FORM CR27

**PARTICULARS OF CHARGE SUBJECT TO SECURE SERIES OF DEBENTURES**

[Section 880 of the Companies Act, 2015]

*[This document is for registering particulars of a charge to secure a series of debentures created or evidenced by a document]*

Name of the company:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PLC/ Limited/Unlimited\* (a company registered in Kenya)

Number of the company: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

To the Registrar of Companies

The following are particulars of the charge created by the company:

|  |  |
| --- | --- |
| *Item* | *Particulars of charge* |
| Date of the document creating or evidencing the mortgage or charge | \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_\_\_ [*dd/mm/yyyy*] |
| Date of resolution authorising the issue of the series. | \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_\_\_ [*dd/mm/yyyy*] |
| Covering document details: dates of covering documents by which the series is created. | Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \*\* |
| Name of each of the trustees | (1) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (2) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (3) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (4) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  If there are more than four trustees, specify the names of any four of them. |
| Postal address of each of the trustees | (1) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (2) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (3) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  (4) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Brief description of the property (land, ship, aircraft or intellectual property, etc required to be registered in Kenya), that is subject to the charge (not being a floating charge) or fixed security included in the document | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Amount secured by the charge | Ksh \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Does the document include a charge (not being a floating charge) or fixed security over any tangible or intangible property not described above? | Yes/No\* \_\_\_\_\_\_\_\_\_ |
| Is the document expressed to include a floating charge? | Yes/No\* \_\_\_\_\_\_\_\_\_  If no, go to the next section. |
| Is the floating charge expressed to cover all of the company’s property or undertaking? | Yes/No\* \_\_\_\_\_\_\_\_ |
| Negative pledge: Does any term of the charge prohibit or restrict the company from creating further security that would rank equally with or ahead of the charge? | Yes/No\* \_\_\_\_\_\_\_\_ |
| Trustee statement: state whether the company is acting as a trustee of the property or undertaking that is subject to the charge. | Yes/No\* \_\_\_\_\_\_\_\_ |

This document is lodged by: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Interest of the person in the charge§§

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Postal address of person lodging the statement: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone no. of the person§ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email address of the person \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_§§

***[****State the capacity in which the signatory is signing this notice on behalf of the company****]***

NOTES

\*Delete whichever word does not apply.

§ Specify the country and area codes as well as the number.

§§ The signatory must be a person who has an interest in the document.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_