

# MR01

## Particulars of a charge

034078/613



Companies House

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

You can use the WebFiling  
Please go to [www.companieshouse.gov.uk](http://www.companieshouse.gov.uk)

WEDNESDAY

☒ **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 the  
instrument. Use form MR08



SCT 25/02/2015 #32  
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   
Company name in full

For official use  
12  
→ 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

### 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

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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## Particulars of a charge

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## 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.

Brief description

ALL AND WHOLE the property known as The Room,  
73 Queensgate, Inverness.

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.

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## 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

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## 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

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## 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

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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).

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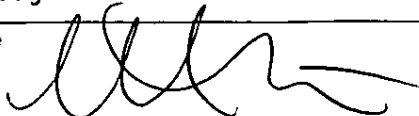
## Signature

Please sign the form here.

Signature

Signature

X



X

AS AGENT FOR A. L. CUMMING & SONS LIMITED

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

MR01

## 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

STEWART & WATSON  
SOLICITORS

Address

59 HIGH STREET

Post town

TURRIFF

County/Region

ABERDEENSHIRE

Postcode

A B 5 3 4 E L

Country

SCOTLAND

DX

Telephone

01888 563773

**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: 427077

Charge code: SC42 7077 0002

The Registrar of Companies for Scotland hereby certifies that a charge dated 14th February 2015 and created by A.L. CUMMING AND SONS LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 25th February 2015.

Given at Companies House, Edinburgh on 27th February 2015



**Companies House**



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

# **BANK OF SCOTLAND**

**STANDARD SECURITY**

by

**A.L. CUMMING AND SONS LIMITED**

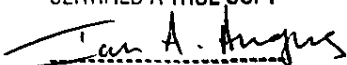
in favour of

**BANK OF SCOTLAND PLC**

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

00121637/1

TURRIFF 24/02/15  
CERTIFIED A TRUE COPY



SOLICITOR  
59 HIGH STREET, TURRIFF AB53 4EL

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

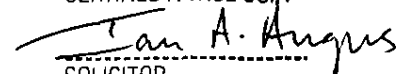
**STANDARD SECURITY**

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

<b>BoS:</b> 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.
<b>Borrower:</b> 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.
<b>Property:</b> means ALL and WHOLE the ground floor and basement premises now known as Seventy-three Queensgate, in the County of Inverness, IV1 1DG being the subjects more particularly described in and believed to be shown as two areas outlined in red on the plan annexed and executed as relative to Disposition by Clydesdale Bank Public Limited Company in favour of Hayden Entertainment and Leisure Limited dated Thirtieth August and recorded in the Division of the General Register of Sasines applicable to the County of Inverness on Nineteenth December both months in the year Nineteen hundred and eighty eight which subjects hereinbefore described are part of the tenement of shops, offices and parts of the building formerly known as the Queensgate Hotel, Numbers Thirty three, Thirty five and thirty seven Queensgate and Numbers Fifty to Fifty two Church Street, Inverness.
<b>Proprietor:</b> means the Borrower.
<b>Secured Liabilities:</b> has the same meaning as in the Conditions.
<b>Conditions:</b> 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.

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59 HIGH STREET, TURRIFF AB53 4EL


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 15<sup>th</sup> JANUARY 2015

acting by:

  
Director

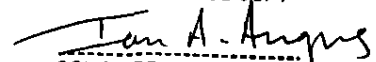
in the presence of: -

Ian A. Angus      Witness  
signature

IAN ALISTAIR ANGUS      Full Name

59 HIGH STREET      Address  
TURRIFF

TURRIFF 24/2/15  
CERTIFIED A TRUE COPY

  
SOLICITOR  
59 HIGH STREET, TURRIFF AB53 4EL

# A. L. CUMMING & SONS LIMITED

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

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

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

I, Albert Sievewright Cumming, a Director or Company Secretary of the Company of the Company do hereby certify that:-

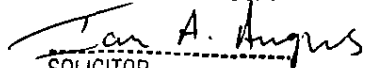
- (1) the Company has the necessary power to grant the Security;
- (2) the Board of Directors of the Company has approved the terms of, and the granting of the Security and resolved that the granting of the Security is for the commercial benefit of the Company;
- (3) the Board of Directors of the Company has duly authorized 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 authorizations 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 Sievewright Cumming, residing at Loral, Knowehead of Cook, Crudie, Turriff, AB53 5UZ, was authorized 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 Company Secretary of the Company.

This certificate is authorized by the board of Directors of the Company.

Date: 15/01/15

  
.....  
Company Secretary/Director

TURRIFF 24/12/15  
CERTIFIED A TRUE COPY

  
SOLICITOR  
59 HIGH STREET, TURRIFF AB53 4EL