

# WU03

## Notice of termination of appointment of provisional liquidator in a winding-up by the court



Companies House

FRIDAY



\*A6E0NZKP\*

A27

01/09/2017

#380

COMPANIES HOUSE

### 1 Company details

Company number 0 0 0 8 0 6 2 3

Company name in full INDEPENDENT INSURANCE COMPANY LIMITED

→ Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Provisional liquidator's name

Full forename(s) MARK CHARLES

Surname BATTEN

### 3 Provisional liquidator's address

Building name/number 7 MORE LONDON

Street RIVERSIDE

Post town

County/Region LONDON

Postcode S E 1 2 R T

Country LONDON

### 4 Provisional liquidator's email address or telephone number <sup>①</sup>

Email address

Telephone number mark.c.batten@pwc.com

① You must give an email  
address or telephone number.  
All information on this form will  
appear on the public record.

### 5 Statement of termination

My appointment as provisional liquidator was terminated on

Date of termination <sup>d</sup>0 <sup>d</sup>4 <sup>m</sup>0 <sup>m</sup>8 <sup>y</sup>2 <sup>y</sup>0 <sup>y</sup>1 <sup>y</sup>7

WU03

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6

Reason for termination

Retirement

7

Sign and date

Provisional Liquidator's  
signature

Signature

X



X

Signature date

d

0

d

4

m

0

m

8

y

2

y

0

y

1

y

7

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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 **AMANDA WEIR**

Company name **PRICEWATERHOUSECOOPERS**

**LLP**

Address **7 MORE LONDON**

**RIVERSIDE**

Post town

County/Region **LONDON**

Postcode **S E 1 2 R T**

Country **UNITED KINGDOM**

DX

Telephone **0207 213 3855**



**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 signed and dated 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)

## Schedule 2

No	Name	Appointed date	1. Existing Lead Appointee	2. Existing Second Appointee	3. Existing Third Appointee	1. Ongoing Lead Appointee	2. Ongoing Second Appointee	Company number	Court Name	Court case number
<b>Administration</b>										
1	Britten Investments Limited	27/02/2009	David Matthew Hammond	Mark Charles Batten		David Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	11446 of 2009
2	Castlemore (Temple Quay 2) Limited	02/03/2009	David Matthew Hammond	Mark Charles Batten		David Matthew Hammond	David Christian Chubb	03831148	High Court of Justice, London District Registry, Chancery Division	11449 of 2009
3	Castlemore (Temple Quay 6) Limited	02/03/2009	David Matthew Hammond	Mark Charles Batten		David Matthew Hammond	David Christian Chubb	05899473	High Court of Justice, London District Registry, Chancery Division	11451 of 2009
4	Castlemore (West Bar) Limited	02/03/2009	David Matthew Hammond	Mark Charles Batten		David Matthew Hammond	David Christian Chubb	05620890	High Court of Justice, London District Registry, Chancery Division	11453 of 2009
5	Castlemore Securities Limited	27/02/2009	David Matthew Hammond	Mark Charles Batten		David Matthew Hammond	David Christian Chubb	00995273	High Court of Justice, London District Registry, Chancery Division	11524 of 2009
6	Moorgate Industries Limited	02/10/2015	David James Kelly	Ian David Green	Anthony Victor Lomas	David James Kelly	Ian David Green	01038435	High Court of Justice, Chancery Division, Companies Court	06622 of 2015
<b>Special Administration</b>										
7	Maple Securities (UK) Ltd	17/02/2016	Russell Downs	Mark Charles Batten		Ross David Connock	Russell Downs	02437924	High Court of Justice, Chancery Division, Companies Court	829 of 2016
<b>Compulsory Liquidation</b>										
8	Independent Insurance Holdings Ltd	24/09/2012	Mark Charles Batten	Dan Yoram Schwarzmann		Douglas Nigel Rackham	Dan Yoram Schwarzmann	01183179	High Court of Justice, Chancery Division, Companies Court	6634 of 2012
9	Keydata Investment Products Nominees Limited	15/04/2013	Dan Yoram Schwarzmann	Mark Charles Batten		Douglas Nigel Rackham	Dan Yoram Schwarzmann	03518294	High Court of Justice, Chancery Division, Companies Court	1401 of 2012
<b>Creditors Voluntary Liquidation</b>										
10	BBB Network Limited	30/08/2007	Anthony Steven Barrell	Mark Charles Batten		Anthony Steven Barrell	David Matthew Hammond	02472302	N/A	N/A
11	Highlands Insurance Company (UK) Limited	17/04/2012	Dan Yoram Schwarzmann	Mark Charles Batten		Douglas Nigel Rackham	Dan Yoram Schwarzmann	01190948	N/A	N/A
12	MG Rover Group Limited	28/03/2006	David Matthew Hammond	Anthony Victor Lomas		David Matthew Hammond	Ian David Green	01595268	N/A	N/A
13	MG Rover Overseas Holdings Limited	10/05/2006	David Matthew Hammond	Anthony Victor Lomas		David Matthew Hammond	Ian David Green	01525254	N/A	N/A
<b>Provisional Liquidation</b>										
14	Independent Insurance Company Limited	17/06/2001	Mark Charles Batten	Dan Yoram Schwarzmann		Douglas Nigel Rackham	Dan Yoram Schwarzmann	00080623	High Court of Justice, Chancery Division, Companies Court	3827 of 2001
15	Newmarket Corporate Member Limited	10/10/2001	Dan Yoram Schwarzmann	Mark Charles Batten		Douglas Nigel Rackham	Michael John Andrew Jervis	03715907	High Court of Justice, Chancery Division, Companies Court	7667 of 2001

**IN THE HIGH COURT OF JUSTICE**  
**CHANCERY DIVISION**  
**COMPANIES COURT**



**BEFORE**      Mr Deputy Registrar Garwood

**ON**            21 July 2017

CR-2017-005352

**IN THE MATTER OF BRITTEN INVESTMENTS LIMITED (IN ADMINISTRATION)  
AND OTHERS**

**AND IN THE MATTER OF AN OFFICE HOLDER**

**AND IN THE MATTER OF THE INSOLVENCY ACT 1986**

**Between:**

**(1) DAVID CHRISTIAN CHUBB and OTHERS**  
**(as**  
**listed in Schedule 1 of the Application)**

**Applicants**

**And**

**(2) MARK CHARLES BATTEN and OTHERS**  
**(as**  
**listed in Schedules 2A and 2B of the Application)**

**Respondents**

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**ORDER**

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**UPON THE APPLICATION** of the Applicants dated 20 July 2017 (the "**Application**")

**AND UPON** reading the First Witness Statement of Julian Guy Parr dated 20 July 2017 and its exhibit "JGP1" and other documents that are recorded on the Court file as having been read.

**IT IS ORDERED** that:-

1. Mark Charles Batten, Anthony Victor Lomas and Dan Yoram Schwarzmann, (the "**Outgoing Office-Holders**") each be removed from office as administrator or liquidator, as applicable, of the companies listed in Schedule 2 to this Order, to take effect on the fourteenth day after the date of this Order.

2. The *Outgoing Office-Holders* each be replaced as office-holder in the case of each company listed in Schedule 3 of this Order by the respective Applicants named in the same Schedule, these replacements to take place on fourteenth day after the date of this Order.
3. For the companies listed at numbers (1) to (7) in Schedule 2 of this Order, in accordance with paragraph 100(2) of Schedule B1 to the Insolvency Act 1986 (the "Act"), following Mark Charles Batten's and Anthony Victor Lomas' resignations as administrators, all functions by :
  - a. David Matthew Hammond and David Christian Chubb (in respect of companies (1) to (5) listed in Schedule 2 to this Order);
  - b. David James Kelly and Ian David Green (in respect of company (6) listed in Schedule 2 to this Order); and
  - c. Ross David Connock and Russell Downs (in respect of company (7) listed in Schedule 2 to this Order),

as the (new) joint administrators, are to be exercised by any one or all of the joint administrators. It is to be noted that, for the purposes of rule 12.37(5) of the Insolvency (England and Wales) Rules 2016 (the "**2016 Rules**"), in respect of companies (1) to (7) of Schedule 2, the outgoing administrators are Applicants in this Application.

4. The Applicants shall notify the Secretary of State as soon as reasonably practicable of the making of this Order.
5. The Applicants shall notify the creditors of the companies (as listed in Schedule 3) of the making of this Order and its effect, by advertisement in the London Gazette within 14 days following the granting of this Order. The Applicants can publish in the London Gazette composite notices relating to the resignation and the appointments as detailed in Schedule 2 to this Order.
6. The Applicants, in addition, shall report the making of this Order and its effect in the next periodic report sent to all creditors of the companies detailed in Schedule 2.
7. The provisions of Rules 122 and 123 of the Investment Bank Special Administration (England and Wales) Rules 2011 (the "**2011 Rules**"), if and insofar as applicable, in respect of the company (7), in special administration, and Rules 4.49B and 4.49C of the Insolvency Rules 1986, in respect of the company (11), in CVL, be dis-applied. The period of the provision of progress reports should remain the same as the original dates in place prior to this Order having taken effect.
8. The provision of Sections 104, 108, 171, 172, 246ZE and 246ZF of the Act and Part 15 of the 2016 Rules in relation to these Sections, be dis-applied in relation to companies (1) to (6) and (8) to (15).

9. The Outgoing Office-Holders each be released from all liability (pursuant to the relevant sections of the Act and/or the 2016 Rules) in respect of their acts and omissions and otherwise in respect of their conduct as liquidators of the companies listed at (8) to (13), being companies in compulsory liquidation or CVL, as applicable, as set out in Schedule 2 of this Order. Such release to take effect, in relation to each respective company, once release has been given by the Secretary of State, as is usual.
10. The Outgoing Office Holders each be released from all liability (pursuant to the relevant sections of the Act and/or the 2016 Rules) in respect of their act and omissions and otherwise in respect of their conduct as liquidators of the companies listed at (14) to (15) of Schedule 2 of this Order, being companies in provisional liquidation. Such discharge is to take effect 28 days of receipt of notification pursuant to paragraph 5 of this Order.
11. Mark Charles Batten and Anthony Victor Lomas be discharged from all liability in respect of their acts and omissions and otherwise in respect of their conduct as administrators of the companies (1) to (7) of Schedule 2. Such discharge is to take effect 28 days of receipt of notification pursuant to paragraph 5 of this Order.
12. In relation to the companies listed at (1) to (6) of Schedule 2 to this Order, being in administration, and the company listed at (7) of Schedule 2 to this Order, being in special administration, any person appointed to act as a joint administrator by this Order in circumstances where the original administrators were appointed under paragraph 14 or 22 of Schedule B1 to the Act, those persons shall obtain their discharge from liability pursuant to paragraph 98(1) of Schedule B1 of the Act on the same basis as those administrators originally appointed in respect of that company. Accordingly, the discharge provided by paragraph 98(1) of Schedule B1 of the Act will take place, in relation to a person appointed by this Order, at a time appointed by the resolution of the creditors' committee or, if there is no committee, by resolution of the creditors or in any case at a time specified by the court (and, for the avoidance of doubt, the provisions of 98(3) of Schedule B1 of the Act will apply equally in relation to an appointment made by this Order as it would in relation to the original appointments).
13. Permission be granted to each creditor, in respect of the companies (be they in administration, special administration, provisional liquidation, compulsory liquidation, or CVL) listed in Schedule 2 to this Order, as applicable, to apply to vary or discharge this Order by making an application within 28 days of receipt of notification pursuant to paragraph 5 of this Order.
14. In respect of Castlemore Securities Limited (company (5) listed in Schedule 2 to this Order), the creditors will be notified at the time of the next statutory reporting period of a minor change to the Statement of Proposals dated 20 April 2009, namely that when Castlemore Securities Limited

moves from administration to creditors' voluntary liquidation (as is the current intention), Mark Charles Batten will not take up the position as liquidator but, instead, David Christian Chubb will become one of the liquidators in respect of this company, together with the existing appointee, David Matthew Hammond (as per Schedule 2 to this Order).

15. Pursuant to Rules 12.38(4) and (5) of the Rules, the Court exercises its discretion in allowing the costs of the Application to be paid as an expense of the insolvency proceedings to which the Application relates.
16. The costs of this Application are estimated to be £11,371.76 which includes the Applicants' solicitors' costs, advertising costs, bond fees and court fees. Together with VAT (of £2,244.35) this gives a total of £13,616.11 (the "**Application Costs**"). The Application Costs are to be apportioned equally between each of the 15 companies as listed in Schedule 2 of this Order.
17. If the costs of any one of the insolvent estates exceeds 10% of the realisable assets within that estate, the respective estate should only bear such part of those apportioned costs as equals 10% of that estates' realisable assets; any excess sought should (and will) be borne by PwC.



**List of applicants****Schedule 1**

	<b>Licensing body</b>	<b>No of new appointments</b>
David Christian Chubb	ICAEW	5
Michael John Andrew Jervis	ICAEW	1
Ross David Connock	ICAEW	1
Douglas Nigel Rackham	ICAEW	5
David Matthew Hammond	ICAEW	1
Ian David Green	ICAEW	2
<b>Total</b>		<b>15</b>
<b>Cases where there are two new appointees</b>		<b>1</b>
<b>Cases where there are no replacement appointees</b>		<b>1</b>
<b>Total number of cases</b>		<b>15</b>

The total application addresses 15 cases of which 13 cases have 1 new appointee, 1 case that has 2 new appointees and 1 case that has no new appointees

**Outgoing Administrators**

Mark Charles Batten	ICAEW
Anthony Victor Lomas	ICAEW

## Schedule 2

No	Name	Appointed Date	1. Existing CoD responses	2. Existing Insurers Comments	3. Existing Third Comments	4. Corporate Liab Assessments	5. Creditors Report Approaches	Insolvency Regulator	Court Name	When called to court
<b>Administration</b>										
1	Mifflin Investments Limited	27/02/2008	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
2	Wardmore (Temple Quay 2) Limited	02/03/2007	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
3	Wardmore (Temple Quay 6) Limited	02/03/2007	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
4	Callanmore (Well Bar) Limited	02/03/2007	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
5	Callanmore (Well Bar) Limited	27/02/2008	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
6	Callanmore (Well Bar) Limited	02/03/2007	Daniel Matthew Hammond	Mark Charles Batten		Daniel Matthew Hammond	David Christian Chubb	02038499	High Court of Justice, London District Registry, Chancery Division	31/04/05 of 2005
<b>Special Administration</b>										
1	Phelps Securities UK Ltd	17/02/2008	Basil Downs	Mark Charles Batten		Ross David Connock	Basil Downs	02037524	High Court of Justice, Chancery Division, Companies Court	29/03/2015
<b>Compulsory Liquidation</b>										
1	Bridgepoint Insurance Holdings Ltd	24/09/2003	Mark Charles Batten	Dan Yoram Schwartzmann		Douglas Nigel Bachman	Dan Yoram Schwartzmann	01183179	High Court of Justice, Chancery Division, Companies Court	26/04/2012
2	Bridgepoint Investment Products Nominees Limited	15/04/2008	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Dan Yoram Schwartzmann	02518294	High Court of Justice, Chancery Division, Companies Court	26/04/2012
<b>Creditors Voluntary Liquidation</b>										
1	Network Limited	30/06/2008	Anthony Steven Bartel	Mark Charles Batten		Anthony Steven Bartel	David Matthew Hammond	02477302	N/A	N/A
2	Highland Insurance Company (UK) Limited	17/04/2003	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Dan Yoram Schwartzmann	01183179	N/A	N/A
3	Highland Insurance Company (UK) Limited	17/04/2003	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Dan Yoram Schwartzmann	01183179	N/A	N/A
4	Highland Insurance Company (UK) Limited	17/04/2003	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Dan Yoram Schwartzmann	01183179	N/A	N/A
5	Highland Insurance Company (UK) Limited	17/04/2003	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Dan Yoram Schwartzmann	01183179	N/A	N/A
<b>Provisional Liquidation</b>										
1	Independent Insurance Company, Limited	17/05/2001	Mark Charles Batten	Dan Yoram Schwartzmann		Doyle Nigell R. Iain	Da Yoram Schwartzmann	00080623	High Court of Justice, Chancery Division, Companies Court	26/04/2012
2	Independent Insurance Company, Limited	10/10/2001	Dan Yoram Schwartzmann	Mark Charles Batten		Douglas Nigel Bachman	Da Yoram Schwartzmann	02518294	High Court of Justice, Chancery Division, Companies Court	26/04/2012

**List of respondents****Schedule 2A**

<b>Name</b>	<b>No of cases</b>	<b>New firm/Reason</b>	<b>Address</b>
Mark Charles Batten	12	Retiring	PricewaterhouseCoopers LLP, 7 More London, Riverside, London, SE1 2RT
Anthony Victor Lomas	3	Moving to a part time basis	PricewaterhouseCoopers LLP, 7 More London, Riverside, London, SE1 2RT
Dan Yoram Schwarzmann	1	Internal Restructuring	PricewaterhouseCoopers LLP, 1 Embankment Place, London, WC2N 6RH

**List of office holders**

**Schedule 2B**

**Schedule 2B**

Russell Downs

David James Kelly

Anthony Steven Barrell

**Lists every person who holds office jointly with the outgoing office-holder but is not an Applicant**

PricewaterhouseCoopers LLP, 7 More London, Riverside, London, SE1 2RT

PricewaterhouseCoopers LLP, 7 More London, Riverside, London, SE1 2RT

PricewaterhouseCoopers LLP, Donington Court, Pegasus Business Park, Castle Donington, East Midlands, DE74 2UZ

**Notification of Appointments****Schedule 3**

<u>Company Name</u>	<u>Type of appointment</u>	<u>Applicant 1</u>	<u>Applicant 2</u>
Britten Investments Limited	Administration	David Christian Chubb	
Castlemore (Temple Quay 2) Limited	Administration	David Christian Chubb	
Castlemore (Temple Quay 6) Limited	Administration	David Christian Chubb	
Castlemore (West Bar) Limited	Administration	David Christian Chubb	
Castlemore Securities Limited	Administration	David Christian Chubb	
Maple Securities (UK) Limited	Administration	Ross David Connock	
Independent Insurance Holdings Ltd	Compulsory Liquidation	Douglas Nigel Rackham	
Keydata Investment Products Nominees Limited	Compulsory Liquidation	Douglas Nigel Rackham	
BBB Network Limited	Creditors Voluntary Liquidation	David Matthew Hammond	
Highlands Insurance Company (UK) Limited	Creditors Voluntary Liquidation	Douglas Nigel Rackham	
MG Rover Group Limited	Creditors Voluntary Liquidation	Ian David Green	
MG Rover Overseas Holdings Limited	Creditors Voluntary Liquidation	Ian David Green	
Independent Insurance Company Limited	Provisional Liquidation	Douglas Nigel Rackham	
Newmarket Corporate Member Limited	Provisional Liquidation	Douglas Nigel Rackham	Michael John Andrew Jarvis