

# M

CHFP041

COMPANIES FORM No. 395

RBOS £10

050115

# 395

## Particulars of a mortgage or charge

Pursuant to section 395 of the Companies Act 1985

**A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.**

Please do not write in this margin

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

\* Insert full name of company

To the Registrar of Companies

(Address overleaf - Note 6)

For official use Company number

FCO 18262

Name of company

\* "AUTOCONTEX" AUTOMOBIL CONTAINER EXPRESS GmbH ("the Company")

Date of creation of the charge

29 June 1999

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

Security Transfer Agreement between the Company and Die Sparkasse in Bremen ("the Bank")

Amount secured by the mortgage or charge

all claims out of a disclosed consortium loan, consortium partner being Oldenburgische Landesbank, Berliner Platz 7, 26122 Oldenburg on account number 6533 4955 in the amount of DM3,500,000 (hereinafter called the "Consortium Loan") granted to the Company by the Bank by an Agreement dated 15.12.97 . If instalments of principal and interest in respect of the Consortium Loan are charged to any current account with the Bank or Oldenburgische Landesbank then the trailers secured to the Bank by the Security Transfer Agreement secure also any thereby outstanding overdraft on the current account up to the amount of 3 months instalments of principal and interest together with interest accrued thereon.

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

DIE SPARKASSE IN BREMEN Am Brill 1-3, 28195, Bremen, Federal Republic of Germany

Postcode

Presentor's name, address and reference (if any):

Howard Kennedy  
19 Cavendish Square  
London W1A 2AW  
DX 42748 Oxford Circus  
North

REF. NE1

Time critical reference

For official use

Mortgage section

Post room



PMO \*PGNWR122\* 78  
COMPANIES HOUSE 16/07/99

Short particulars of all the property mortgaged or charged

The trailers listed in annexes 1 and 2 to the Security Transfer Agreement . Insofar as the Company has only co-ownership or equity of redemption in the trailers or any of them, the Company and the Bank are agreed that the co-ownership or equity of redemption is transferred to the Bank. The Company and the Bank are further agreed that ownership or, as the case may be, co-ownership instead or equity of redemption in the trailers which are listed in future annexes to the Security Transfer Agreement are transferred to the Bank as soon as the annexes, having been signed in a legally binding fashion by the Company, are delivered to the Bank in reference to the Security Transfer Agreement

Please do not write in this margin

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In case the trailers or any of them are to be found in the possession of third parties, the Company assigns to the Bank its present and future rights of repossession of the trailers against third parties.

Ownership, co-ownership or equity of redemption in newly introduced parts installed in any of the trailers is transferred to the Bank on installation

The Security Transfer Agreement contains a covenant by the Company not to dispose of the trailers in any manner (see Continuation Sheet 1)

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

Particulars as to commission allowance or discount (note 3)

Nil

Signed

*Howard Kennedy*

Date 14 July 1999

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.
5. 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 CF4 3UZ.

# Particulars of a mortgage or charge (continued)

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Continuation sheet No  
to Forms Nos 395 and 410 (Scot)

Company number

FCO 18262

Please complete  
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bold block lettering

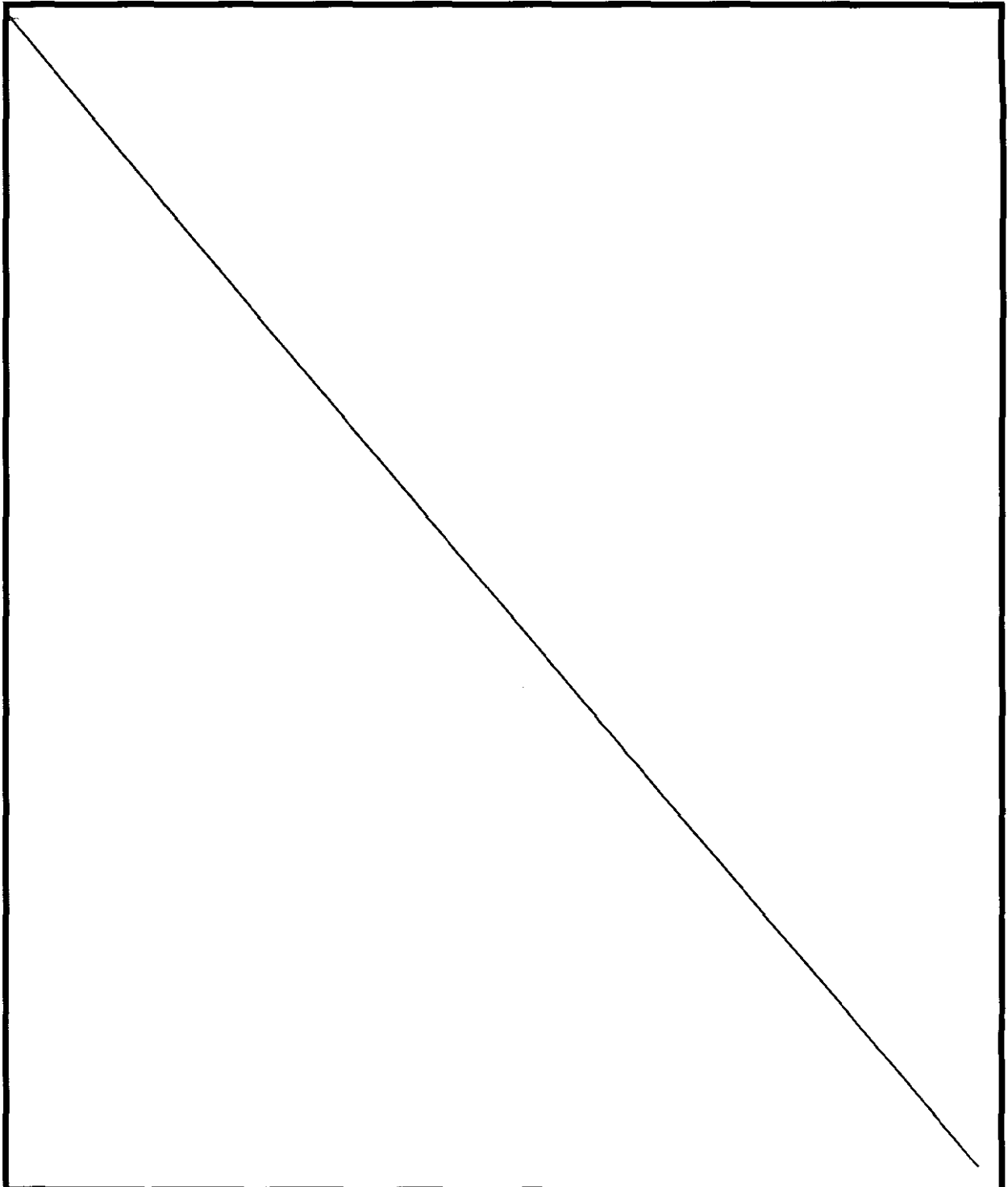
Name of company

"AUTOCONTEX" AUTOMOBIL CONTAINER EXPRESS GmbH

Limited\*

\*Delete if  
inappropriate

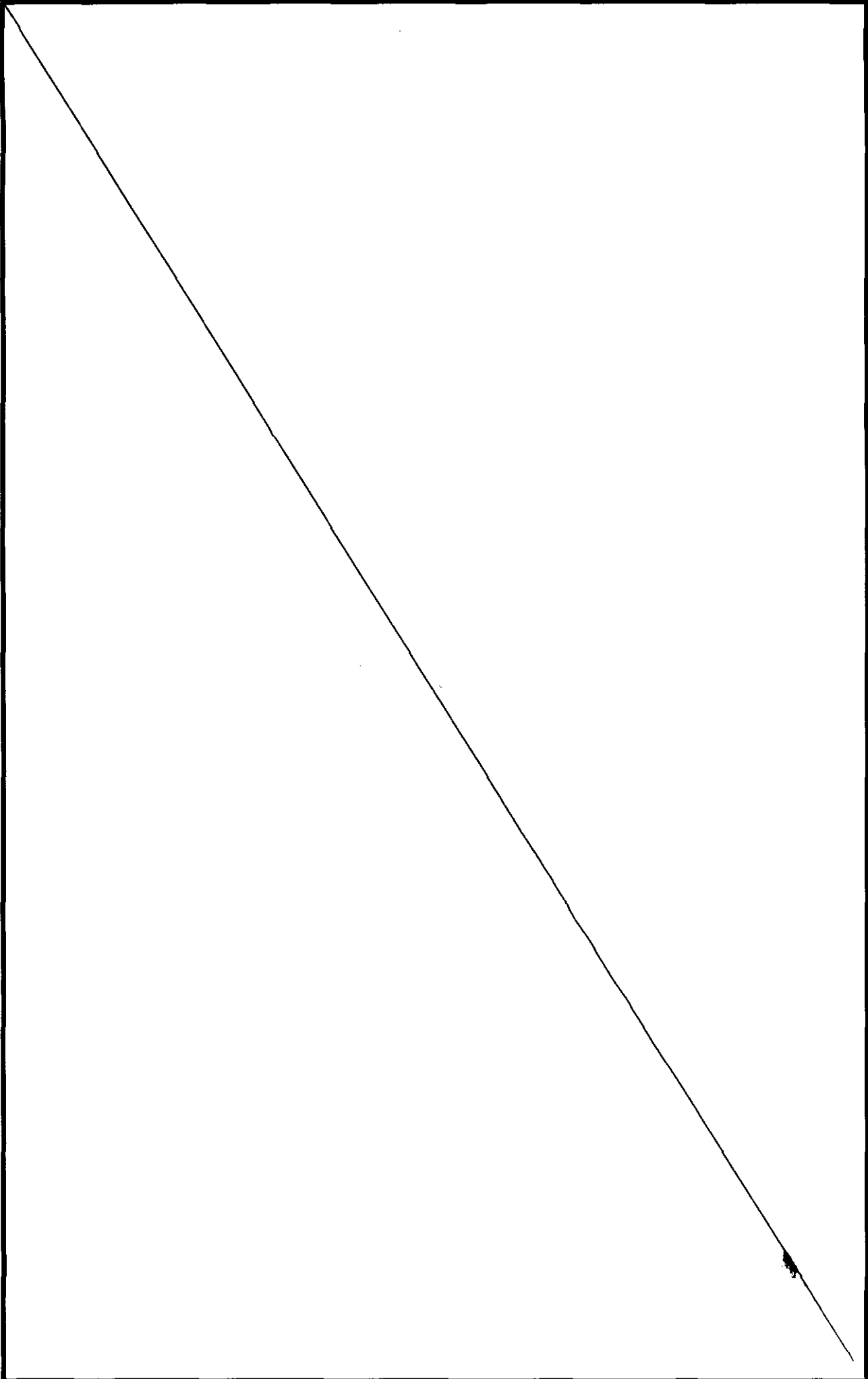
Description of the instrument creating or evidencing the mortgage or charge (continued) (note 2)



Amount due or owing on the mortgage or charge (continued)

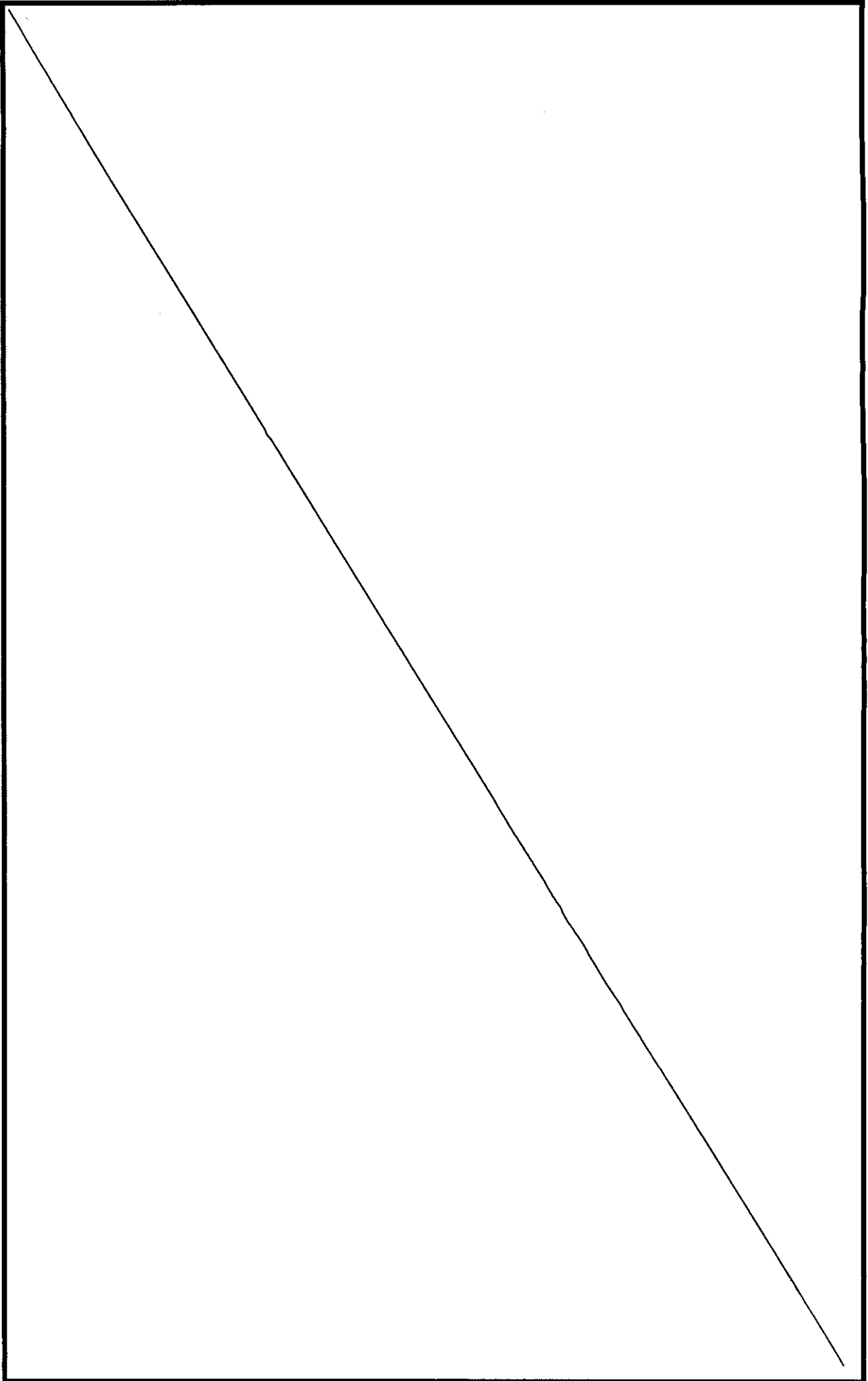
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Please complete legibly, preferably in black type, or bold block lettering.



Please do not write in this margin Names, addresses and descriptions of the mortgagees or persons entitled to the charge (continued)

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



Short particulars of all the property mortgaged or charged (continued)

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

The trailers in annexes 1 and 2 to the Security Transfer Agreement are:

Annex 1

Manufacturer	Vehicle Identification Number	Fleet No.	UN-No.
Bernard Krone GmbH	WKESDP24000V05466	AC 9775	3.090457
Bernard Krone GmbH	WKESDP24000V05467	AC 9776	3.090458
Bernard Krone GmbH	WKESDP24000V05468	AC 9777	3.090459
Bernard Krone GmbH	WKESDP24000V05469	AC 9778	3.090460
Bernard Krone GmbH	WKESDP24000V05470	AC 9779	3.090461
Bernard Krone GmbH	WKESDP24000V05471	AC 9780	3.090462
Bernard Krone GmbH	WKESDP24000V05472	AC 9781	3.090463
Bernard Krone GmbH	WKESDP24000V05473	AC 9782	3.090464
Bernard Krone GmbH	WKESDP24000V05474	AC 9783	3.090465
Bernard Krone GmbH	WKESDP24000V05475	AC 9784	3.090466
Bernard Krone GmbH	WKESDP24000W05476	AC 9801	3.091472
Bernard Krone GmbH	WKESDP24000W05477	AC 9802	3.091584
Bernard Krone GmbH	WKESDP24000W05478	AC 9803	3.091473
Bernard Krone GmbH	WKESDP24000W05479	AC 9804	3.091390
Bernard Krone GmbH	WKESDP24000W05480	AC 9805	3.091391
Bernard Krone GmbH	WKESDP24000W05481	AC 9806	3.091585
Bernard Krone GmbH	WKESDP24000W05482	AC 9807	3.091586
Bernard Krone GmbH	WKESDP24000W05483	AC 9808	3.091587
Bernard Krone GmbH	WKESDP24000W05484	AC 9809	3.091588
Bernard Krone GmbH	WKESDP24000W05485	AC 9810	3.091589
Bernard Krone GmbH	WKESDP24000W05485	AC 9810	3.091589
Bernard Krone GmbH	WKESDP24000W08508	AC 9811	3.091788
Bernard Krone GmbH	WKESDP24000W08509	AC 9812	3.091789
Bernard Krone GmbH	WKESDP24000W08510	AC 9813	3.091790
Bernard Krone GmbH	WKESDP24000W08511	AC 9814	3.091791
Bernard Krone GmbH	WKESDP24000W08512	AC 9815	3.091792
Bernard Krone GmbH	WKESDP24000W08513	AC 9816	3.091793
Bernard Krone GmbH	WKESDP24000W08514	AC 9817	3.091794
Bernard Krone GmbH	WKESDP24000W08515	AC 9818	3.091795
Bernard Krone GmbH	WKESDP24000W08516	AC 9819	3.091797
Bernard Krone GmbH	WKESDP24000W08517	AC 9820	3.091798
Bernard Krone GmbH	WKESDP24000W08518	AC 9821	3.093091
Bernard Krone GmbH	WKESDP24000W08519	AC 9822	3.093187
Bernard Krone GmbH	WKESDP24000W08520	AC 9823	3.093189
Bernard Krone GmbH	WKESDP24000W08521	AC 9824	3.093190
Bernard Krone GmbH	WKESDP24000W08522	AC 9825	3.093191
Bernard Krone GmbH	WKESDP24000W08523	AC 9826	3.093192
Bernard Krone GmbH	WKESDP24000W08524	AC 9827	3.093193
Bernard Krone GmbH	WKESDP24000W08525	AC 9828	3.093269
Bernard Krone GmbH	WKESDP24000W08526	AC 9829	3.093270
Bernard Krone GmbH	WKESDP24000W08527	AC 9830	3.093271
Bernard Krone GmbH	WKESDP24000W08528	AC 9831	3.093272
Bernard Krone GmbH	WKESDP24000W08529	AC 9832	3.093273
Bernard Krone GmbH	WKESDP24000W08530	AC 9833	3.093274
Bernard Krone GmbH	WKESDP24000W08531	AC 9834	3.093660
Bernard Krone GmbH	WKESDP24000W08532	AC 9835	3.093591
Bernard Krone GmbH	WKESDP24000W08533	AC 9836	3.093662
Bernard Krone GmbH	WKESDP24000W08534	AC 9837	3.093713
Bernard Krone GmbH	WKESDP24000W08535	AC 9838	3.093773

(see Continuation Sheet 2)

# Particulars of a mortgage or charge (continued)

Please do not  
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Continuation sheet No  
to Forms Nos 395 and 410 (Scot)

