

# 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](http://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 w  
instrument. Use fo

For further information, please  
refer to our guidance at:

[www.companieshouse.gov.uk](http://www.companieshouse.gov.uk)

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



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

THURSDAY



\*S2JNSIU8\*  
SCT 24/10/2013 #197  
COMPANIES HOUSE

### 1 Company details

Company number S C 3 5 9 6 5 5

Company name in full A & D PRECISION LIMITED

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 Charge creation date

Charge creation date d 1 7 m 1 0 y 2 0 1 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 DYGLEN ENGINEERING LIMITED DIRECTORS PENSION

SCHEME

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.

MR01

Particulars of a 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

~~ADDITIONAL FIRST FLOATING CHARGE~~

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

MR01  
Particulars of a charge

8

Trustee statement <sup>1</sup>

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.

☐

<sup>1</sup> This statement may be filed after the registration of the charge (use form MR06).

9

Signature

Please sign the form here.

Signature

Signature

X

*T. J. [Signature]*

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 Tom Russell

Company name A & D Precision Limited

Address Hardgrove House

Milnathort

Post town Kinross

County/Region Kinrosshire

Postcode K Y 1 3 9 S P

Country Scotland

DX

Telephone 01592 770008



### 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](http://www.companieshouse.gov.uk) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.companieshouse.gov.uk)



**FILE COPY**

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

Company number: 359655

Charge code: SC35 9655 0002

The Registrar of Companies for Scotland hereby certifies that a charge dated 17th October 2013 and created by A & D PRECISION LTD was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 24th October 2013.

Given at Companies House, Edinburgh on 28th October 2013



**Companies House**



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

FLOATING CHARGE for ALL SUMS

Between

(1) A & D PRECISION LIMITED  
Registration number. SC359655

And in favour of

(2) THOMAS HENRY RUSSELL as Trustee of the DYGLEN ENGINEERING  
LIMITED DIRECTORS PENSION SCHEME

And

(3) THOMAS HENRY RUSSELL as Member of the DYGLEN ENGINEERING  
LIMITED DIRECTORS PENSION SCHEME

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\* Certified to be a true copy of the  
original seen by me.

Signed S R Fernando DL OBE

Date 17 October 2013

S R FERNANDO DL OBE  
MANAGING DIRECTOR  
ARDHEL AUTOMATION LTD  
NASMYTH ROAD  
GLENROTHES  
KY6 2SD

WE, A & D PRECISION LIMITED, a company incorporated under the Companies Act registered number SC359655 and having its registered office at Hardgrove House, Milnathort, Kinross, KY13 9SP and trading from Nasmyth Road, Southfield Industrial Estate, Glenrothes, KY6 2SD ("the Company"), of the First Part,, THOMAS HENRY RUSSELL of Hardgrove House, Burnside, By Milnathort, Kinross KY13 9SP ("the Trustee") of the retirement benefits scheme known as "The Dyglen Engineering Limited Directors Pension Scheme" ("the Scheme"), of the Second Part, and the said Thomas Henry Russell as a member of the Scheme of the Third Part.

CONSIDERING THAT

- A. The Trustee of the Scheme has advanced to the Company by way of a repayable loan the sum of £90,000 (Ninety thousand pounds sterling only) on or about 3rd (third) July 2013.
- B. The parties wish to record the terms upon which this sum is to be secured over the property and assets of A & D Precision Limited.
- C. A & D Precision Limited wishes to consent to the granting and the registering of this floating charge with the Registrar of Companies.

NOW THIS FLOATING CHARGE WITNESSES as follows: -

1. The Trustee hereby lends to the Company the said sum of £90,000 (Ninety thousand pounds sterling only) ("the loan" which term shall include any part of the said sum from time to time outstanding) receipt of which the Company acknowledges on the following terms and conditions:

- (1) The Loan shall be utilised for the business of "the Company".

- (2) The floating charge shall be for all sums advanced now or in the future plus all interest due thereon plus any costs incurred by the lender in connection with recovery of the aforesaid loan and interest.
  - (3) This floating charge shall be a first ranking floating charge ranking before all others now or in the future.
  - (4) The Floating Charge can only be discharged on full repayment of the all sums due and owed by the Company to the Trustee.
  - (5) The Company may grant further floating charges in the future but any such floating charges must rank after this first floating charge.
  - (6) The Company shall consent to the registration of this floating charge.
2. The Loan or loans or all sums or any part thereof remaining outstanding shall be repaid immediately together with interest accrued to the date of such repayment in the event that: -
- (a) the Trustees request repayment in full at any time
  - (b) any distress, diligence or execution levied or issued against any of the property of the Company is not discharged within seven days or
  - (c) a winding-up order or an administration order has been made with respect to the Company, or a resolution for voluntary winding-up has been passed with respect to the Company, or a receiver, administrative receiver or manager of its undertaking has been duly appointed, or possession has been taken by or on behalf of the holder of any debentures secured by a floating charge of any property of the Company comprised in or subject

to the charge, or a voluntary arrangement is approved under Part I of the Insolvency Act 1986 or

- (d) the Company ceases or threatens to cease to carry on its business or
- (e) the Company is unable to pay its debts within the meaning of Section 518 of the Companies Act 1985 or any re-enactment thereof or
- (f) The Company in the opinion of the Trustee or otherwise makes default in observing or fulfilling any of its obligations under the loan agreement dated 3 (third) May 2006.
- (g) There is a change in control of the Company within the meaning of Section 416 of the Income and Corporation Taxes Act 1988.
- (h) If the company fails to make repayment as requested or unable to do so then the floating charge holder will consider the Company to be in default of its obligations.

3. The Company grants security over all its assets, stocks, work-in-progress, book debts, other cash receivables, reversion on the sale of any assets, cash and any other moveable assets belonging to the Company from time to time and not specifically charged to another lender.

4. In the event that the Company defaults on the repayment of the aforesaid loan or any future loans or in the event of the Company failing to repay the loan or loans and interest or any sums outstanding when required to do so or in the

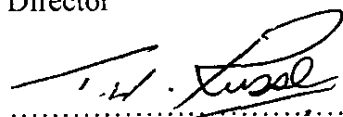
event of the Company being in default as outline above or any other event occurring as per paragraph 2 then under this floating charge the Company agrees that the floating charge holder shall have the right to appoint a manager or receiver of the company's assets and affairs.

IN WITNESS WHEREOF these presents consisting of this and the 4 preceding pages are executed as follows, the Directors of A & D Precision Limited subscribing in their capacities as signatories able to bind the Company to the terms of this floating charge.

For A & D PRECISION LIMITED

Director

Director/Secretary



A & D Precision Limited

A & D Precision Limited

THOMAS HENRY Russeu

Print Name

Print Name

GLENROTHES

Town/Place of Signing

17 - 10 - 2013

Date of Signing



Witness

Signature

17 - 10 - 2013

Date of Signing

Full Name ROBERT DOUGLAS BARR

Address 7 ST BERNARD'S ROW

EDINBURGH

Post Code EH4 1HW

Town/Place of Signing GLENROTHES