

MR01

Particulars of a charge



Companies House



Go online to file this information
www.gov.uk/companieshouse

A fee is payable with this form
Please see 'How to pay' on the last page

☒ **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 where there is
an instrument. Use form MR08.

WEDNESDAY



SCT 10/08/2016 #136
COMPANIES HOUSE

This form must be delivered to the Registrar for registration within
21 days beginning with the day after the date of creation of the charge. If
delivered outside of the 21 days it will be rejected unless it is accompanied by a
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. **Do not send the original.**

1 Company details

Company number

S	C	4	2	7	0	7	7
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Company name in full A. L. CUMMING AND SONS LIMITED

For official use
3
→ **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	2	d	2	m	0	m	7	y	2	y	0	y	1	y	6
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

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 BANK OF SCOTLAND PLC

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.

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4

Brief description

Please give a short description of any land, ship, aircraft or intellectual property registered or required to be registered in the UK subject to a charge (which is not a floating charge) or fixed security included in the instrument.

Please submit only a short description. If there are a number of plots of land, aircraft and/or ships, you should simply describe some of them in the text field and add a statement along the lines of, "for more details please refer to the instrument".

Please limit the description to the available space.

Brief description

ALL and WHOLE the subjects known as The Room, 73 Queensgate, Inverness, IV1 1DG all as registered in the Land Register of Scotland under Title Number INV35443;

5

Other charge or fixed security

Does the instrument include a charge (which is not a floating 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 company from creating further security that will rank equally with or ahead of the charge? Please tick the appropriate box.

☒ Yes

☐ No

8

Trustee statement ^①

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.

☐

^① This statement may be filed after the registration of the charge (use form MR06).

9

Signature

Please sign the form here.

Signature

Signature

X *RCCW*
PPDA

AS AGENT FOR ALCUMMING + SONS LIMITED

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

X

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Particulars of a charge

**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. The contact information you give will be visible to searchers of the public record.

Contact name **IAN A ANGUS**

Company name **RAEBURN CHRISTIE**

CLARK & WALLACE

Address **6 NORTH STREET**

Post town **INVERURIE**

County/Region

Postcode

A	B	5	1	4	Q	R
---	---	---	---	---	---	---

Country

DX

Telephone **01467 629300**

**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 £23 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.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse



FILE COPY

CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 427077

Charge code: SC42 7077 0003

The Registrar of Companies for Scotland hereby certifies that a charge dated 22nd July 2016 and created by A.L. CUMMING AND SONS LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 10th August 2016.

Given at Companies House, Edinburgh on 11th August 2016



Companies House



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

IMPORTANT NOTICE: WE RECOMMEND THAT YOU CONSULT A SOLICITOR OR OTHER INDEPENDENT LEGAL ADVISER BEFORE SIGNING THIS DOCUMENT.

STANDARD SECURITY

In this standard security the following words have these meanings:-

BoS: means **Bank of Scotland plc** incorporated in Scotland under the Companies Acts (Company No. SC327000) and having its Registered Office at The Mound, Edinburgh, EH1 1YZ and includes its successors and personal representatives.

Borrower: means **A.L. Cumming and Sons Limited** incorporated in Scotland under the Companies Acts (Company No. SC427077) and having its Registered Office at Loral, Knowehead of Cook, New Byth, Turriff, Aberdeenshire, AB53 5UA.

Property: means the property known as The Room, 73 Queensgate, Inverness, IV1 1DG registered in the Land Register of Scotland under Title Number INV35443.

Proprietor: means the Borrower.

Secured Liabilities: has the same meaning as in the Conditions.

Conditions: means the Standard Security Conditions (2006 Edition) made by the Governor and Company of the Bank of Scotland (now known as BoS) dated 10 July 2006 and registered in the Books of Council and Session on 11 July 2006.

1. The Borrower hereby binds itself and its successors and personal representatives whomsoever without the necessity of discussion to pay to BoS or perform the Secured Liabilities when BoS demands in writing.
2. The Proprietor hereby grants a standard security to BoS over the Property for the Secured Liabilities.
3. The Standard Conditions specified in Schedule 3 to the Conveyancing and Feudal Reform (Scotland) Act 1970 as varied by the Conditions (receipt of a copy of which the Borrower and the Proprietor hereby acknowledge) and any lawful variation operative for the time being apply.
4. The Proprietor grants warrandice subject to a Lease between Tulloch Ventureline Ltd and Highland Hospitality Ltd which was assigned to William Grant Skinner and Andrea Hamilton Skinner, dated 26 August 2005 and registered in the Books of Council and Session on 17 March 2006.

**Certified as a true copy
original documentation seen**

Jan A. Angus 21/07/16

**Raeburn Christie Clark & Wallace
12-16 Albyn Place, Aberdeen, AB10 1PS**

13-16 Albany Place, Aberdeen, AB10 1P2
Raeburn Christie Clark & Wallace

.....
original documentation seen
Certified as a true copy

5. For the purposes of Condition 18 of the Conditions, the service address of BoS is Customer Service & Operations, Corporate Banking, Credit Fulfilment, 5th Floor, 110 St Vincent Street, Glasgow, G2 5ER.

IN WITNESS WHEREOF this standard security printed on this and the preceding page is executed as follows:

**EXECUTED by A.L. Cumming and Sons
Limited**

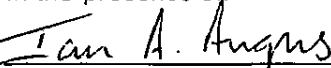
at TURRIFF

on 21ST JULY 2016

acting by:

 Director

in the presence of: -



Witness

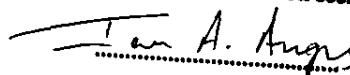
signature

IAN ALISTAIR ANGUS Full Name

6 NORTH STREET Address

INVERURIE

Certified as a true copy
original documentation seen

 21.07.16

Raeburn Christie Clark & Wallace
12-16 Albyn Place, Aberdeen, AB10 1PS

original documentation seen
Certified as a true copy

12-16 Albyn Place, Aberdeen AB10 1PS
Raeburn Christie Clark & Wallace

BANK OF SCOTLAND

STANDARD SECURITY

by

A.L. CUMMING AND SONS LIMITED


in favour of

BANK OF SCOTLAND PLC

Property: The Room, 73 Queensgate,
Inverness, IV1 1DG

00121637/1

**Certified as a true copy
original documentation seen**

 21.07.16

**Raeburn Christie Clark & Wallace
12-16 Albyn Place, Aberdeen, AB10 1PS**

original documentation seen
(certified as a true copy)

12-16 Albyn Place, Aberdeen, AB10 1PS
Rachael Christine Clark or Wallace

A. L. CUMMING & SONS LIMITED

LORAL, KNOWEHEAD OF COOK • CRUDIE, TURRIF • AB53 5UA
Tel: (01888) 551756

To: Bank of Scotland plc
The Mound
Edinburgh
EH1 1YZ

Officer's Certificate

Company	: A. L. Cumming & Sons Limited ("the Company")
Registered Office	: Loral, Knowehead of Cook, New Byth, Turriff, Aberdeenshire AB53 5UA
Registered Number	: SC427077
Security	: Standard Security over the property at The Room, 73 Queensgate, Inverness, IV1 1DG (the "Security").

I, Albert Sievwright Cumming, a Director of the Company do hereby certify that:-

- (1) the Company has the necessary power to grant the Security;
- (2) the Board of Directors of the Company has approved the terms of, and the granting of the Security and resolved that the granting of the Security is for the commercial benefit of the Company;
- (3) the Board of Directors of the Company has duly authorised that the Security be executed on behalf of the Company by the individuals referred to in (4) below who were, on the date of execution of the Security and remain, duly appointed Directors of the Company;
- (4) the Resolutions giving the authorisations referred to above were validly passed at a properly convened meeting of the Board of Directors of the Company and are in full force and effect and Albert Sievwright Cumming residing at Loral, Knowehead of Cook, New Byth, Turriff, Aberdeenshire AB53 5UA is authorised to execute the Security on behalf of the Company;
- (5) I was, on the date of execution of the Security and remain, a duly appointed Director of the Company.

This certificate is authorised by the Board of Directors of the Company.

**Certified as a true copy
original documentation seen**

Ian A. Angus 21/07/16
.....
Raeburn Christie Clark & Wallace
12-16 Albyn Place, Aberdeen, AB10 1PS

[Signature]
.....
Director

Date: 21/07/16

15-16 Wipyn Place, Aberdeen, AB10 1PS
Rugman Clive Clark & Wallace

original documentation seen
Certified as a true copy