

MG01

Particulars of a mortgage or charge

000148/13



A fee is payable with this form.

We will not accept this form unless you send the correct fee

Please see 'How to pay' on the last page

☒ **What this form is for**
You may use this form to register
particulars of a mortgage or charge
in England and Wales or Northern
Ireland

☒ **What this form is NOT for**
You cannot use this form to
particulars of a charge for a
company. To do this, please use
form MG01s

FRIDAY



A20

02/09/2011

COMPANIES HOUSE

314

1 Company details

Company number 3 0 8 8 9 5 8

Company name in full Auger Site Investigations Limited (the "Chargor")

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 Date of creation of charge

Date of creation d 2 d 6 m 0 m 8 y 2 y 0 y 1 y 1

3 Description

Please give a description of the instrument (if any) creating or evidencing the
charge, e.g. 'Trust Deed', 'Debenture', 'Mortgage', or 'Legal charge'

Description Charge dated 26th August 2011 between the Lender and the Chargor (the "Charge")

4 Amount secured

Please give us details of the amount secured by the mortgage or charge

Amount secured all Expenses and all money, obligations and liabilities (actual or
contingent, at the date of the Charge or future) from time to time due
owing or incurred by Chargor to the Lender under the Charge or the
Guarantee (the "Secured Liabilities")

Continuation page

Please use a continuation page if
you need to enter more details

MG01

Particulars of a mortgage or charge

5

Mortgagee(s) or person(s) entitled to the charge (if any)

Please give the name and address of the mortgagee(s) or person(s) entitled to the charge

Name	GBF Capital Limited (the "Lender")
Address	3rd Floor, Hanover House, 118 Queens Road Brighton
Postcode	B N 1 3 X G
Name	
Address	
Postcode	

Continuation page

Please use a continuation page if you need to enter more details.

6

Short particulars of all the property mortgaged or charged

Please give the short particulars of the property mortgaged or charged

Short particulars

By way of fixed charge to the Lender all Chargor's right, title and interest and benefit from time to time in and to the following

(a) the LLP Income, and

(b) the Loan Repayment Account and all monies from time to time standing to the credit thereof

together (the "Charged Assets")

Note The Charge contains the following provision "Negative Pledge

Save for the Charge, Chargor shall not create, attempt to create, agree to create or permit to subsist any Security Interest on or to affect the Charged Assets "

Definitions

"Borrower" means Jacqui Brewster of 44 Caldys Road, West Kirby, Wirral, Merseyside CH48 2HQ

"Expenses" means all costs (including legal costs), charges, expenses and damages (and any VAT thereon) (in each case on a full indemnity basis) sustained or incurred from time to time by the Lender in connection with

(a) the enforcement, defence or protection of the security (including the costs of any investigation by any person for the purposes of determining whether any action is appropriate to so enforce, defend or protect),

(b) the appointment of any Receiver or any delegate or sub-delegate under the Charge, or

(c) the pursuit of any rights contained in the Charge or any document referred to in the Charge

"Guarantee" means the guarantee entered into on or about the date of the Charge under which the Chargor guaranteed the obligations of the Borrower under the Loan Agreement

"LLP" means Howard Terrace LLP (Registered No OC360216) a limited liability partnership formed under the laws of England and Wales

MG01

Particulars of a mortgage or charge

7

Particulars as to commission, allowance or discount (if any)

Please insert the amount or rate percent of any commission, allowance or discount paid or made either directly or indirectly by the company to any person on consideration of his

- subscribing or agreeing to subscribe, whether absolutely or conditionally, or
- procuring or agreeing to procure subscriptions, whether absolute or conditional,

for any debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered

Commission allowance or discount

Nil

8

Delivery of instrument

You must deliver the original instrument (if any) creating or evidencing the charge and these prescribed particulars to the Registrar of Companies within 21 days after the date of creation of the charge (section 860). If the property is situated and the charge was created outside the United Kingdom (UK), you must deliver the information to the Registrar within 21 days after the date on which the instrument could have been received in the UK in the normal course of post and assuming you had posted it promptly (section 866).

We will accept a verified copy of the instrument creating the charge where the property charged is situated and the charge was created outside the UK (section 870). The company or the person who has delivered the copy to the Registrar must verify it to be a correct copy and sign it. Where a body corporate gives the verification, an officer of that body must sign it. We will also accept a verified copy where section 867(2) applies (property situated in another part of UK).

9

Signature

Please sign the form here

Signature

Signature

X



X

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

MG01

Particulars of a mortgage or 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 and will establish where we return the original documents. The contact information you give will be visible to searchers of the public record.

Contact name

Company name

Premiere Picture

Address

3rd Floor, Hanover House

118 Queens Road

Post town

Brighton

County/Region

Postcode

B N 1 3 X G

Country

DX

Telephone

01273 766399



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 the original deed with this form
- ☐ You have entered the date the charge was created
- ☐ You have supplied the description of the instrument
- ☐ You have given details of the amount secured by the mortgagee or chargee
- ☐ You have given details of the mortgagee(s) or person(s) entitled to the charge
- ☐ You have entered the short particulars of all the property mortgaged or charged
- ☐ You have signed the form
- ☐ You have enclosed the correct fee



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.

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

MG01s - continuation page

Particulars of a charge created by a company registered in Scotland

6

Short particulars of all the property charged

Please give the short particulars of the property charged

Short particulars

"LLP Agreement" means the agreement between, inter alios, the LLP and Chargor constituting the LLP

LLP Income" means the Chargor's proportionate share (as determined under the LLP Agreement) of 50% of all net income from the exploitation of film rights of the LLP and net income for these purposes is all such income after deduction of all costs and expenses which the LLP is contractually obliged to pay "off the top" by virtue of any agreements from time to time entered into by the LLP in respect of such film rights whether paid or payable to Chargor by virtue of any dividend or distribution or by way of drawing or advance

"LLP Interest" means all Chargor's right, title and interest from time to time in and to the LLP by virtue of Chargor being a member of the LLP

"Loan Agreement" means the loan agreement between Borrower and the Lender dated on or about the date of the Charge

"Loan Repayment Account" means the account from time to time specified by or on behalf of the Lender as the Loan Repayment Account under the Loan Agreement.

"Receiver" means any receiver or receiver and manager appointed under or pursuant to the Charge

"Security Interest" means any mortgage, charge, hypothecation, pledge, lien, encumbrance, trust arrangement, contractual arrangement or assignment having the effect of security, conditional sale or other title retention agreement, combination of accounts or other security interest whatsoever, howsoever created or arising



CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 869(5) & (6) of the Companies Act 2006

**COMPANY NO. 3088958
CHARGE NO. 5**

**THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A CHARGE DATED 26 AUGUST 2011
AND CREATED BY AUGER SITE INVESTIGATIONS LIMITED
FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM
THE COMPANY TO GBF CAPITAL LIMITED ON ANY ACCOUNT
WHATSOEVER UNDER THE TERMS OF THE AFOREMENTIONED
INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS
REGISTERED PURSUANT TO CHAPTER 1 PART 25 OF THE
COMPANIES ACT 2006 ON THE 2 SEPTEMBER 2011**

**GIVEN AT COMPANIES HOUSE, CARDIFF THE 5 SEPTEMBER
2011**



Companies House
— for the record —



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