interest and charges and all costs, expenses and outlays and that notwithstanding the dates on which the Securities as aforesaid are granted or recorded in the General Register of Sasines or registered with the Companies Charges Register and the terms of any instruments or alteration dated on or prior to the Instrument of Alteration affecting any of the Securities ("the Ranking Provisions").

Continuation of the statement of the provisions, if any, imposed by the instrument of alteration varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges

Please do not
write in
this margin

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

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

Signed McGregor David Date 13.08.99

On behalf of ~~company~~ [chargee] †

† delete as
appropriate

Notes

1. A description of the instrument e.g. "Instrument of Charge" "Debenture" etc, as the case may be, should be given. For the date of creation of a charge see section 410(5) of the Companies Act.
2. In accordance with section 466(1) the instrument of alteration should be executed by the company, the holder of the charge and the holder of any other charge (including a fixed security) which would be adversely affected by the alteration.
3. A certified copy of the instrument of alteration, 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 execution of that instrument.
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 Registration Office, 37 Castle Terrace, Edinburgh, EH1 2EB



**CERTIFICATE OF THE REGISTRATION OF
AN ALTERATION TO A FLOATING CHARGE**

Company number 196089

I hereby certify that particulars of an instrument of alteration dated
28 JULY 1999

were delivered pursuant to section 410 of the Companies Act, 1985,
on 16 AUGUST 1999.

The instrument relates to a charge created on 17 JUNE 1999

by BONNYMUIR LIMITED

in favour of ABTRUST SCOTLAND INVESTMENT COMPANY plc

for securing ALL SUMS DUE, OR TO BECOME DUE

Given at Companies House, Edinburgh
18 AUGUST 1999



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: SC196089 CHARGE: 2

(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 acquisition 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
24/06/1999		17/ 6/99 BOND & FLOATING CHARGE		ALL SUMS DUE, OR TO BECOME DUE	UNDERTAKING AND ALL PROPERTY AND ASSETS PRESENT AND FUTURE OF THE COMPANY INCLUDING UNCALLED CAPITAL	ABTRUST SCOTLAND INVESTMENT COMPANY 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: SC196089 CHARGE: 2

(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
COMPANY ARE EXPRESSLY PROHIBITED FROM CREATING SUBSEQUENT FIXED SECURITY HAVING PRIORITY OVER OR RANKING EQUALLY WITH THE FLOATING CHARGE						

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

COMPANY: SC196089 CHARGE: 2

Instruments of Alteration to a Floating Charge					
(13) Date of Execution	(14) Names of the persons who have executed the instrument	(15) 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.	(16) The provisions, if any, varying or otherwise regulating the order of the ranking of the floating charge in relation to fixed securities or to other floating charges.	(17) Short particulars of any property released from the floating charge	(18) The amount, if any, by which the amount secured by the floating charge has been increased. £
	ALBYN HOSPITAL LIMITED AND OTHERS HEALTHCARE SCOTLAND LIMITED BONNYMUIR LIMITED THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND				