

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 or charge
created by a company in England
and Wales or Northern Ireland.
If this is the case, please use form MG01.

WEDNESDAY



S182HBH7

SCT

02/05/2012

#68

COMPANIES HOUSE

1

Company details

Company number

S C 3 0 8 9 4 8

Company name in full

Castle European Estates 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

d1 d2 m0 m4 y2 y0 y1 y2

3

Description

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

Description

Floating charge (the "Floating Charge")

4

Amount secured

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

Amount secured

All present and future obligations and liabilities
(whether actual or contingent and whether owed
jointly or severally or as principal debtor,
guarantor, surety or otherwise or as the equivalent
obligor under the laws of any other jurisdiction)
of the Company to the Lender under the Loan
Agreement.

(see continuation page attached)

Continuation page

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

MG01s - continuation page

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4

Amount secured

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

Amount secured

Where:-

"**Lender**" means Eric Young of Ingsay, 43 Stirling Road, Edinburgh EH5 3JB;
and

"**Loan Agreement**" means the loan agreement (as such agreement is amended,
varied, supplemented, novated or replaced from time to time) dated on or
around the date of the Floating Charge between the Lender and the Company
to make available to the Company a credit facility.

Terms defined in Parts 1 and 3 of this Form MG01s shall have the same
meaning in Part 4 of this MG01s.

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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

Eric Young

Address

Ingsay, 43 Stirling Road, Edinburgh

Postcode

E H 5 3 J B

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

1. The Company in security of the Secured Liabilities grants in favour of the Lender a floating charge over the whole property, assets and rights (including uncalled capital) which is or may from time to time while the Floating Charge is in force be comprised in the property and undertaking of the Company.

2. Paragraph 14 of Schedule B1 to the Insolvency Act applies to the floating charge created by the Floating Charge.

Where:-

"Insolvency Act" means the Insolvency Act 1986 (as amended); and

"Secured Liabilities" means the amount secured by the Floating Charge as more particularly described in Part 4 of this Form MG01s.

Terms defined in Parts 1, 3 and 4 of this Form MG01s shall have the same meaning in Part 6 of this MG01s.

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7 Statement, in the case of a floating charge, as to any restrictions on power to grant further securities and any ranking provision ^①

1. The Company shall not, on or after the date of execution of the Floating Charge by the Company, grant or create or permit to subsist any fixed security or other floating charge (other than the PM Floating Charge) and (in particular but without prejudice to the generality of the foregoing) the Company shall not and, pursuant to the Floating Charge, is expressly prohibited from granting or creating on or after the date of its execution of the Floating Charge any such fixed security or floating charge over its assets or any part thereof which will rank in priority to or *pari passu* with the floating charge created by the Floating Charge.

2. The Floating Charge shall rank *pari passu* with the PM Floating Charge and, subject to Section 464 (2) of the Companies Act, shall rank in priority to any fixed security created by the Company after its execution of the Floating Charge (other than a fixed security in favour of the Lender) and in priority to any other floating charge created by the Company after its execution of the Floating Charge.

Where:-

"Companies Act" means the Companies Act 1985 (as amended); and

"PM Floating Charge" means the floating charge dated on or around the date of the Floating Charge by the Company in favour Peregrine Moncreiffe of 4A Aigue Marine Terrace, La Bouquelaye, St. Helier, Jersey JE2 3GG.

Terms defined in Parts 1, 3, 4 and 6 of this Form MG01s shall have the same meaning in Part 7 of this Form MG01s.

^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.

Continuation page

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

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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 N/A

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 

X

② Signature

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

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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 *David Stewart Howitt*

Company name *Castle European Estates Limited*

Address *20 Rutland Square*

Post town *Edinburgh*

County/Region

Postcode

E	H	1		2	B	B
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Country

DX *DX 199 Edinburgh*

Telephone



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



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A CHARGE**

COMPANY NO. 308948

CHARGE NO. 2

I HEREBY CERTIFY THAT A CHARGE CREATED BY CASTLE
EUROPEAN ESTATES LIMITED

ON 12 APRIL 2012

FOR SECURING ALL SUMS DUE OR TO BECOME DUE

IN FAVOUR OF ERIC YOUNG

WAS DELIVERED PURSUANT TO SECTION 878 OF THE
COMPANIES ACT 2006 ON 2 MAY 2012

GIVEN AT COMPANIES HOUSE, EDINBURGH 2 MAY 2012



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES