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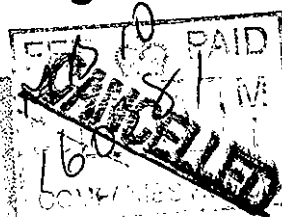
* insert full name
of company

COMPANIES FORM No. 395

Particulars of a mortgage or charge

395

Pursuant to section 395 of the Companies Act 1985



To the Registrar of Companies

For official use

Company number

Name of company

* J.T.MACKLEY & CO. LTD

258810

Date of creation of the charge

26th MARCH 1999

Description of the instrument (if any) creating or evidencing the charge (note 2)

CONTRACT BETWEEN (1) ARUN DISTRICT COUNCIL AND (2) J.T.MACKLEY & CO. LTD
DATED 26th MARCH 1999

Amount secured by the mortgage or charge

A floating charge in respect of plant and machinery pursuant to clauses 53 and 63 of the ICE conditions incorporated within the contract. In particular, clause 63(2) applies a power of sale in respect of such property where the Employer re-enters upon the site. This constitutes a floating charge.

The floating charge secures the obligation of the Contractor (J.T. Mackley & Co. Ltd) to make good to the Council any loss or expenses pursuant to the contract in accordance with clauses 47, 49 and 63 of the ICE Conditions.

Names and addresses of the mortgagees or persons entitled to the charge

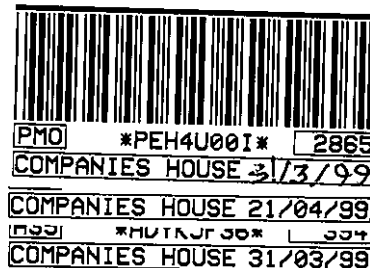
ARUN DISTRICT COUNCIL, CIVIC CENTRE, MALTRAVERS ROAD, LITTLEHAMPTON,
WEST SUSSEX

Postcode BN17 5LF

Presenter's name address and
reference (if any):

W.A.Johnson
Solicitor to the Council
Arun District Council
Civic Centre
Littlehampton BN17 5LF

For official Use
Mortgage Section



Time critical reference

Form F135 (No 395)

Meredith Format

14 Vere Street
Salford M5 2EX
Tel: 0161 745 8222

Short particulars of all the property mortgaged or charged

The plant and machinery brought onto the site referred to in the contract pursuant to the contract.

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Please complete legibly, preferably in black type, or bold block lettering

Particulars as to commission allowance or discount (note 3)

N/A

Signed W.A. Johnson W.A. JOHNSON

Date 29th March 1999

SOLICITOR

On behalf of [company][mortgagee/chargee]†

† delete as appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
 - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
 - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.

FILE COPY



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 00258810

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A CONTRACT DATED THE 26th MARCH 1999 AND CREATED BY J.T.MACKLEY & CO.LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO ARUN DISTRICT COUNCIL TO MAKE GOOD TO THE COUNCIL NY LOSS OR EXPENSES PURSUANT TO THE CONTRACT IN ACCORDANCE WITH CLAUSES 47, 49 AND 63 OF THE ICE CONDITIONS WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 31st MARCH 1999.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 4th MAY 1999.



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



COMPANIES HOUSE