

Rule 1.29/1.54

The Insolvency Act 1986

# Notice of Completion of Voluntary Arrangement

Pursuant to Rule 1.29 or Rule 1.54  
of the Insolvency Rules 1986

# R.1.29/ R.1.54

To the Registrar of Companies

For official use

Company number

00229606

Name of Company

Insert full name(s) of  
company

SHB Realisations Limited (formerly BHS Limited) (in liquidation)

Insert full name and  
address

We of William James Wright  
KPMG LLP  
15 Canada Square  
Canary Wharf  
London  
E14 5GL

Michael Robert Pink  
KPMG LLP  
15 Canada Square  
Canary Wharf  
London  
E14 5GL

Insert date

the supervisors of a voluntary arrangement approved on 23 March 2016  
enclose a copy of our notice to the creditors and members of the above-named  
company that the voluntary arrangement has been terminated, together with a  
report of our receipts and payments

Signed



Dated 11 January 2017

Presenter's name,  
address  
and reference (if any)

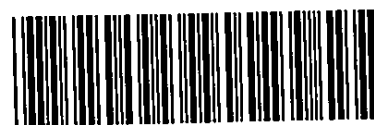
Julie Wilby  
KPMG LLP  
15 Canada Square  
London E14 5GL  
United Kingdom

For Official Use

Insolvency section

Post room

FRIDAY



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13/01/2017

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COMPANIES HOUSE





KPMG LLP  
Restructuring  
15 Canada Square  
London E14 5GL  
United Kingdom

Tel +44 (0) 20 7311 1000  
Fax +44 (0) 207 694 3011

To all relevant parties

Our ref 6 1N

Contact Julie Wilby  
020 76943291

11 January 2017

Dear Sir/Madam

**SHB Realisations Limited (formerly BHS Limited) (in liquidation) – under a  
Voluntary Arrangement (the ‘Company’)  
Joint Supervisors – Will Wright and Mike Pink**

Further to our appointment as Joint Supervisors of the Company on 23 March 2016, we present our final report to creditors and shareholders on the progress in the Company’s voluntary arrangement (“the CVA”) pursuant to Rules 1 26 and 1 29 of the Insolvency Rules 1986 (as amended)

Capitalised terms in this letter have the meaning set out in Schedule 1 of the Proposal dated 7 March 2016

**Progress of the Voluntary Arrangement**

As you will be aware, the Company was placed into administration on 25 April 2016. The administration order did not constitute a breach of the terms of the CVA or a termination event and therefore the CVA endured.

On 2 December 2016, the Company moved from administration to creditors’ voluntary liquidation (“CVL”). Again, this did not constitute a breach of the terms of the CVA or a termination event.

On 16 December 2016 the CVA was terminated by a landlord exercising rights set out in paragraph 25.8 of the CVA Proposal dated 3 March 2016.

**Receipts and Payments**

There have been no receipts or payments under the CVA. For completeness, a copy of the Supervisors’ receipts and payments account is attached at Appendix 1.



## **Supervisors' remuneration and expenses**

Clause 19.2 of the CVA Proposal, as approved by creditors and shareholders, stated that the basis of the Supervisors' remuneration would be fixed by reference to the time properly given by them and their staff in attending to matters arising in connection with the CVA charged at the Supervisors' standard rates from time to time for insolvency related work set out in Schedule 13 (*Average KPMG LLP Charge Out Rates*). A costs estimate of £200,000 was provided at schedule 4 of the CVA Proposal. Clause 19.3 of the CVA Proposal stated that the Supervisors' fees were to be invoiced to and paid by BHS Limited.

Attached at Appendix 2 is a detailed analysis of time spent and charge out rates for each grade of staff for the various areas of work carried out in the period (as required by the Association of Business Recovery Professionals' Statement of Insolvency Practice No 9) together with details of expenses incurred to date.

The analysis at Appendix 2 shows that the Joint Supervisors incurred time costs of £172,354 between their appointment on 23 March 2016 to 16 December 2016, representing 322 hours at an average rate of £535 per hour. This excludes the costs of preparing this report and finalising the CVA which we estimate will amount to approximately £5,000.

No remuneration has been paid to date. We are in communication with the Company's liquidators with regard to outstanding costs.

A creditors' guide to fees can be found at

[http://www.r3.org.uk/media/documents/publications/professional/Guide\\_to\\_Voluntary\\_Arrangement\\_Fees\\_Nov2011.pdf](http://www.r3.org.uk/media/documents/publications/professional/Guide_to_Voluntary_Arrangement_Fees_Nov2011.pdf)

However, if you are unable to access this guide and would like a copy then please contact Julie Wilby on 0207 694 3291.