Company number

FCO 18262

Please complete  
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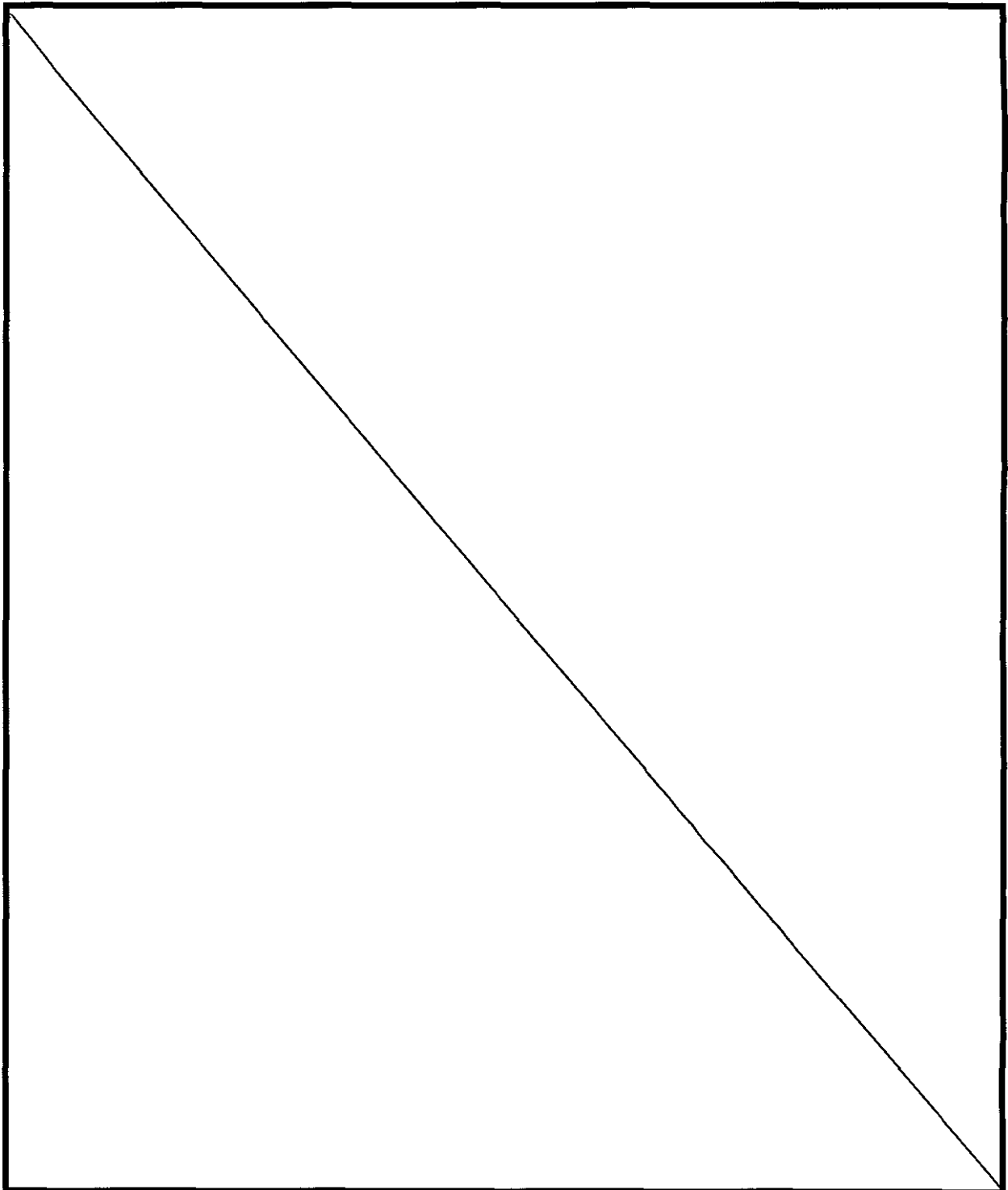
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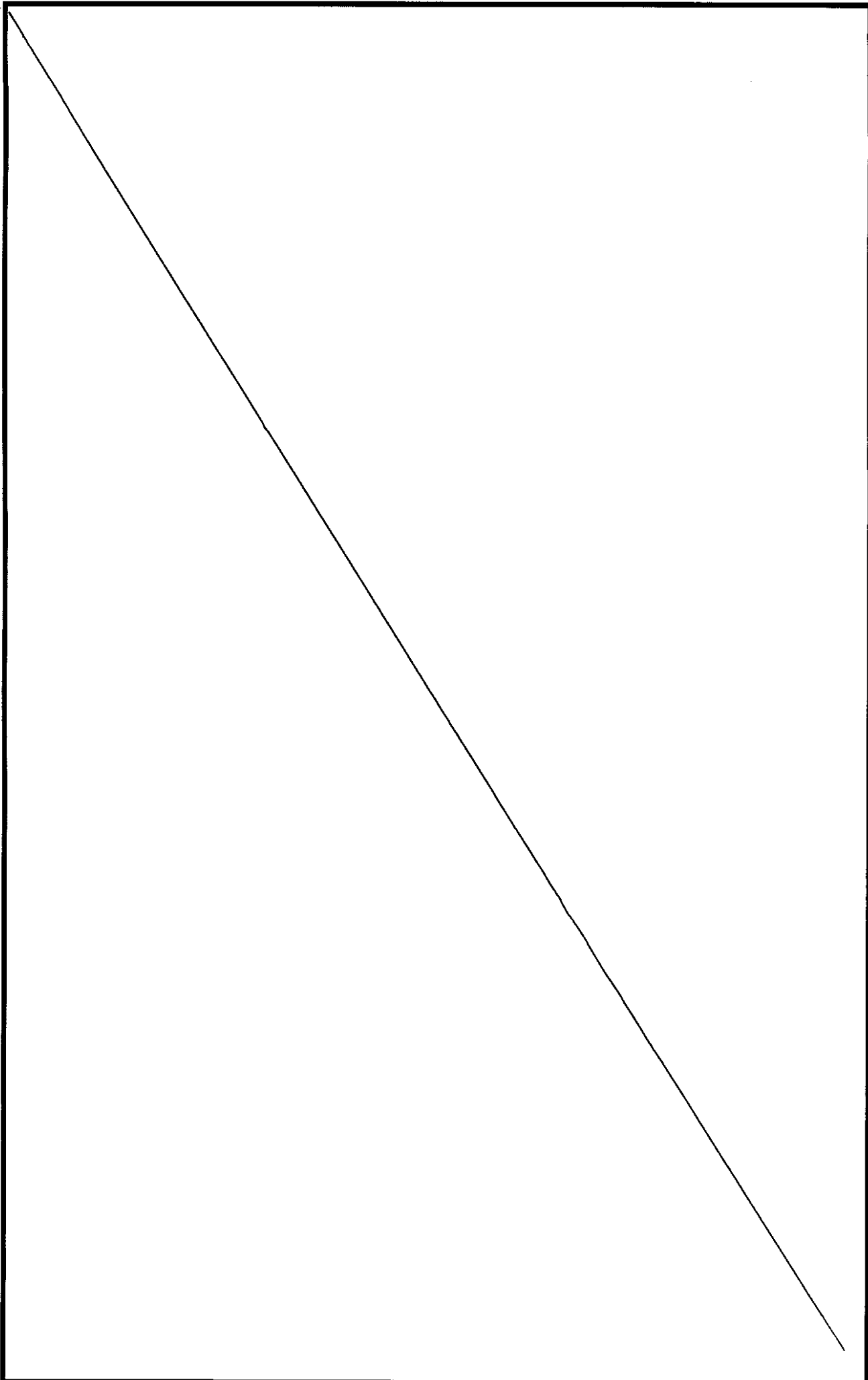
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Amount due or owing on the mortgage or charge (continued)

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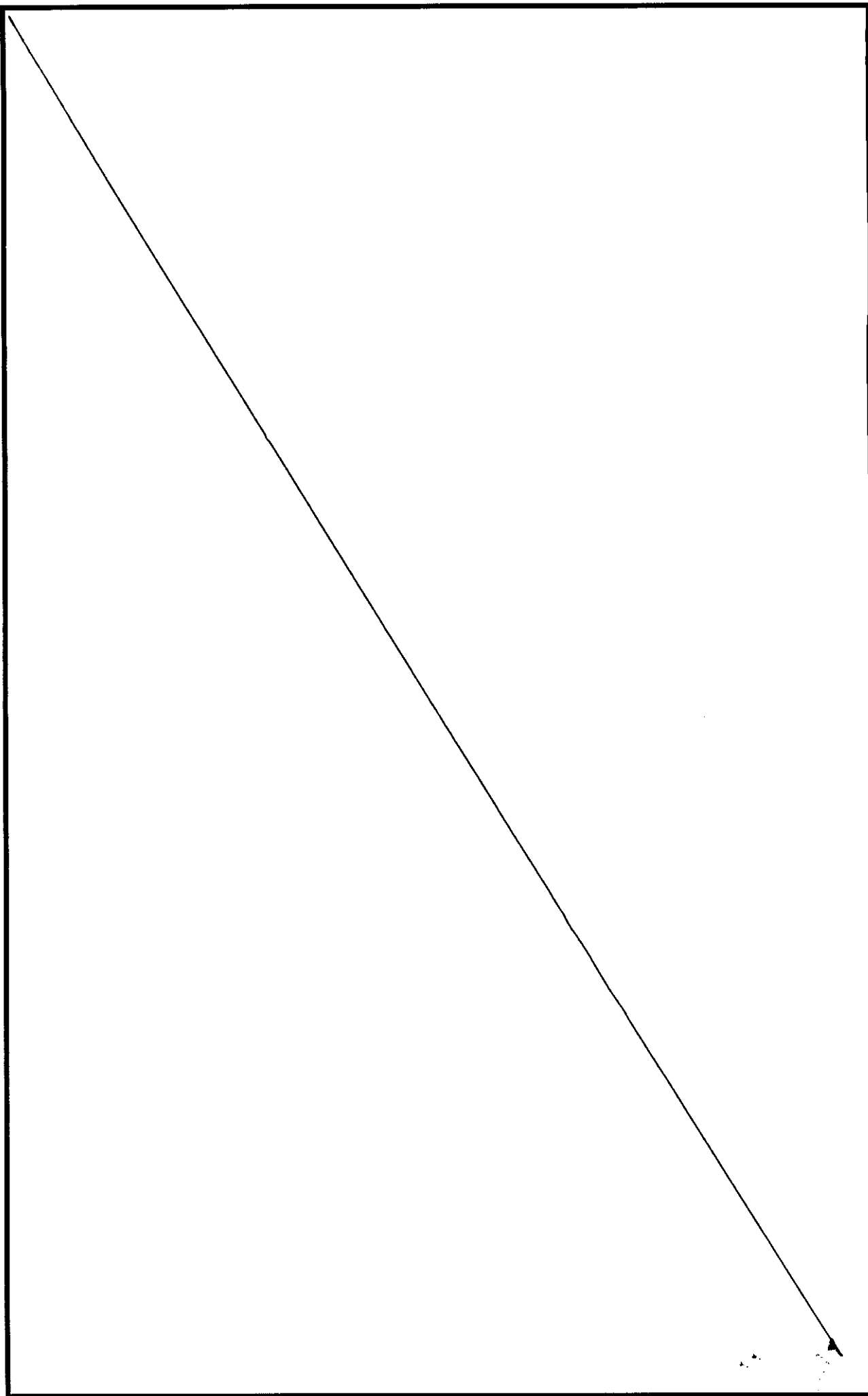




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Names, addresses and descriptions of the mortgagees or persons entitled to the charge (continued)

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Short particulars of all the property mortgaged or charged (continued)

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Manufacturer	Vehicle Identification Number	Fleet No.	UN-No.
Bernard Krone GmbH	WKESDP24000W08536	AC 9839	3.093714
Bernard Krone GmbH	WKESDP24000W08537	AC 9840	3.093715
Bernard Krone GmbH	WKESDP24000W08538	AC 9841	3.093716
Bernard Krone GmbH	WKESDP24000W08539	AC 9842	3.093717
Bernard Krone GmbH	WKESDP24000W08540	AC 9843	3.093718
Bernard Krone GmbH	WKESDP24000W08541	AC 9844	3.093804
Bernard Krone GmbH	WKESDP24000W08542	AC 9845	3.093805
Bernard Krone GmbH	WKESDP24000W08543	AC 9846	3.093724
Bernard Krone GmbH	WKESDP24000W08544	AC 9847	3.093727
Bernard Krone GmbH	WKESDP24000W08545	AC 9848	3.093728
Bernard Krone GmbH	WKESDP24000W08546	AC 9849	3.093732
Bernard Krone GmbH	WKESDP24000W08547	AC 9850	3.093943

Annex 2

Manufacturer	Vehicle Identification Number	Fleet No.	UN-No.
Bernard Krone GmbH	WKESDP27000W08488	AC 9851	3.093082
Bernard Krone GmbH	WKESDP27000W08489	AC 9852	3.093083
Bernard Krone GmbH	WKESDP27000W08490	AC 9853	3.093186
Bernard Krone GmbH	WKESDP27000W08491	AC 9854	3.093141
Bernard Krone GmbH	WKESDP27000W08492	AC 9855	3.093084
Bernard Krone GmbH	WKESDP27000W08493	AC 9856	3.093085
Bernard Krone GmbH	WKESDP27000W08494	AC 9857	3.093500
Bernard Krone GmbH	WKESDP27000W08495	AC 9858	3.093244
Bernard Krone GmbH	WKESDP27000W08496	AC 9859	3.093245
Bernard Krone GmbH	WKESDP27000W08497	AC 9860	3.093246
Bernard Krone GmbH	WKESDP27000W08498	AC 9861	3.093501
Bernard Krone GmbH	WKESDP27000W08499	AC 9862	3.093267
Bernard Krone GmbH	WKESDP27000W08500	AC 9863	3.093268
Bernard Krone GmbH	WKESDP27000W08501	AC 9864	3.093502
Bernard Krone GmbH	WKESDP27000W08502	AC 9865	3.093376

**FILE COPY**



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

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

COMPANY No. FC018262

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A SECURITY TRANSFER AGREEMENT DATED THE 29th JUNE 1999 AND CREATED BY "AUTOCONTEX" AUTOMOBIL CONTAINER EXPRESS GMBH FOR SECURING DM3,500,000 (THE "CONSORTIUM LOAN" ON ACCOUNT NUMBER 6533 4955) DUE FROM THE COMPANY TO DIE SPARKASSE IN BREMEN UNDER AN AGREEMENT DATED 15th DECEMBER 1997 WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 16th JULY 1999.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 20th JULY 1999.

A handwritten signature in black ink, appearing to be 'S. J. R.', written in a cursive style.



**COMPANIES HOUSE**