The Insolvency Act 1986

# Administrator's progress report

	Name of Company		Company number	
	Taylor & Sons Limited		00067032	
	In the High Court of Justice, C District Registry	Chancery Division, Cardiff  (full name of court)	Court case number 277 of 2009	er
a) Insert full name(s) and nddress(es) of ndministrator(s)	I/We (a) Alistair Gareth Wardell Road, Cardiff CF11 9U	and Nigel Morrison of Grant	Thornton UK LLP, 11/	13 Penhill
	, ,	above company attach a prog	•	nod
	From		<u> </u>	
b) Insert date	(b) 9 April 2009		(b) 19 August 2011	
	Signed	Joint Administrator		
	Dated	23/8/1,	<del>-</del>	
Contact Details:	:			
nformation in the ou do, it will help	to give any contact box opposite but if companies House to tre is a query on the	C/O Grant Thornton UK LL	P, 11/13 Penhili Road	, Cardiff, CF11 9UP
	mation that you give searchers of the	DX Number		Tel/Fax DX Exchange
1 1881 1811 1811 1811		When you have completed Registrar of Companies at		please send it to the

Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff

26/08/2011 COMPANIES HOUSE



Our Ref AGW/SJH/ALW/T00183/7

To the Creditors

Recovery and Reorganisation

Grant Thornton UK LLP 11-13 Penhill Road Cardiff CF11 9UP

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19 August 2011

Dear Sus

Taylor & Sons Limited - In Administration (the Company)
High Court of Justice, Chancery Division, Cardiff District Registry Number
277 of 2009

#### 1 INTRODUCTION

- Following the appointment of Nigel Morrison and myself as joint administrators of the Company by directors on 9 April 2009, I now report on the progress of the administration since my report dated 17 May 2011 to date
- 1 2 In order to allow time for the Company's property and other assets to be realised, the administrators' terms of office have been extended twice as follows
  - Firstly, secured and preferential creditors consented to an extension for six months to 8 October 2010, in accordance with paragraph 76(2)(b) of Schedule B1 to the Insolvency Act 1986
  - Secondly, a Court Order was obtained extending the period of the administration for a
    further 12 months to 8 October 2011 in accordance with paragraph 76(2)(a) of Schedule
    B1 to the Insolvency Act 1986
- I have now instructed my solicitors, Bond Pearce LLP (Bond Pearce) to apply to Court again in accordance with paragraph 76(2)(a) of Schedule B1 to the Insolvency Act 1986 to seek a further extension of 12 months in order to allow time for the Company's remaining assets (referred to in paragraphs 3 3 and 3 6) to be realised
- 1 4 I enclose with this report Form 2 24B together with an account of my receipts and payments for the period ended 19 August 2011 (Appendix I) in accordance with Rule 2 47 of the Insolvency Rules 1986
- 1 5 In accordance with paragraph 100(2) of Schedule B1 to the Insolvency Act 1986 the functions of the administrators are to be exercised by any or all of them

Chartered Accountants Member firm within Grant Thomson International Ltd.

Member from within Crank informon treammandria Leo
Grant Thornton UK LLP is a limited liability partnership registered in England and Wates 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 Services Authority for investment business.

A list of personnel permitted by Grant Thomton to accept appointments as insolvency practitioners and of their respective authorising bodies may be inspected at the above address

## 2 STATUTORY INFORMATION

2.1 The Company's statutory details are as follows

registered number

67032

registered office

c/o Grant Thornton UK LLP

11-13 Penhill Road

Cardiff CF11 9UP

former trading addresses

Regent Street Britton Ferry Neath SA11 2JA

5/6 Curran Road

Cardiff CF10 5DF

Canal Parade Cardiff CF10 5HJ

## 3 PROGRESS REPORT

- 3 1 The strategy for the realisation of the Company's assets was detailed in my proposals to creditors dated 2 June 2009
- 3.2 Receipts and payments since my last report are detailed in the attached receipts and payments account, Appendix I

## **Book debts**

3.3 Since my previous report, I have realised £32,489 There remains one debt of £16,400 to realise

## Claim against Companies House

- 3 4 In my report of 3 November 2010, I advised creditors in detail of a potential claim that the Company has against Companies House and my proposed assignment of this claim to a third party
- This claim has now been assigned, which if successful may allow some future recovery for the secured creditor. It is unlikely that it will generate any funds for unsecured creditors in view

of the estimated shortfall due to Lloyds TSB Plc (the Bank) of £3 7million

#### Miscellaneous debts

36 Following the sale of the property in Briton Ferry, there remains a balance of rent due from the tenant. The balance is subject to a reconciliation of debt collection due to the tenant which will be agreed shortly

#### 4 LIABILITIES AND OUTCOME FOR CREDITORS

#### **Secured creditors**

4.1 Total distributions to secured creditors are as follows

	t.
The Bank	1,966,165
Lloyds TSB Commercial Finance Limited (LTSBCF)	612,227
Duncan & Barbara Taylor	0
	2,578,392

4.2 LTSBCF has been repaid in full. The other secured creditors, including the Bank, will incur substantial shortfalls on their loans.

## Preferential creditors

4.3 Preferential claims have now been paid in full

#### Prescribed part

4.4 As one of the Bank's debentures pre-dates 15 September 2003, there is no prescribed part of floating charge assets to be set aside for the benefit of unsecured creditors under Section 176A of the Insolvency Act 1986

#### **Unsecured creditors**

45 There will be no funds available for a distribution to unsecured creditors

## 5 ADMINISTRATORS' REMUNERATION

- As there will be no funds available for unsecured creditors and preferential creditors have been paid in full, Rule 2 106(5A) to the Insolvency Rules provides that the joint administrators' remuneration is to be approved by secured creditors. The joint administrators' remuneration to date has been approved by the secured creditors.
- In accordance with Statement of Insolvency Practice 9 (SIP 9), I attach as Appendix II a summary of my time costs to 8 August 2011 by grade of staff and type of work. Total time costs amount to £616,382 representing 2,493 hours at an average of £247 per hour. Disbursements to 8 August 2011 amount to £7,059. Remuneration of £405,000 and disbursements of £7,059 have been drawn to date.

Details of any matters which have had a significant impact on the time costs are included in the appendix, together with disbursements charged during the period under review

## 6 END OF THE ADMINISTRATION

6.1 Subject to the realisation of the book and miscellaneous debts due to the Company, I shall distribute remaining funds to the Bank I shall then file Form 2.35B with the Registrar of Companies in order to move the Company from administration to dissolution

Yours faithfully for and on behalf of Taylor & Sons Limited

Alistair Wardell Joint Administrator

The affairs, business and property of Taylor & Sons Limited are being managed by Alistair Wardell and Nigel Morrison, appointed joint administrators on 9 April 2009

	Statement of affairs	9 4.2009 to 8 10.2010	0.10.2010 0.4.2011	9 4 2011 to 19 8 2011	<b></b>
RECEIPTS	£	9 4.2009 to 8 10.2010 £	9 10 2010 to 8 4.2011 £	94 2011 to 198 2011 £	Total £
RECEII 13	£	£	£	ž.	£
Freehold land and property	5,500,000 00	440 000 00	1,230 000 00	0.00	1 670 000 00
Stock and work in progress	600 000 00	60,194 00	0.00	0.00	60 194 00
Contracts	0.00	1 00	0 00	0 00	100
Goodwill	0.00	3 00	0 00	0.00	3 00
Plant and machinery	750 000 00	308 691 75	0.00	0.00	308 691 75
Book debts	1,300 000 00	1,387,372 52	0.00	32 488 78	1 419 861 30
Wages recharged to Cyrus	0 00	1 135 86	0 00	0 00	1,135 86
Rent received from Cyrus	0.00	51 000 00	30 000 00	0.00	81 000 00
VAT bad debt relief claim	0.00	71 831 31	0.00	0 00	71 831 31
Hire purchase surphis	0.00	3,978 70	0 00	0 00	3 978 70
Miscellaneous refunds	0 00	1,268 03	5,605 72	98 94	6,972 69
Sales	0 00	100 132.04	0 00	0.00	100 132 04
Fixed charge VAT payable	0 00	66 000 00	215,250 00	0.00	281,250 00
Floating charge VAT payable	0 00	40 442.20	0 00	0 00	40,442 20
	8,150,000 00	2,532,050 41	1,480,855 72	32,587 72	4,045,493 85
PAYMENTS					
Direct expenses		797 89	0.00	0 00	797 89
Rates		3 361 01	0 00	0 00	3,361 01
Heat & light		22,061 26	2,359 39	0 00	24 420 65
Travel		781 91	0 00	0.00	781 91
Telephone		4 973 06	833 91	0.00	5 806 97
Professional Fees		3,900 00	0.00	0.00	3 900 00
Repairs & Maintenance		8,328 98	0 00	0 00	8,328 98
Property Expenses		2 407 75	0 00	0 00	2 407 75
PAYE/NI		51,881 36	12,874 12	0 00	64,755 48
Net wages		139 512.51	9 501 65	0.00	149 014 16
Sundry trading expenses		4 082 82	0 00	0 00	+ 082.82
Legal Fees		90 173 25	15,032.68	344 50	105,550 43
Agents fees		42 985 21	23,200 00	560 57	66 745 78
Insurance		22,456 04	0.00	0.00	22,456 04
Bank charges		1 855 24	384 80	122 51	2,362 55
Fixed charge holder		545 000 00	1 159 838 20	0.00	1 704 838 20
Factor's interest		104 97	0 00	0 00	104 97
Preparation of statement of affairs		19,421 57	000	0.00	19 421 57
Administrators fees		305 000 00	000	100 000 00	405 000 00
Administrators' expenses		6 628 96	0 00	429 81 1 021 75	7 058 77
Printing and postage of creditor reports		1,072 36	0 00	1 021 75	2 094 11
Debt collection fees		13 928 81	0 00	14,566 54 0 00	28,495 35
Factoring termination fee		139,281 37 1 14	912.96	000	139,281 37 914 10
Stationery and postage Statutory advertising		241 85	0.00	000	241 85
Preferential creditors - dividend of 100p in the f		159 921 21	1 757 14	0.00	161 678 35
Repayment of factors		472 946 08	0.00	0.00	472 946 08
Floating charge holder		261,327 08	000	000	261,327 08
Floating Charge notice Floating VAT receivable		78 619 12	1,696 19	000	80,315 31
Fixed Ch Vat Receivable		3,358 20	5 612 71	0.00	8 970 91
VAT control account		30,364 11	210,421 16	23 065 53	263 850 80
Trade creditors		10 568 45	0 00	0 00	10,568 45
		2,447,343 57	1,444,424 91	140,111 21	4,031,879 69
Balance in hand		84,706 84	36,430 81	-107,523 49	13,614 16
		2,532,050 41	1,480,855 72	32,587 72	4,045,493 85

SIP 9 TIME COST ANALYSIS

9 April 2009 to 8 August 2011

Standard		Partner			Manager			1 xecutive		•	Administrator			- Co	
	ılı	3	V	11rs	G	Avg Urby	Ilre	3	Avg Hrly Rate	Hrs	3	Avg Hrly	llre	<b>y</b>	Avg Hrby Rate
Administration and	35 76	13 626 60	381 06	21161	63 106 35	298 22	331 67	68 075 15	205 25	184 12	27 361 05	1486	763 16	172,169 15	
Franning Creditors	3 00	1 095 00	365 00	00 171	58 566 00	342 49	k2 LL2	56,690 50	204 48	128 55	19 154 00	149 00	97 975	135 505 50	233.71
Hurus persod															
Investigations				1 00	315 00	31500	390	799 50		_			06+	111450	227.45
Realisation of Assets	34 50	12,802.50	37109	389 50	133,027 50	34153	265 25	54,778.00	206 51	73 95	11,42425	15449	763 20	212,012 25	277.82
Trading	37.50	05 757,51	366 33	188 00	59 430 00	316 12	28 70	5 973 50		128 00	16 420 00	128 28	382.20	95,561 00	250 03
Total	110 76	41,261 60	372.53	961 11	314,444 85	327 17	92 906	186,316 65	205 48	514 62	74,359 30	144 49	2,493 25	616,382 40	247.22

Total fees billed to date (Time) £ 405,000

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 on the above schedule. Details of the hourly charge-out rates are made available to creditors or

The firm's hourly charge out rates for the year commencing 1/7/08, 1/7/09, 1/7/10 and 1/7/11 are as follows

Grade	3	7	٠	¥
	1/1/08	60/1/1	1/7/10	11/2/1
Partner	390	410	475	445
Director	365	385	t05	125
Associate Director	335	355	365	385
Manager	260	275	285	300
Assistant Manager	220	235	245	097
Senior 2	195	205	210	220
Senior 1	185	195	200	210
Administrator 2	155	165	170	081
Administrator I	125	135	140	145
Secretary	115	125	130	135
Filing Clerk	115	125	130	135
Treasury	135	1.5	150	160

Disbursements

Out of pocket expenses are charged at cost. Mileage is charged at standard rates which comply with HM Revenue and Customs limits or AA recommended rates. Total disbursements billed to date. £7 058 77

Total disbursements fees incurred to date £ 7,058 77 (fini incurred since previous report)