

LIQ03

Notice of progress report in voluntary winding up



Companies House

THURSDAY



A11 *A6YCKKUP* #171
25/01/2018
COMPANIES HOUSE

1 Company details

Company number 0 2 3 5 9 4 7 4
Company name in full Albion Design & Fabrication Limited

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

2 Liquidator's name

Full forename(s) David J
Surname Dunckley

3 Liquidator's address

Building name/number 30 Finsbury Square
Street
Post town London
County/Region
Postcode E C 2 P 2 Y U
Country

4 Liquidator's name ①

Full forename(s)
Surname

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

5 Liquidator's address ②

Building name/number
Street
Post town
County/Region
Postcode
Country

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

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6 Period of progress report

From date	d	2	d	6	m	1	m	1	y	2	y	0	y	1	y	6
To date	d	2	d	5	m	1	m	1	y	2	y	0	y	1	y	7

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

[Handwritten Signature]

X

Signature date

d	1	d	9	m	0	m	1	y	2	y	0	y	1	y	8
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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	Steve P Tuffin
Company name	Grant Thornton UK LLP
Address	30 Finsbury Square
Post town	London
County/Region	
Postcode	E C 2 P 2 Y U
Country	
DX	
Telephone	Tel/Fax



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



TO THE CREDITORS

19 January 2018

Dear Sir/Madam

Advisory

Grant Thornton UK LLP
No1 Whitehall Riverside
Leeds
LS1 4BN

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F +44 (0)113 246 0828
www.grant-thornton.co.uk

Albion Design & Fabrication Limited – In Liquidation ('the Company')

1 Introduction

1.1 Following my appointment as Liquidator of the Company on 26 November 2015, in accordance with section 104A of the Insolvency Act 1986, I now report on the progress of the Liquidation for the year ended 25 November 2017 and I attach:

- Appendix A, an account of my receipts and payments for the year ended 25 November 2017 and also for the whole Liquidation to date
- Appendix B, a statement of the remuneration charged by the Liquidator and expenses incurred in the period from 26 November 2016 to 25 November 2017
- Appendix C, an analysis of time costs as required by Statement of Insolvency Practice 9
- Appendix D, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to request additional information from Liquidators (rule 18.9)
- Appendix E, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to challenge Liquidators remuneration or expenses if excessive (rule 18.34)

1.2 I am authorised by the Insolvency Practitioners Association to act as an Insolvency Practitioner. I am bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

2 Statutory information

2.1 The Company's registered number is 02359474.

3 Progress report

Statement of Affairs

3.1 The Director prepared a Statement of Affairs as at 9 March 2015, the date that the Company originally entered Administration. No Statement of Affairs has been prepared for the Liquidation.

Chartered Accountants

Grant Thornton UK LLP is a limited liability partnership registered in England and Wales No.OC307742. Registered office: Grant Thornton House, Melton Street, Euston Square, London NW1 2EP. A list of members is available from our registered office. Grant Thornton UK LLP is authorised and regulated by the Financial Conduct Authority.

Grant Thornton UK LLP is a member firm of Grant Thornton International Ltd (GTIL). GTIL and the member firms are not a worldwide partnership. Services are delivered by the member firms. GTIL and its member firms are not agents of, and do not obligate, one another and are not liable for one another's acts or omissions. A list of personnel permitted by Grant Thornton to accept appointments as insolvency practitioners and of their respective authorising bodies may be inspected at the above address. Please see www.grant-thornton.co.uk for further details.

Assets

Administration surplus

- 3.2 The main asset in the Liquidation is the balance transferred from the Administration of £240,694.

Book debts

- 3.3 At the time that the Administration converted into Liquidation on 26 November 2015, the remaining debtors were based overseas, in dispute or subject to extended dilapidation periods and future book debt recoveries were expected to be nominal. Despite the remaining debtor profile, further recoveries of £18,057 were successfully negotiated in the Liquidation.
- 3.4 There are no further book debt recoveries expected in the Liquidation.

Liabilities

Preferential creditors

- 3.5 Preferential creditor claims totalling £44,775 were paid in full on 28 July 2016.

Unsecured creditors

- 3.6 A first and final distribution to unsecured creditors was declared on 10 October 2016 requesting remaining unsecured creditor claims be submitted to the Joint Liquidators by 25 November 2016.
- 3.7 Unsecured creditor claims received in the Liquidation totalled £1,452,712 and were agreed by the Joint Liquidators for inclusion in the distribution to unsecured creditors.
- 3.8 After the costs of the Liquidation (including funds retained to settle final costs), there was a balance of £169,163 available to unsecured creditors.
- 3.9 A first and final distribution to unsecured creditors of 11.57 pence in the £ was made on 18 January 2017.

4 Investigations into the affairs of the Company

- 4.1 Based on the outcome of my investigations into the affairs of the Company to date, there are no matters identified that need to be reported to creditors.

5 Remuneration and expenses

Joint Administrators' remuneration

- 5.1 At the meeting of creditors held on 12 May 2015, the creditors resolved that the Joint Administrators draw their remuneration by reference to the time properly given by the Joint Administrators and their staff in attending to matters arising in the Administration.

- 5.2 At the time that the Administration converted into Liquidation on 26 November 2015, there were time costs incurred in the Administration that had not yet been invoiced by the Joint Administrators.
- 5.3 Details of time costs in the Administration have been provided previously and total £147,238. The Joint Administrators had previously drawn remuneration of £122,000 and you will note from the receipts and payments account attached at Appendix A, that the Joint Administrators (subsequently Joint Liquidators) have drawn final remuneration of £22,000 in the Liquidation.

Liquidator's remuneration

- 5.4 As detailed in paragraph 5.1, at the meeting of creditors held on 12 May 2015, the creditors resolved that the Joint Administrators draw their remuneration by reference to their time properly given by the Joint Administrators and their staff in attending to matters arising in the Administration.
- 5.5 Pursuant to rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, this basis also applies in the Liquidation.
- 5.6 In accordance with Statement of Insolvency Practice (SIP9), I attach at Appendix C, details of time costs in the Liquidation to 25 November 2017, by grade of staff and type of work.
- 5.7 Time costs in the Liquidation total £15,813 and you will note from the receipts and payments account attached at Appendix A, that the Liquidator has drawn remuneration of £11,500 in the Liquidation. Time costs of £4,313 incurred in the period but not drawn as remuneration are disclosed at Appendix B.
- 5.8 Time is charged in units of 6 minutes. Background information regarding the fees of Liquidators can be found at https://www.r3.org.uk/media/documents/publications/professional/Guide_to_Liquidators_Fees_-_April_2017.pdf. Alternatively, I will supply this information by post on request.

6 Other expenses incurred by the Liquidator

- 6.1 Details of other expenses incurred in the period from 26 November 2016 to 25 November 2017 are disclosed at Appendix B.
- 6.2 Other expenses incurred and paid in the period from 26 November 2016 to 25 November 2017 relate to
- final storage/destruction costs in relation to Company books and records
 - Insolvency Service Account fees in relation to the assignment of unclaimed preferential and unsecured creditor distributions
- 6.3 There are no other expenses incurred but not paid in the period from 26 November 2016 to 25 November 2017.

7 Receipts and payments account

- 7.1 I attach my receipts and payments account at Appendix A, covering the period from 26 November 2016 to 25 November 2017 and for the whole Liquidation to date.
- 7.2 The remaining funds in the Liquidation will settle the Liquidator's final remuneration and bank charges in closing the Liquidation bank account.

8 Closing comments

- 8.1 Following the settlement of the Liquidator's final remuneration, the Liquidation will be concluded.
- 8.2 A final report in the Liquidation will be issued to creditors and members in due course.
- 8.3 I trust that the above report is self-explanatory, but should you require any further information, please contact Steve Tuffin on 0191 261 2631 or by email at steve.p.tuffin@uk.gt.com.

Yours faithfully
For and on behalf of
Albion Design & Fabrication Limited



David J Dunckley
Liquidator

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**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT FROM
26 NOVEMBER 2015 TO 25 NOVEMBER 2017**

	26 November 2015 to 25 November 2016 £	26 November 2016 to 25 November 2017 £	Total £
Receipts			
Administration Surplus	240,694	-	240,694
Book Debts	18,057	250	18,307
	<u>258,751</u>	<u>250</u>	<u>259,001</u>
Payments			
Heat, Light and Power	670	-	670
Insurance	164	-	164
Joint Administrators' Fees	22,000	-	22,000
Joint Liquidators' Fees	11,500	-	11,500
Legal Fees	3,221	-	3,221
Storage/Destruction Costs	-	363	363
Statutory Advertising	169	-	169
Preferential Creditors	46,775	-	46,775
Unsecured Creditors	-	169,163	169,163
Insolvency Service Account Fees	-	26	26
VAT	17	73	90
	<u>84,516</u>	<u>169,625</u>	<u>254,141</u>
Total	<u>174,235</u>	<u>(169,375)</u>	<u>4,860</u>

**LIQUIDATOR'S REMUNERATION AND EXPENSES INCURRED FROM
26 NOVEMBER 2016 TO 25 NOVEMBER 2017**

	Paid up to 25 November 2017	Accrued up to 25 November 2017	Total
		£	£
Joint Liquidators'			
Time costs	11,500	4,313	15,813
Expenses	-	18	18
Professional Fees			
DWF LLP	3,221	-	3,221
Other			
Heat, Light & Power	670	-	670
Insurance	164	-	164
Statutory Advertising	169	-	169
Storage/Destruction Costs	363	-	363
	16,087	4,331	20,418

SIP 9 INFORMATION

Introduction

The following information is provided in connection with the Joint Liquidators' remuneration and disbursements in accordance with SIP 9.

An overview of the case

Please see the attached progress report to creditors.

Explanation of Grant Thornton UK LLP charging and disbursement recovery policies

Time costs

All partners and staff are charged out at hourly rates appropriate to their grade, as shown overleaf. Details of the hourly charge-out rates are made available to creditors or committees at the time of fixing the basis of our fees. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it.

Disbursements

Out of pocket expenses are charged at cost. Mileage is charged at the standard rates used from time to time by Grant Thornton UK LLP. VAT is added to disbursement charges as necessary.

Narrative description of work carried out

The principal work conducted to date relates to the realisation of final book debts, agreement of creditor claims, distributions to preferential and unsecured creditors and compliance with statutory matters.

Category 2 disbursements

No Category 2 disbursements have been paid during the period covered by this report.

Supporting documentation

The following documentation is included as required by SIP 9:

- a receipts and payments account for the period to 25 November 2017
- a schedule of charge-out rates which have applied during the reporting period

Grant Thornton UK LLP charge out rates

The following hourly charge out rates apply to Grant Thornton UK LLP assignments with effect from 1 July 2015:

	Hourly rate from 1 July 2015 £	Hourly rate from 1 July 2016 £	Hourly rate from 1 October 2017 £
Partner	495	495	510
Director	470	470	485
Associate Director	430	430	445
Manager	330	330	340
Assistant Manager	290	290	300
Executive 2	250	250	260
Executive 1	240	240	245
Administrator 2	195	195	200
Administrator 1	160	160	165
Treasury	175	175	180
Secretary / Filing clerk	150	150	150

Albion Design & Fabrication Limited - In Liquidation

Standard	Partner Hrs	Manager Hrs	Executive Hrs	Administrator Hrs	Hrs	Total £	Avg. Hrly Rate
Administration and Planning	0.35	0.75	8.20	5.95	15.25	3,380.00	221.64
Creditors	-	-	24.28	14.85	39.13	8,385.20	214.29
Investigations	-	-	3.00	-	3.00	720.00	240.00
Realisation of Assets	-	-	7.75	-	7.75	1,860.00	240.00
Taxation	-	0.20	1.45	2.20	3.85	668.00	173.51
Trading	-	-	-	5.00	5.00	800.00	160.00
Total	0.35	0.95	44.68	28.00	73.98	15,843.20	213.75

Total fees billed to date (Time) : £11,500

**AN EXTRACT FROM THE INSOLVENCY (ENGLAND AND WALES)
RULES 2016 RELATING TO CREDITORS' RIGHTS TO REQUEST
ADDITIONAL INFORMATION FROM THE LIQUIDATOR**

Rule 18.9

- (1) The following may make a written request to the office-holder for further information about remuneration (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report or account under rule 18.14 –
 - (a) a secured creditor;
 - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
 - (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
 - (d) any unsecured creditor with the permission of the court; or
 - (e) any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report or account by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by-
 - (a) providing all of the information requested;
 - (b) providing some of the information requested;
 - (c) declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if-
 - (a) the time or cost of preparation of the information would be excessive; or
 - (b) disclosure of the information would be prejudicial to the proceedings;
 - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
 - (d) the office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of –
 - (a) the office holder giving reasons for not providing all of the information; or
 - (b) expiry of the 14 days within which an office-holder must respond to the request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

**AN EXTRACT FROM THE INSOLVENCY (ENGLAND AND WALES)
RULES 2016 RELATING TO CREDITORS' RIGHTS TO CHALLENGE THE
LIQUIDATOR'S REMUNERATION OR EXPENSES IF EXCESSIVE**

Rule 18.34

- (1) This rule applies to an application in an administration, a winding up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that-
 - (a) the remuneration charged by the office-holder is in all the circumstances excessive;
 - (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable-
 - (a) a secured creditor;
 - (b) an unsecured creditor with either-
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
 - (c) in a members' voluntary winding up-
 - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
 - (ii) a member of the company with the permission of the court.
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3 or final report or account under rule 18.14 which first reports the charging of remuneration or the incurring of the expenses in question ("the relevant report").