

AM23

Notice of move from administration to dissolution



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 0 7 6 8 5 7 1

Company name in full W.E. Deane Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Court details

Court name High Court of Justice

Court number 0 0 1 4 4 6 2 0 2 1

3 Administrator's name

Full forename(s) Jeremy

Surname Karr

4 Administrator's address

Building name/number 29th Floor

Street 40 Bank Street

Post town London

County/Region

Postcode E 1 4 5 N R

Country

AM23

Notice of move from administration to dissolution

5 Administrator's name ①

Full forename(s) Simon John

Surname Killick

① Other administrator
Use this section to tell us about another administrator.

6 Administrator's address ②

Building name/number 29th Floor

Street 40 Bank Street

Post town London

County/Region

Postcode E 1 4 5 N R

Country

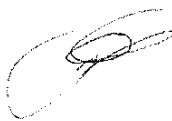
② Other administrator
Use this section to tell us about another administrator.

7 Final progress report
☒ I have attached a copy of the final progress report
8 Sign and date

Administrator's signature

Signature

X



X

Signature date

d 1 d 5

m 0 m 8

y 2 y 0 y 2 y 2

AM23

Notice of move from administration to dissolution

**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. The contact information you give will be visible to searchers of the public record.

Contact name **Jeremy Karr**

Company name **Begbies Traynor (Central) LLP**

Address **29th Floor**

40 Bank Street

Post town **London**

County/Region

Postcode **E 1 4 5 N R**

Country

DX

Telephone **020 7262 1199**

**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 attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Continuation page

Name and address of insolvency practitioner

✓ **What this form is for**
Use this continuation page to tell us about another insolvency practitioner where more than 2 are already jointly appointed. Attach this to the relevant form. ①
Use extra copies to tell us of additional insolvency practitioners.

✗ **What this form is NOT for**
You can't use this continuation page to tell us about an appointment, resignation, removal or vacation of office.

→ **Filling in this form**
Please complete in typescript or in bold black capitals.

All fields are mandatory unless specified or indicated by *

1 Appointment type

Tick to show the nature of the appointment:

- ☒ Administrator
- ☐ Administrative receiver
- ☐ Receiver
- ☐ Manager
- ☐ Nominee
- ☐ Supervisor
- ☐ Liquidator
- ☐ Provisional liquidator

① You can use this continuation page with the following forms:
- VAM1, VAM2, VAM3, VAM4, VAM6, VAM7
- CVA1, CVA3, CVA4
- AM02, AM03, AM04, AM05, AM06, AM07, AM08, AM09, AM10, AM12, AM13, AM14, AM19, AM20, AM21, AM22, AM23, AM24, AM25
- REC1, REC2, REC3
- LIQ2, LIQ3, LIQ05, LIQ13, LIQ14, WU07, WU15
- COM1, COM2, COM3, COM4
- NDISC

2 Insolvency practitioner's name

Full forename(s) Jamie
Surname Taylor

3 Insolvency practitioner's address

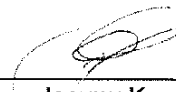
Building name/number The Old Exchange
Street 234 Southchurch Rd
Post town Southend
County/Region Essex
Postcode S S 1 2 E G
Country

W.E. Deane Limited
(In Administration)
Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £		From 16/02/2022 To 15/08/2022 £	From 16/08/2021 To 15/08/2022 £
	SECURED ASSETS		
NIL	Leasehold Improvements	NIL	NIL
20,000.00	Goodwill	NIL	12,047.00
92,236.00	Book Debts	NIL	7,202.39
405,396.00	Book Debts - Invoice Discounting	NIL	143,799.80
Uncertain	Investments	NIL	NIL
	Customer Contracts	NIL	1.00
	Intellectual Property	NIL	1.00
		NIL	163,051.19
	SECURED CREDITORS		
(222,636.13)	4Syte Ltd	NIL	20,694.21
		NIL	(20,694.21)
	ASSET REALISATIONS		
	Bank Interest Gross	3.64	5.25
NIL	Cash at Bank	NIL	5,893.67
11,706.00	Directors	NIL	NIL
750.00	Furniture & Equipment	NIL	1,000.00
	Insurance Refund	NIL	141.29
2,200.00	Motor Vehicles	NIL	4,650.00
7,500.00	Plant & Machinery	NIL	16,750.00
	Vendors Records	NIL	1.00
		3.64	28,441.21
	COST OF REALISATIONS		
	Administrators' Fees	55,656.00	130,656.00
	Insurance	NIL	452.44
	Legal Fees (1)	NIL	8,606.40
	Professional Fees	NIL	750.00
	Specific Bond	NIL	252.00
	Statutory Advertising	NIL	85.00
	Storage Costs	109.98	109.98
		(55,765.98)	(140,911.82)
	PREFERENTIAL CREDITORS		
	Employees re Arrears/Hol Pay	88.16	88.16
	PAYE/NIC deductions - pref dividend	21.80	21.80
(4,000.00)	RPO re Arrears/Holiday Pay	5,220.69	5,220.69
		(5,330.65)	(5,330.65)
	SECONDARY PREFERENTIAL CREDITORS		
(148,344.00)	HMRC PAYE/NI	16,711.92	16,711.92
(37,906.00)	HMRC VAT	7,843.80	7,843.80
		(24,555.72)	(24,555.72)
	UNSECURED CREDITORS		
(237,912.00)	Accruals	NIL	NIL
Uncertain	Employees	NIL	NIL
(10,781.00)	Group	NIL	NIL
(78,175.00)	HMRC (non VAT) Duty	NIL	NIL
(913,307.77)	Mayesbrook House Landlord	NIL	NIL
Uncertain	RPO	NIL	NIL
(1,486,284.29)	Trade Creditors	NIL	NIL
(563,416.00)	W E Deane Liverpool Ltd	NIL	NIL
(167,985.00)	WE Deane SA PTY	NIL	NIL
(15,000.00)	WED Logistics Ltd	NIL	NIL
		NIL	NIL

W.E. Deane Limited
(In Administration)
Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £		From 16/02/2022 To 15/08/2022 £	From 16/08/2021 To 15/08/2022 £
	DISTRIBUTIONS		
(70,000.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(3,415,959.19)		(85,648.71)	0.00
	REPRESENTED BY		
			NIL



 Jeremy Karr
 Joint Administrator

Jeremy Karr, Simon John Killick and Jamie Taylor appointed Joint Administrators on 16 August 2021

The affairs, business and property of the Company are being managed by the joint administrators, who act as the Company's agents and without personal liability.

W.E. Deane Limited (In Administration)

Final Progress Report of the Joint Administrators

Period: 16 February 2022 to 15 August 2022

Important Notice

This final progress report has been produced by the administrators solely to comply with their statutory duty to report to creditors on the progress of the administration. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors for any purpose other than this report to them, or by any other person for any purpose whatsoever.

Contents

- ❑ Interpretation
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- ❑ Administrators' proposals
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- ❑ Remuneration and expenses
- ❑ Expenses
- ❑ Creditors' rights
- ❑ Assets that remain to be realised
- ❑ Other relevant information
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- ❑ Appendices
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 - 2. Summary of administrators' proposals, including major amendments to, and deviations from them
 - 3. Time costs and expenses
 - 4. Statement of expenses

1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	W.E. Deane Limited (In Administration)
"the administration"	The appointment of administrators under Schedule B1 to the Insolvency Act 1986 on 16 August 2021
"the administrators", "we", "our", "us"	Jeremy Karr and Simon John Killick of Begbies Traynor (Central) LLP, 29th Floor, 40 Bank Street, London, E14 5NR and Jamie Taylor of Begbies Traynor (Central) LLP, The Old Exchange, 234 Southchurch Road, Southend on Sea, SS1 2EG
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act.

2. STATUTORY INFORMATION

Name of Company	W.E. Deane Limited
Trading name(s):	W.E. Deane
Date of Incorporation:	23 July 1963
Company registered number:	00768571
Company registered office:	Mayesbrook House, 1-3 Lyon Business Park River Road, Barking, IG11 0EU

3. DETAILS OF APPOINTMENT OF ADMINISTRATORS

Names of administrators:	Jeremy Karr and Simon John Killick of Begbies Traynor (Central) LLP, 29th Floor, 40 Bank Street, London, E14 5NR and Jamie Taylor of Begbies Traynor (Central) LLP, The Old Exchange, 234 Southchurch Road, Southend on Sea, SS1 2EG
Date of appointment:	16 August 2021
Date of resignation:	N/A
Court:	High Court of Justice
Court Case Number:	001446 of 2021
Person(s) making appointment / application:	Robert Alastair Falconer of Unit 11 Holts Court, Threshers Bush, Harlow, Essex, CM17 0NS
Acts of the administrators:	The administrators act as officers of the court and as agents of the Company without personal liability. Any act required or authorised under any enactment to be done by an administrator may be done by any one or more persons holding the office of administrator from time to time.
EU Regulation on Insolvency Proceedings:	Regulation (EU) No 2015/848 of the European Parliament and of the Council applies to these proceedings which are main proceedings within the meaning of Article 3 of the Regulation.
Extensions of the administration period	There have been no extensions to the administration period.

4. PROGRESS DURING THE PERIOD

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 16 February 2022 to 15 August 2022 and for the cumulative period 16 August 2021 to 15 August 2022.

Bank Interest Gross

Interest of £3.64 has been earned on the funds held in the designated estate bank account.

Payments

Administrators' Fees

Begbies Traynor (Central) LLP were paid the sum of £55,656 plus VAT towards our time costs incurred since our appointment as administrators. Further details on the administrators' fees are provided in section 7 of this report.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website - <http://www.begbies-traynorgroup.com/work-details> Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 3. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment. The details below relate to the work undertaken in the period of the report only. Our previous report contains details of the work undertaken since our appointment.

General case administration and planning

Details of the work recorded under this time costs heading include dealing with matters concerning communicating with the director for the purposes of obtaining information; preparing and sending out statutory notice and other relevant documentation to creditors; filing statutory documentation at the Companies House; preparing file notes; and carrying out periodic and ad hoc case and progress reviews to ensure that our administration into the Company's affairs is in compliance with our firm's own internal procedures as well as with the statutory requirements and that our administration of the case is progressing without undue delay. The carrying out of these activities by us has no financial benefit to the creditors. These activities were necessary because the administrators are required to maintain records to demonstrate how the case was administered and to document the reasons for any decisions that materially affect the case.

Compliance with the Insolvency Act, Rules and best practice

Time has been spent dealing with matters relating to preparing and/or issuing the administrators' progress report and other relevant documentation to creditors and/or filing them at Companies House. Time was also dealing with day to day banking activities. Although the carrying out of these activities by us has no direct financial benefit to creditors, they were necessary for compliance with our statutory duties.

Investigations

We reviewed the Company's financial and non-financial records, compared the information available from these records against the information disclosed and transactions recorded in the Company's computerised accounting software, reviewing transactions recorded in the Company's bank statements against the transactions recorded in the Company's records to identify any antecedent transactions which may be challenged by the administrators. The carrying out of these activities by us may not have any direct financial benefit to creditors but they were necessary for compliance with our statutory duties.

Realisation of assets

No realisations have been made during the period of this report

Trading

No trading has taken place during the course of the administration.

Dealing with all creditors' claims (including employees), correspondence and distributions

This relates to our time costs incurred in dealing with creditor queries, maintaining a record of claims submitted by the creditors, adjudicating creditors' claims and entering communication with them generally. The carrying out of these activities by us has no direct financial benefit to creditors but it was necessary for compliance with our statutory duties.

Other matters which includes seeking decision of creditors via deemed consent procedure and/or decision procedures, meetings, tax, litigation, pensions and travel

Time was spent dealing with the formality of obtaining creditors' resolutions by correspondence, entering into communication with the directors, and HM Revenue & Customs ("HMRC") for the purposes of preparing and submitting financial statements and Corporation Tax and VAT returns.

5. OUTCOME FOR CREDITORS

Secured creditor

4Syte Limited hold a debenture conferring fixed and floating charges that was created on 23 February 2021 and registered on 5 March 2021 at Companies House.

The total amount outstanding under the above debenture as at 16 August 2021 was envisaged to be in the region of £222,636.

4Syte Limited have been repaid in full.

Preferential creditors

Preferential claims of employees for arrears of wages, salary and holiday pay based on information provided from the Company's payroll records are estimated to be in the region of £4,000.

A dividend of 100 pence in the £1 has been paid to the preferential creditors as follows:

Dividend	Date of Dividend	Amount (pence in £)
First	3 August 2022	£5,220.69 (100p in the £)

The preferential claims were higher than envisaged as it subsequently transpired that there were some arrears of pension contributions which were subsequently discharged by the Redundancy Payments Service who then lodged preferential and unsecured claims within the administration for those payments.

Secondary preferential creditors

Further to the changes to the Finance Act 2020, HM Revenue & Customs are now able to claim secondary preferential status for certain liabilities. Taxes owed by the business to HMRC comprising of VAT, PAYE Income Tax, Employee National Insurance Contributions, Student loan deductions and Construction Industry Scheme deductions fall under the secondary preferential status.

- The secondary preferential claim of HM Revenue & Customs was estimated at £186,250 and a secondary preferential claim of £171,435.15 has been received.

Further to a 100p/£ distribution to the preferential creditors, we were then able to make a distribution of £24,555.72p which equates to dividend of 14.32p/£ to HM Revenue & Customs as secondary preferential creditors on 15 August 2022.

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Details of how the prescribed part is calculated have previously been provided in our statement of proposals and in previous progress report.

To the best of our knowledge and belief, there are no unsatisfied floating charges created or registered on or after 15 September 2003 and, consequently, there is no net property as defined in Section 176A(6) of the Act and, therefore, no prescribed part of net property is available for distribution to the unsecured creditors.

Unsecured creditors

Claims of unsecured creditors were estimated at £3,472,861 and unsecured claims totalling £2,019,027.38 were received. There have been insufficient realisations to pay a dividend to unsecured creditors.

Exit from administration

Once the Notice of move from administration to dissolution (Form AM23) has been registered (which we anticipate shortly), our appointment as administrators will cease to have effect and, unless the court makes an order otherwise, the Company will be deemed to be dissolved at the end of the period of three months from the date of registration of the notice.

6. ADMINISTRATORS' PROPOSALS

Attached at Appendix 2 is a summary of our proposals as approved by decision of creditors via a decision procedure.

7. SUMMARY OF STEPS TAKEN DURING THE ADMINISTRATION

The administrators and their staff have also been dealing with the statutory notices and other case related work as required. This work has included:

- Notification to the Registrar of Companies;
- Notice to be published in the London Gazette;
- Formal notification to creditors and dealing with creditor queries
- Concluding a sale of the Company's business and assets
- Negotiating a preparing a licence agreement
- Giving notice of the administration to HM Revenue & Customs;
- Progress reports, the proposals and associated enclosures;
- Carrying out investigations into the affairs of the Company and the way in which it was run in the period preceding the administration;
- Making the statutory report to the Insolvency Service pursuant to the Company Directors Disqualification Act ("CDDA") 1986;
- Reviewing the post administration details of which were provided in the previous reports;
- Dealing with employees queries and the submission of a RP14 and RP15A
- Dealing with pension related queries and the submission of a RP15 and RP15A
- Declaring and paying dividends to the preferential and secondary preferential creditors.
- Drafting all necessary documents necessary to move the Company from administration to dissolution; and

- Drafting this final report and its enclosures;

8. REMUNERATION & EXPENSES

Our remuneration has been fixed by reference to the time properly given by us and the various grades of our staff calculated at the prevailing hourly charge out rates of Begbies Traynor (Central) LLP in attending to matters as set out in the fees estimate dated 7 October 2021 in the sum of £83,164.28. We are also authorised to draw disbursements for services provided by our firm and/or entities within the Begbies Traynor group, in accordance with our firm's policy, details of which accompanied the Statement of proposals for achieving the purpose of administration and which are attached at Appendix 2 of this report.

Our original remuneration basis was increased by £47,492 by the approval of creditors which was obtained by correspondence on 11 April 2022. This makes the total amount of our approved remuneration £130,656.28.

Our time costs for the period from 16 February 2022 to 15 August 2022 amount to £26,625.50 which represents 70.1 hours at an average rate of £379.82 per hour.

The following further information in relation to our time costs and expenses is set out at Appendix 3:

- ☐ Time Costs Analysis for the period 16 February 2022 to 15 August 2022
- ☐ Cumulative Time Costs Analysis for the period 16 August 2021 to 15 August 2022
- ☐ Begbies Traynor (Central) LLP's charging policy

Time Costs Analysis

The Time Costs Analysis for the period of this report attached at Appendix 2 shows the time spent by each grade of staff on the different types of work involved in the case, and gives the total costs and average hourly rate charged for each work type. An additional analysis is also attached which details the time costs for the entire period for which we have administered the liquidation.

Please note that each analysis provides details of the work undertaken by us and our staff following our appointment only.

To 15 August 2022, we have drawn the total sum of £130,656 on account of our remuneration, against total time costs of £153,312 incurred since the date of our appointment. In addition to the time costs information disclosed at Appendix 2 for the period since our last progress report, our previous progress report contained details of the time costs we had incurred as at the date of that report.

What was the anticipated payment for administering the case in full and did the joint administrators receive that payment?

We estimated that the cost of administering the case would be in the region of £130,656, and subsequently you provided approval for us to draw our remuneration up to that level. We anticipated that the remuneration actually drawn would be in the region of £130,656 based on the value of assets to realise and the estimated costs to be discharged.

Details of what remuneration has been drawn is detailed above. All additional costs incurred over and above what has been approved are to be written off.

The information provided in section 4 above relates to the work undertaken during the period of this report. We have set out below details of the work undertaken prior to the period covered by this report so as to avoid any repetition:

General case administration and planning

Details of the work recorded under this time costs heading include dealing with matters concerning setting up a new physical case file and maintaining computerised case data on our system; (communicating with the directors for the purposes of obtaining information; reviewing and/or bringing the Company's electronic books and records under our control; preparing and sending out statutory notice and other relevant documentation to creditors; filing statutory documentation at the Companies House; preparing file notes; and carrying out periodic and ad hoc case and progress reviews to ensure that our administration into the Company's affairs is in compliance with our firm's own internal procedures as well as with the statutory requirements and that our administration of the case is progressing without undue delay. The carrying out of these activities by us has no financial benefit to the creditors. These activities were necessary because the administrators are required to maintain records to demonstrate how the case was administered and to document the reasons for any decisions that materially affect the case.

Compliance with the Insolvency Act, Rules and best practice

Time has been spent dealing with matters relating to preparing and/or issuing the administrators' Statement of Proposals, administrators' progress report and other relevant documentation to creditors and/or filing them at Companies House. Time was also spent in the determination and submission of the administrators' specific bordereau return to the insurer and dealing with day to day banking activities. Although the carrying out of these activities by us has no direct financial benefit to creditors, they were necessary for compliance with our statutory duties.

Investigations

The administrators have a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. In addition, the administrators are required to consider the conduct of the Company's directors and to make an appropriate submission to the Department for Business, Energy and Industrial Strategy. In this regard, we were required to review the Company's financial and non-financial records, compare the information available from these records against the information disclosed and transactions recorded in the Company's computerised accounting software, reviewing transactions recorded in the Company's bank statements against the transactions recorded in the Company's records to review any antecedent transactions which may be challenged by the administrators. The carrying out of these activities by us may not have any direct financial benefit to creditors but they were necessary for compliance with our statutory duties.

Realisation of assets

Time was spent reviewing the asset realisation position and entering into communication over the sale and purchase agreement that was entered into whilst the Company was in administration.

Trading

No trading has taken place during the course of the administration.

Dealing with all creditors' claims (including employees), correspondence and distributions

This relates to our time costs incurred in dealing with creditor queries, maintaining a record of claims submitted by the creditors, adjudicating creditors' claims and entering communication with them generally. The carrying out of these activities by us has no direct financial benefit to unsecured creditors but it was necessary for compliance with our statutory duties.

Other matters which includes seeking decisions of creditors via the deemed consent procedure and/or decision procedures, meetings, tax, litigation, pensions and travel

Time was spent dealing with the formality of obtaining creditors' resolutions by correspondence, entering into communication with the directors, and HM Revenue & Customs ("HMRC") for the purposes of preparing and submitting financial statements and Corporation Tax and VAT returns.

As can be seen from the information above, our increased remuneration basis has not been exceeded and therefore we are satisfied that our remuneration proposal did provide a fair and reasonable reflection of the work that has been carried out.

Category 1 Expenses

To 15 August 2022, we have also drawn expenses in the sum of £446.98.

Why have subcontractors been used?

No subcontractors have been used in this matter.

Category 2 Expenses

Details of the Category 2 disbursements and also expenses that should be treated as Category 2 disbursements that have been drawn with the approval obtained in the total sum of £452.44 are as follows:

Other amounts paid or payable to any party in which the office holder or his firm or any associate has an interest	
Type and purpose	Amount £
Eddisons Insurance Services Limited, which is a member of the Begbies Traynor group, has provided some insurance services. The purpose of obtaining such services was to protect and maximise realisations.	£452.44
TOTAL	£452.44

A copy of 'A Creditors Guide to Administrators' Fees (E&W) 2021' which provides guidance on creditors' rights on how to approve and monitor an Administrator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides Alternatively, if you require a hard copy of the Guide, please contact our office and we will arrange to send you a copy.

9. EXPENSES

A statement of the expenses incurred and discharged by us during the period of this progress report is attached at Appendix 4. A cumulative statement of expenses also appears at Appendix 4 which details the expenses incurred since the date of our appointment.

Creditors will recall that we estimated that the expenses plus the additional expenses of the administration would total £17,941 to £22,941. That estimate has not been exceeded and we are satisfied that we provided creditors with an accurate reflection of the likely expenses at the time approval was sought.

10. CREDITORS' RIGHTS

Right to request further information

Pursuant to Rule 18.9 of the Rules, within 21 days of the receipt of this report a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors

including that creditor (or an unsecured creditor with less than 5% in value of the unsecured creditors, but with the permission of the court) may request in writing that we provide further information about our remuneration or expenses (other than pre-administration costs) which have been incurred during the period of this progress report.

Right to make an application to court

Pursuant to Rule 18.34 of the Rules, any secured creditor or an unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor, (or any unsecured creditors with less than 10% in value of the unsecured creditors, but with the permission of the court) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the remuneration charged or the expenses incurred by us during the period of this progress report are excessive or, in relation to the basis fixed for our remuneration, inappropriate.

11. ASSETS THAT REMAIN TO BE REALISED

There are no assets of the Company that are likely to be realised.

12. OTHER RELEVANT INFORMATION

Connected party transactions

In accordance with Statement of Insolvency Practice 13 the connected party transaction information has been disclosed in our statement of proposals dated 7 October 2021.

Use of personal information

Please note that although the administration is being concluded, in discharging our remaining duties as administrators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at <https://www.begbies-traynorgroup.com/privacy-notice>. If you require a hard copy of the information, please do not hesitate to contact us.

13. CONCLUSION

On 25 October 2021 the secured and preferential creditors passed a resolution the administrators were discharged from liability under Paragraph 98(2) of Schedule B1 to the Insolvency Act 1986 following their appointment as administrators ceasing to have effect.

That resolution will therefore take effect once this final report has been filed with the Registrar of Companies.



Jeremy Karr
Joint Administrator

Date: 15 August 2022

ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 16 February 2022 to 15 August 2022 and for the cumulative period 16 August 2021 to 15 August 2022.

W.E. Deane Limited
(In Administration)
Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £		From 16/02/2022 To 15/08/2022 £	From 16/08/2021 To 15/08/2022 £
	SECURED ASSETS		
NIL	Leasehold Improvements	NIL	NIL
20,000.00	Goodwill	NIL	12,047.00
92,236.00	Book Debts	NIL	7,202.39
405,396.00	Book Debts - Invoice Discounting	NIL	143,799.80
Uncertain	Investments	NIL	NIL
	Customer Contracts	NIL	1.00
	Intellectual Property	NIL	1.00
		<u>NIL</u>	<u>163,051.19</u>
	SECURED CREDITORS		
(222,636.13)	4Syte Ltd	<u>NIL</u>	<u>20,694.21</u>
		NIL	(20,694.21)
	ASSET REALISATIONS		
	Bank Interest Gross	3.64	5.25
NIL	Cash at Bank	NIL	5,893.67
11,706.00	Directors	NIL	NIL
750.00	Furniture & Equipment	NIL	1,000.00
	Insurance Refund	NIL	141.29
2,200.00	Motor Vehicles	NIL	4,650.00
7,500.00	Plant & Machinery	NIL	16,750.00
	Vendors Records	<u>NIL</u>	<u>1.00</u>
		3.64	28,441.21
	COST OF REALISATIONS		
	Administrators' Fees	55,656.00	130,656.00
	Insurance	NIL	452.44
	Legal Fees (1)	NIL	8,606.40
	Professional Fees	NIL	750.00
	Specific Bond	NIL	252.00
	Statutory Advertising	NIL	85.00
	Storage Costs	<u>109.98</u>	<u>109.98</u>
		(55,765.98)	(140,911.82)
	PREFERENTIAL CREDITORS		
	Employees re Arrears/Hol Pay	88.16	88.16
	PAYE/NIC deductions - pref dividend	21.80	21.80
(4,000.00)	RPO re Arrears/Holiday Pay	<u>5,220.69</u>	<u>5,220.69</u>
		(5,330.65)	(5,330.65)
	SECONDARY PREFERENTIAL CREDITORS		
(148,344.00)	HMRC PAYE/NI	16,711.92	16,711.92
(37,906.00)	HMRC VAT	<u>7,843.80</u>	<u>7,843.80</u>
		(24,555.72)	(24,555.72)
	UNSECURED CREDITORS		
(237,912.00)	Accruals	NIL	NIL
Uncertain	Employees	NIL	NIL
(10,781.00)	Group	NIL	NIL
(78,175.00)	HMRC (non VAT) Duty	NIL	NIL
(913,307.77)	Mayesbrook House Landlord	NIL	NIL
Uncertain	RPO	NIL	NIL
(1,486,284.29)	Trade Creditors	NIL	NIL
(563,416.00)	W E Deane Liverpool Ltd	NIL	NIL
(167,985.00)	WE Deane SA PTY	NIL	NIL
(15,000.00)	WED Logistics Ltd	<u>NIL</u>	<u>NIL</u>
		NIL	NIL

Joint Administrators' Summary of Receipts & Payments

Jeremy Karr
Joint Administrator

SUMMARY OF ADMINISTRATORS' PROPOSALS, INCLUDING MAJOR AMENDMENTS TO AND DEVIATIONS FROM THEM

Proposals approved by creditors via a decision procedure.

- a) To take all necessary actions to preserve the value of the Company's assets;
- b) To collect the payments from DGI in respect of the debtor ledger and any other amounts due to the Company;
- c) To monitor the deferred consideration payable (in accordance with the ASA) by the Purchaser;
- d) To deal with all creditors' claims for retention of title to stocks and other assets and take legal advice where necessary to settle claims where appropriate;
- e) To realise the assets of the Company for the benefit of the creditors and instigate any Court actions deemed of value to the Company and its stakeholders;
- f) That if the Joint Administrators exit the Administration by way of creditors' voluntary liquidation, at such time as the Administrators consider that the purpose of the Administration as set out in paragraph 3 above has been achieved. In those circumstances it is proposed that Jeremy Karr, Simon Killick, and Jamie Taylor be appointed as joint liquidators of the Company;
- g) Once all asset realisations have been completed, the Joint Administrators will distribute amounts due to the secured, preferential, and if possible, to the unsecured creditors from the prescribed part creditors as necessary;
- h) To make an application to the Court at any time for directions in relation to any particular matter arising in connection with the carrying on of their functions, as they deem fit;
- i) To investigate any antecedent transactions which may have detrimentally affected the Company's financial position and, if necessary, instigate legal proceedings against any party or parties who are considered culpable to achieve a recovery for the estate;
- j) These Proposals shall be subject to such modifications or conditions as the Court may approve or impose, or any modification approved by creditors; and
- k) That, if necessary, the Joint Administrators may apply to the creditors or to the Court for an extension of the Administration Order.

We consider that this objective has already largely been achieved due to execution of the pre-packaged sale, as detailed above and in the SIP 16 Statement at Appendix 4.

In order that the purpose of the Administration may be fully achieved, we propose to remain in office as administrators in order to conclude the realisation of the Company's property. The principal matters to deal with in this respect are:

- Collect the payments from DGI in respect of the debtor ledger and any other amounts due to the Company; and
- Monitor the deferred consideration payable (in accordance with the ASA) by the Purchaser.

Following these events, we made a distribution to the preferential and secondary preferential creditors.

Exit from Administration

On present information we consider that the Company will have insufficient property to enable a distribution to be made to unsecured creditors. Consequently, as soon as we are satisfied that we have fully discharged our duties as administrators and that the purpose of the administration has been fully achieved, we propose to deliver a notice of moving from administration to dissolution to the Registrar of Companies. Upon the registration of such notice our appointment as administrators ceases to have effect, and at the end of three months the Company will automatically be dissolved.

Where an administrator sends such a notice of dissolution to the Registrar of Companies, he must also file a copy of the notice with the court and send a copy to each creditor of the Company, and on application by any interested party the court may suspend or disapply the automatic dissolution of the Company.

COSTS AND EXPENSES

- a. Begbies Traynor (Central) LLP's charging policy;
- b. Time Costs Analysis for the period from 16 February 2022 to 15 August 2022; and
- c. Cumulative Time Costs Analysis for the period from 16 August 2021 to 15 August 2022.

BEGBIES TRAYNOR CHARGING POLICY

INTRODUCTION

This policy applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the creditors' decision being made for the office holder to be remunerated on a time cost basis. Best practice guidance* requires that such information should be disclosed to those who are responsible for approving the basis of an office holder's remuneration. Within our fee estimate creditors can see how we propose to be remunerated.

In addition, this policy applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. It also applies where payments are to be made to parties other than the firm, but in relation to which the office holder, the firm or any associate has an interest. Best practice guidance* indicates that such charges should be disclosed to those who are responsible for approving the basis of the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of their staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded in 6 minute units at the individual's hourly rate in force at that time which is detailed below.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Expenses are payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also include disbursements, which are expenses that are initially paid by the office holder's own firm, but which are subsequently reimbursed from the estate when funds are available.

Best practice guidance classifies expenses into two broad categories:

- *Category 1 expenses (approval not required)* - Specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- *Category 2 expenses (approval required)* - Items of expenditure that are directly related to the case and either:
 - (i) include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party; or
 - (ii) are items of expenditure which are payable to an associate of the office holder and/or their firm.

Shared or allocated costs (pursuant to (i) above)

* Statement of Insolvency Practice 9, (SIP9) – Payments to Insolvency office holders and their associates from an estate

The following expenses include an element of shared or allocated cost and are charged to the case (subject to approval).

- ☐ Internal meeting room usage for the purpose of physical meetings of creditors is charged at the rate of £150 per meeting;
- ☐ Car mileage which is charged at the rate of 45 pence per mile;
- ☐ Storage of books and records (when not chargeable as Category 1 expense) is charged on the basis that the number of standard archive boxes held in storage for a particular case bears to the total of all archive boxes for all cases in respect of the period for which the storage charge relates;

Payments anticipated to be made to associates (pursuant to (ii) above)

Services provided by other entities within the Begbies Traynor group

The following expenses which relate to services provided by entities within the Begbies Traynor group, of which the office holder's firm is a member, are also to be charged to the case (subject to approval):

Grade of staff	Charge-out rate (£ per hour)
Director	275.00
Associate	180.00
Surveyor	120.00
Graduate	100.00
Administration	80.00
Porters	35.00

Instruction of Eddisons Insurance Services Limited ("EIS") to provide insurance broking services and specifically open cover insurance for the insurable risks relating to the case. The cost of open cover insurance would case depend upon the value of the assets and liability risks. The forecasted cost of insurance is £452.44 inclusive of Insurance Premium Tax.

In accordance with standard insurance industry practice, EIS will receive payment of commission for the services it provides from the insurer. The commission is calculated as a percentage of the insurance premiums payable and such percentage will depend upon the class or classes of assets being insured.

EIS will invoice the insolvent estate for the premium(s) due on the insurer's behalf and receive payment from the estate. EIS will in turn, account to the insurer for the premium(s) payable after deducting any commission payable by the insurer.

Where EIS have initially been consulted on a policy, but the policy has not been taken out, EIS will charge an administration fee of £150.

General Office Overheads.

The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 expense*:

- ☐ Telephone and facsimile
- ☐ Printing and photocopying
- ☐ Stationery

* Statement of Insolvency Practice 9, (SIP9) – Payments to Insolvency office holders and their associates from an estate

BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Paddington office as at the date of this report are as follows:

Grade of staff	Charge-out rate (£ per hour) 1 January 2022 until further notice
Partner	545
Director	490
Senior Manager	435
Manager	380
Assistant Manager	275
Senior Administrator	240
Administrator	195
Junior Administrator	155
Cashier	155
Secretarial	155

Prior to 31 December 2021, the following rates applied:

Grade of staff	Charge-out rate (£ per hour)
Partner	495
Director	445
Senior Manager	395
Manager	345
Assistant Manager	250
Senior Administrator	225
Administrator	175
Junior Administrator	140
Cashier	140
Secretarial	140

Time spent by support staff such as secretarial, administrative and cashiers staff is charged directly to cases. It is not carried as an overhead.

As detailed above, time is recorded in 6 minute units.

* Statement of Insolvency Practice 9, (SIP9) – Payments to Insolvency office holders and their associates from an estate

SIP9 W.e. Deane Limited - Administration - 01WE463.ADM - Time Costs Analysis From 16/02/2022 To 16/08/2022

Staff Grade		Consultant/Partner	Director	Sen Mgr	Mgr	Asst Mgr	Snr Admin	Admin	Jnr Admin	Support	Total Hours	Time Cost £	Average hourly rate £
General Case Administration and Planning	Case planning							0.1			0.1	19.50	195.00
	Administration	0.6		19.2	0.3			2.1	3.0	1.2	26.4	9,853.20	373.24
	Total for General Case Administration and Planning:	0.6		19.2	0.3			2.2	3.0	1.2	26.5	9,873.00	372.57
Compliance with the Insolvency Act, Rules and best practice	Appointment												0.00
	Banking and Bonding	0.1	0.5							5.6	6.2	1,167.50	168.31
	Case Closure			12.4							12.4	5,394.00	435.00
	Statutory reporting and statement of affairs	2.0	0.4	6.6				0.2			9.2	4,156.00	456.09
	Total for Compliance with the Insolvency Act, Rules and best practice:	2.1	0.9	19.0				0.2		5.6	27.8	10,757.50	386.58
Investigations	CDOA and investigations			4.5					0.5		5.0	2,035.00	407.00
	Total for Investigations:			4.5					0.5		5.0	2,035.00	407.00
Realisation of assets	Debt collection	0.3									0.3	163.50	345.00
	Property, business and asset sales												0.00
	Retention of Title/Third party assets												0.00
	Total for Realisation of assets:	0.3									0.3	163.50	345.00
Trading	Trading												0.00
	Total for Trading:												0.00
Dealing with all creditors claims (including employees), correspondence and distributions	Secured												0.00
	Others	0.3		5.9				1.7		0.3	9.2	3,543.00	385.11
	Creditors committee												0.00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions:	0.3		5.9				1.7		0.3	9.2	3,543.00	385.11
Other matters which includes meetings, tax, litigation, pensions and travel	Seeking disclosure of creditors							0.5			0.5	97.50	195.00
	Meetings												0.00
	Other							0.3			0.3	58.50	195.00
	Tax							0.5			0.5	97.50	195.00
	Litigation												0.00
	Total for Other matters:							1.3			1.3	253.50	195.00
	Total hours by staff grade:	3.3	0.9	49.5	0.3			5.4	3.5	7.1	70.1		
	Total time cost by staff grade £:	1,798.50	441.00	21,576.00	114.00			1,693.00	642.50	1,160.50		28,626.50	
	Average hourly rate £:	545.00	490.00	435.00	380.00	0.00	0.00	195.00	185.00	165.00			379.82
	Total fees drawn to date £:											130,658.00	

SIP9 W.e. Deane Limited - Administration - 01WE463.ADM Time Costs Analysis From 16/08/2021 To 15/08/2022

Staff Grade	Consultant/Partner	Director	Sr. Mgr	Mgr	Asst Mgr	Sr Admin	Admin	Unit Admin	Support	Total Hours	Time Cost £	Average hourly rate £
General Case Administration and Planning	Case planning						2.6			2.6	457.00	175.77
	Administration	40.9		74.6	1.3	0.1	17.6	6.5	3.1	146.3	56,518.00	386.32
	Total for General Case Administration and Planning:	40.9		74.6	1.3	0.1	20.4	6.5	3.1	146.8	56,975.00	388.64
Compliance with the Insolvency Act, Rules and best practice	Appointment						20.1			20.1	3,517.50	175.00
	Banking and Bonding	0.6	0.5				0.5		26.0	27.6	4,519.00	163.73
	Case Closure			12.4						12.4	5,394.00	435.00
	Statutory reporting and statement of affairs	2.0	6.5	24.1	0.2		5.7			38.5	14,654.50	385.83
	Total for Compliance with the Insolvency Act, Rules and best practice:	2.6	7.0	36.5	0.2		26.3		26.0	96.8	28,285.00	286.67
Investigations	CDDA and investigations			14.6			32.4	0.5		47.5	11,716.50	246.71
	Total for Investigations:			14.6			32.4	0.5		47.5	11,716.50	246.71
Realisation of assets	Debt collection	46.2		5.3	0.2		4.4			56.1	25,844.50	460.68
	Property, business and asset sales	13.9		3.8						17.7	8,453.50	477.60
	Retention of Third/Party assets						1.3			1.3	227.50	175.00
	Total for Realisation of assets:	60.1		9.1	0.2		5.7			75.1	34,525.50	459.73
Trading	Trading											0.00
	Total for Trading:											0.00
Dealing with all creditors claims (including employees), correspondence and distributions	Secured											0.00
	Others	1.7		29.5	0.3		23.3		0.3	55.1	17,265.00	313.34
	Creditors committee											0.00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions:	1.7		29.5	0.3		23.3		0.3	55.1	17,265.00	313.34
Other matters which includes meetings, tax, litigation, pensions and travel	Seeking removal of creditors						17.4			17.4	3,055.00	175.57
	Meetings											0.00
	Other						6.5			5.5	878.50	177.91
	Tax						1.9	0.8	0.2	2.9	508.50	175.69
	Litigation											0.00
	Total for Other matters:						24.8	0.8	0.2	25.8	4,943.00	176.08
Total hours by staff grade:		109.3	7.0	164.3	2.0	0.1	132.9	9.8	29.8	451.0		
Total time cost by staff grade £:		82,558.50	3,155.90	67,550.50	725.00	24.00	23,443.50	1,436.50	4,418.50		153,312.00	
Average hourly rate £:		489.13	450.79	411.14	362.50	0.00	240.00	176.40	146.53	149.27		339.94
Total fees drawn to date £:											130,555.00	

STATEMENT OF EXPENSES FOR THE PERIOD

Type of expense	Name of party with whom expense incurred	Amount incurred £	Amount discharged £	Balance (to be discharged) £
Expenses incurred with entities not within the Begbies Traynor Group				
Storage Costs	Restore Plc	109.98	109.98	0.00
Expenses incurred with entities within the Begbies Traynor Group (<i>for further details see Begbies Traynor Charging Policy</i>)				
None	-			

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Legal Fees	HCR Sprecher Grier LLP	8,606.40
Professional Fees	LDH Accounting	750.00
Specific Bond	AUA Insolvency Risk Services	252.00
Statutory Advertising	EPE Reynell	85.00
Storage Costs	Restore Plc	109.98
Expenses incurred with entities within the Begbies Traynor Group (<i>for further details see Begbies Traynor Charging Policy</i>)		
Insurance	Eddisons Insurance Services Ltd	452.44