

# G

CHFP001

COMPANIES FORM No. 173

## Declaration in relation to the redemption or purchase of shares out of capital

# 173

Please do not  
write in  
this margin

Pursuant to section 173 of the Companies Act 1985

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

To the Registrar of Companies  
(Address overleaf - Note 4)

For official use

Company number

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2754054

\* insert full name  
of company

Name of company

\* SCHOFIELD DIAMOND TRAVEL LIMITED

Note  
Please read the notes  
on page 2 before  
completing this form.

ø insert name(s) and  
address(es) of all  
the directors

X We ø NIGEL ROY SCHOFIELD OF TRELAWNY, MACCLESFIELD ROAD,  
ALDERLEY EDGE, CHESHIRE SK9 7BN

JENNIFER EILEEN SCHOFIELD OF TRELAWNY, MACCLESFIELD ROAD,  
ALDERLEY EDGE, CHESHIRE SK9 7BN

† delete as  
appropriate

x ~~the sole director~~ [all the directors]† of the above company do solemnly and sincerely declare that:

The business of the company is:

§ delete whichever  
is inappropriate

- (a) ~~that of a (recognised bank) (licensed institution)† within the meaning of the Banking Act 1979~~  
(b) ~~that of a person authorised under section 3 or 4 of the Insurance Companies Act 1982 to carry on~~  
~~insurance business in the United Kingdom~~  
(c) that of something other than the above§

The company is proposing to make a payment out of capital for the redemption or purchase of its own  
shares

The amount of the permissible capital payment for the shares in question is £ 78,078  
(note 1)

Continued overleaf

Presenter's name address and  
reference (if any)  
**BAKER TILLEY**  
**CHARTERED ACCOUNTANTS**  
**FERNDEN HOUSE**  
**CHAPEL LANE**  
**STOCKTON HEATH**  
**WARRINGTON WA4 6LL**  
**TEL: 01925 265040**

For official Use  
General Section

Post room



A10  
COMPANIES HOUSE

0175  
04/08/01

0/99

~~X~~ We have made full enquiry into the affairs and prospects of the company, and ~~we~~ we have formed the opinion:

- (a) as regards its initial situation immediately following the date on which the payment out of capital is proposed to be made, that there will be no grounds on which the company could then be found unable to pay its debts (note 2), and
- (b) as regards its prospects for the year immediately following that date, that, having regard to ~~my~~our intentions with respect to the management of the company's business during that year and to the amount and character of the financial resources which will in ~~my~~our view be available during that year, the company will be able to continue to carry on business as a going concern (and will accordingly be able to pay its debts as they fall due) throughout that year. (note 2)

Please do not  
write in  
this margin

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

And ~~we~~ we make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act 1835.

Declared at 21. PALMYRA SQUARE  
WARRINGTON  
CHESHIRE

on 

Day	Month	Year
02	08	2001

before me

A Commissioner for Oaths, or Notary Public, or Justice of the Peace, or Solicitor having the powers conferred on a Commissioner for Oaths.

C. A. ROYLE

Declarant(s) to sign below

N R Schofield  
N R SCHOFIELD

J E Schofield  
J E SCHOFIELD

### Notes

- 'Permissible capital payment' means an amount which, taken together with
  - any available profits of the company; and
  - the proceeds of any fresh issue of shares made for the purposes of the redemption or purchase; is equal to the price of redemption or purchase.'Available profits' means the company's profits which are available for distribution (within the meaning of section 172 and 263 of the Companies Act 1985).  
The question whether the company has any profits so available and the amount of any such profits is to be determined in accordance with section 172 of the Companies Act 1985.
- Contingent and prospective liabilities of the company must be taken into account, see sections 173(4) & 517 of the Companies Act 1985.
- A copy of this declaration together with a copy of the auditors report required by section 173 of the Companies Act 1985, must be delivered to the Registrar of Companies not later than the day on which the company publishes the notice required by section 175(1) of the Companies Act 1985, or first publishes or gives the notice required by section 175(2), whichever is the earlier.
- The address for companies registered in England and Wales or Wales is:-  
  
The Registrar of Companies  
Companies House  
Crown Way  
Cardiff  
CF14 3UZ  
  
or, for companies registered in Scotland:-  
  
The Registrar of Companies  
Companies House  
37 Castle Terrace  
Edinburgh  
EH1 2EB

**AUDITORS' REPORT**  
**TO THE DIRECTORS OF SCHOFIELD DIAMOND TRAVEL LIMITED**  
**PURSUANT TO SECTION 173(5) OF THE COMPANIES ACT 1985**

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We have examined the attached statutory declaration of the directors dated 2 August 2001 in connection with the company's proposed purchase of 78,078 redeemable preference shares by a payment out of capital and reserves.

**Basis of opinion**

We have enquired into the state of the company's affairs in order to review the bases for the statutory declaration.

**Opinion**

In our opinion the amount of £78,078 specified in the statutory declaration of the directors as the permissible capital payment for the shares to be purchased is properly determined in accordance with Section 171 and 172 of the Companies Act 1985.

We are not aware of anything to indicate that the opinion expressed by the directors in their declaration as to any of the matters mentioned in Section 173(3) of the Companies Act 1985 is unreasonable in all the circumstances.

*Baker Tilly*

Baker Tilly  
Registered Auditors

Fernden House  
Chapel Lane  
Stockton Heath  
Warrington  
Cheshire  
WA4 6LL

2 August 2001



**BAKER TILLY**