

001216/15

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COMPANIES FORM No. 395

395

Particulars of a mortgage or charge

CHWP000

A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge.

Please do not write in this margin

Pursuant to section 395 of the Companies Act 1985

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

To the Registrar of Companies
(Address overleaf - Note 6)

For official use

Company number

(4)

02673851

Name of company

* insert full name of Company

* SILVERLEAF PROPERTIES LIMITED

Date of creation of the charge

29 AUGUST 2008

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

MORTGAGE OF FREEHOLD

Amount secured by the mortgage or charge

£67,000 (SIXTY SEVEN THOUSAND POUNDS)

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

LLOYDS TSB BANK PLC, BIRMINGHAM SECURITIES CENTRE,
DEPT 9154, LLOYDS TSB BANK PLC, PO BOX 6000, 125 COLMORE
ROW, BIRMINGHAM Postcode B3 3SF

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

CARIS ROBSON
7 FRONT STREET
RUDPHOE NORTHUMBERLAND
NE42 5HJ

Time critical reference

For official Use (02/06)
Mortgage Section

Post room

WEDNESDAY



ALIW62TA
A56 03/09/2008 176
COMPANIES HOUSE

Short particulars of all the property mortgaged or charged

LAND AND BUILDINGS ON THE SOUTH SIDE
OF WELLINGTON ROAD, DUNSTON, GATESHEAD,
TYNE & WEAR

LAND CERTIFICATE TITLE NUMBER T4177732

Please do not
write in
this margin

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

Particulars as to commission allowance or discount (note 3)

NOT APPLICABLE

Signed *Pete Chris*
CARIS ROBSON LLP

Date **2 SEPTEMBER 2008**

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

A fee is payable
to Companies
House in
respect of each
register entry
for a mortgage
or charge.
(See Note 5)

† 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.
- 5 A fee of £13 is payable to Companies House in respect of each register entry for a mortgage or charge. Cheques and Postal Orders are to be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is: Companies House, Crown Way, Cardiff CF14 3UZ



**CERTIFICATE OF THE REGISTRATION
OF A MORTGAGE OR CHARGE**

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

COMPANY NO. 2673851
CHARGE NO. 4

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A MORTGAGE DATED 29 AUGUST
2008 AND CREATED BY SILVERLEAF PROPERTIES LIMITED
FOR SECURING £67,000.00 DUE OR TO BECOME DUE FROM THE
COMPANY TO LLOYDS TSB BANK PLC WAS REGISTERED
PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT
1985 ON THE 3 SEPTEMBER 2008

GIVEN AT COMPANIES HOUSE, CARDIFF THE 3 SEPTEMBER
2008

*THE PARTICULARS HAVE
BEEN AMENDED PURSUANT
TO AN ORDER OF COURT
DATED 13 FEBRUARY 2009*

P. Neel



Order Rectifying Omission or Mis-statement in Particulars of Charge

**IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION
Newcastle District Registry**

Case No. 28 of 2009

Before District Judge *Atherton*
Claimant Silverleaf Properties Limited
Mandalay
Hayfield Lane
Whickham
Newcastle upon Tyne
NE16 4HN



Defendant

An Application was made by Caris Robson LLP on behalf of the Claimant without attendance.

The District Judge read the written evidence filed

IT IS ORDERED that:

Pursuant to Section 404 of the Companies Act 1985 that the mis-statement contained in the Particulars of the LEGAL CHARGE dated 29th August 2008 and made between (1) Silverleaf Properties Limited and (2) Lloyds TSB Bank plc registered with the Registrar of Companies on the 3rd September 2008 be rectified by substituting the wording "1) All money and liabilities whether actual or contingent (including further advances made after the date of the Mortgage by the Bank and secured directly or indirectly by the Mortgage) which then were or at any time thereafter might be due owing or incurred from or by the Mortgagor to the Bank anywhere or for which the Mortgagor may be or become liable to the Bank in any manner whatsoever without limitation (and whether alone or jointly with any other person and in whatever style, name or form and whether as principal or surety and notwithstanding that the same may at any earlier time have been due owing or incurred to some other person and have subsequently become due owing or incurred to the Bank as a result of a transfer, assignment or other transaction or by operation of law);

(2) interest on all such money and liabilities to the date of payment at such rate or rates as may from time to time be agreed between the Bank and the Mortgagor or, in the absence of such agreement, at the rate, in the case of an amount denominated in Sterling, of two percentage

points per annum above the Bank's base rate for the time being in force (or its equivalent or substitute rate for the time then) or, in the case of an amount denominated in any currency or currency unit other than Sterling, at the rate of two percentage points per annum above the cost to the Bank (as conclusively determined by the Bank) of funding sums comparable to and in the currency unit of such amount in the London Interbank Market (or such other market as the Bank may select) for such consecutive periods (including overnight deposits) as the Bank may in its absolute discretion from time to time thereon select;

(3) commission and other banking charges and legal, administrative and other costs, charges and expenses incurred by the Bank in relation to the Mortgage (including any acts necessary to release the Mortgaged Assets (as defined in the Mortgage) from this security) or in enforcing the security thereby created on a full and unqualified indemnity basis; and

(4) any fees charged by the Bank for time spent by the Bank's officials, employees or agents in dealing with any matter relating to the Mortgage. Such fees shall be payable at such rate as may be specified by the Bank" for the figure of £67,000 on the grounds that the mis-statement made in the said Particulars was due to inadvertence or was accidental or is not of a nature to prejudice the position of the creditors or shareholders of the above named Claimant SILVERLEAF PROPERTIES LIMITED or it is just and equitable to grant relief

(5) This order is made without prejudice to the rights of any party affected by the proposed amendments before the amended charge is registered.

Dated 12 February 2009



.....
District Judge



FILE COPY

**CERTIFICATE OF THE REGISTRATION
OF A MORTGAGE OR CHARGE**

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

**COMPANY NO. 2673851
CHARGE NO. 4**

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES
HEREBY CERTIFIES THAT A MORTGAGE DATED 29 AUGUST
2008 AND CREATED BY SILVERLEAF PROPERTIES LIMITED
FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM
THE COMPANY TO LLOYDS TSB BANK PLC ON ANY ACCOUNT
WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1
PART XII OF THE COMPANIES ACT 1985 ON THE 3 SEPTEMBER
2008

GIVEN AT COMPANIES HOUSE, CARDIFF THE 26 FEBRUARY
2009



Companies House
— for the record —



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES