

MR01

Particulars of a charge



Companies House

145451/E13

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

☒ **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

For further information, please



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28/10/2013

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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.

1 Company details

Company number S C 1 4 8 9 3 7

Company name in full Taylor Shepherd Homes 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 4 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 Angus Council

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	Description	<p>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.</p>	<p>Continuation page Please use a continuation page if you need to enter more details.</p>
Description	Ground at 25 Park Avenue, Carnoustie, DD7 7JA being the subjects registered in the Land Register for Scotland under Title Number ANG46732		

5	Fixed charge or fixed security	<p>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.</p> <p><input checked="" type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p>	
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6	Floating charge	<p>Is the instrument expressed to contain a floating charge? Please tick the appropriate box.</p> <p><input type="checkbox"/> Yes Continue</p> <p><input checked="" type="checkbox"/> No Go to Section 7</p> <p>Is the floating charge expressed to cover all the property and undertaking of the company?</p> <p><input type="checkbox"/> Yes</p>	
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7	Negative Pledge	<p>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.</p> <p><input checked="" type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p>	
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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



X

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

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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	Karen Scrymgeour
Company name	Angus Council
Legal Services	
Address	Angus House
	Orchardbank Business Park
Post town	Forfar
County/Region	Angus
Postcode	D D 8 1 A N
Country	Scotland
DX	
Telephone	01307 476288



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 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 number: 148937

Charge code: SC14 8937 0013

The Registrar of Companies for Scotland hereby certifies that a charge dated 14th October 2013 and created by TAYLOR SHEPHERD HOMES LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 28th October 2013.

Given at Companies House, Edinburgh on 30th October 2013



Companies House



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

At Forfar on 24 October 2013 I certify that this is
a true copy of the original document
Lisa Rose, Solicitor, Forfar.

WE, Taylor Shepherd Homes Limited, being a company registered under the Companies Acts (Company Number SC148937) and having our registered office at Restenneth House, Old Brechin Road, Forfar, DD8 3DX (hereinafter referred to as "the Debtor") hereby in security of all sums due and that may become due by us to ANGUS COUNCIL, a local authority constituted in terms of the Local Government etc (Scotland) Act 1994 and having its principal office at Angus House, Orchardbank Business Park, Forfar and interest on such sums including without prejudice to the foregoing generality such sums and obligations due by us in terms of Missives concluded between Angus Council and us the said Taylor Shepherd Homes Limited dated Twelfth December Two Thousand and Eleven, Eleventh January, Twenty second November and Twenty ninth November all days in the year Two thousand and twelve and Seventh January Two thousand and thirteen (hereinafter referred to as "the Agreement") and any supplementary agreements or agreements to follow thereon Hereby Grant a Standard Security in favour of the said Angus Council over ALL and WHOLE the area of ground at Twenty five Park Avenue, Carnoustie, DD7 7JA being the subjects registered under Title Number ANG46732; Together With (One) the whole buildings and erections thereon; (Two) the fixtures and fittings therein and thereon; (Three) all rights of access and egress necessary for the full use and enjoyment thereof; (Four) the parts, privileges and pertinents thereof; and (Five) the whole other rights, common, mutual and others pertaining thereto; The Standard Conditions specified in Schedule 3 of the Conveyancing and Feudal Reform (Scotland) Act 1970 (as amended) in any lawful variation thereof operative for the time being shall apply; And we agree that the Standard Conditions shall be varied to the effect that:-

- (a) Standard Condition 1 shall be modified to the effect that it shall be an obligation on us where there is an obligation to maintain the Security Subjects such obligations shall be deemed to include an obligation to renew or procure the renewal of the same should this be reasonably required by the Council;
- (b) Standard Conditions 3 and 4 shall be modified to the effect that it shall be an obligation on us to ensure that consents and approvals under all statutes (including all byelaws, instruments, orders and regulations for the time being

made thereunder or deriving therefrom) and the regulations and code of practice of any governmental, local or other competent authorities affecting the Security Subjects have been obtained and are complied with at all times;

(c) Standard Condition 4 shall be varied to the effect that reference to any Notice or Order issued or made by virtue of the Town & Country Planning (Scotland) Acts 1997 to 2006 and any subsequent amendments shall be construed as including all Notices or Orders or whatsoever kind made, given or issued by any authority or person which may affect the value of the Security Subjects in any way;

(d) Standard Condition 5 shall be modified to the effect that it shall be an obligation on us:-

(i) to maintain such insurances in relation to the Security Subjects as are normally maintained by prudent owners of similar properties;

(ii) without prejudice to the foregoing sub paragraph (i) to effect and maintain insurance against loss or damage to the Security Subjects by fire, lightning, explosion, storm, tempest, flood, aircraft (other than hostile aircraft), landslip, subsidence, riot and civil commotion, malicious damage and other such risks as the Council may from time to time require and that with sound and reputable insurers and we shall procure that the interest of the Council as a heritable creditor is noted on the relevant policy or policies of insurance and that in such form and manner as the Council may specify from time to time;


(iii) to ensure that each such insurance policy will not as against the Council be rendered void, voidable or unenforceable by reason of any act, omission, breach of warranty or non-disclosure by us or any occupier of the said Security Subjects;

(iv) not to insure the Security Subjects or any part thereof otherwise than in accordance with the foregoing obligations and if we shall at any time

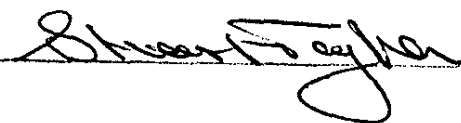
effect any insurance in breach of such obligation to hold all monies received under any such last mentioned insurance as Trustee for the Council and on demand to pay the same to the Council to be applied as if the same arose under a policy effected in terms hereof; and

- (v) the insurance to be effected in terms of Standard Conditions 5(a) shall provide index linked cover to the extent of the reinstatement value of the Security Subjects or the open market value of the Security Subjects which ever is the highest;

And we grant warrandice; and we consent to registration of these presents for execution: IN WITNESS WHEREOF these presents consisting of this and the two preceding pages are signed for and on behalf of the said Taylor Shepherd Homes Limited at Forfar on the Twenty ninth day of August in the year Two thousand and thirteen by David Edward Shepherd and Stuart Glenday Taylor, both Directors of the said Taylor Shepherd Homes Limited.



Director



Director