## **Notice of termination of Company Voluntary Arrangement**

Notice is hereby given pursuant to rule 1.29(1) of the Insolvency Rules 1986 (as amended) to landlords bound by the CVA and to all members that the CVA has been terminated. Our formal notice to this effect is set out at Appendix 3 in the form prescribed in the CVA Proposal.

This notice formalises our release from office as Joint Supervisors as our duties under the CVA are complete.

Any queries in relation to the above should be directed to Julie Wilby on 0207 694 3291.



**KPMG LLP**  
SHB Realisations Limited (formerly BHS Limited) (in liquidation) – under a  
Voluntary Arrangement (the 'Company')  
Joint Supervisors – Will Wright and Mike Pink  
11 January 2017

Yours faithfully  
For SHB Realisations Limited (formerly BHS Limited) (in liquidation) – under a  
Voluntary Arrangement

Will Wright  
Joint Supervisor

The Joint Supervisors contract without personal liability

SHB Realisations Limited (formerly BHS Limited) was placed under a Voluntary Arrangement on 23 March 2016 and Brian Green, Will Wright and Mike Pink were appointed as Joint Supervisors

Following Brian Green's retirement from KPMG LLP the Court made a Block Transfer Order on 5 September 2016 confirming Brian Green's resignation from office and that Will Wright and Mike Pink remain in office as Joint Supervisors

Will Wright and Mike Pink are authorised to act as insolvency practitioners by the Institute of Chartered Accountants in England & Wales

We are bound by the Insolvency Code of Ethics



## Appendix 1

### Abstract of Supervisors' Receipts and Payments Account for the period 23 March 2016 to 16 December 2016



FIXED CHARGE ASSETS			
10,500,000 00	Freehold property	NIL	NIL
52,535,000 00	Freehold property (2)	NIL	NIL
27,308,000 00	Freehold property(3)	NIL	NIL
		<hr/>	<hr/>
		NIL	NIL
FIXED CHARGE CREDITORS			
(10,417,000 00)	Fixed charge creditor	NIL	NIL
(59,691,000 00)	Fixed charge creditor (2)	NIL	NIL
(27,308,000 00)	Fixed charge creditor (3)	NIL	NIL
		<hr/>	<hr/>
		NIL	NIL
ASSET REALISATIONS			
	Investments (SoFA Nil)	NIL	NIL
	Other fixed assets (SoFA Nil)	NIL	NIL
21,123,000 00	Stock	NIL	NIL
	Prepayments (SoFA Nil)	NIL	NIL
10,572,000 00	Book debts	NIL	NIL
551,000 00	Other non-trade debtors	NIL	NIL
1,321,000 00	Intercompany debtors	NIL	NIL
	Goodwill (SoFA Nil)	NIL	NIL
11,275,000 00	Cash at bank	NIL	NIL
		<hr/>	<hr/>
		NIL	NIL
PREFERENTIAL CREDITORS			
(3,732,000 00)	Employees' wage arrears	NIL	NIL
(1,494,000 00)	Employees' holiday pay	NIL	NIL



**KPMG LLP**  
SHB Realisations Limited (formerly BHS Limited) (in liquidation) – under a  
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11 January 2017



		NIL	NIL
	FLOATING CHARGE CREDITORS		
(25,000,000 00)	Floating charge	NIL	NIL
		NIL	NIL
	UNSECURED CREDITORS		
(1,322,591,000 00)	Trade & expense	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
(66,726,000 00)	Ordinary shareholders	NIL	NIL
		NIL	NIL
<b>(1,381,774,000 00)</b>		<b>NIL</b>	<b>NIL</b>



## Appendix 2

### Joint Supervisors' time costs analysis and schedule of charge out rates for the period 23 March 2016 to 16 December 2016.

	Partner/D irector	Manager	Administrator	Support		
<b>Administration &amp; planning</b>						
General						
Feenotes / costs	-	3.6	1.6	0.5	5.7	2,451.00
Correspondence with other office holders	9.2	12.2	-	-	21.4	13,555.50
Statutory and compliance						
Appointment and related formalities	-	45.7	35.7	-	81.4	32,648.75
Closure and related formalities	-	4.4	-	-	4.4	2,838.00
Bonding and bordereau	-	-	0.3	-	0.3	81.00
Checklist & reviews	13.8	2.1	-	-	15.9	11,307.25
Strategy documents / meetings	18.8	39.7	0.5	-	59.0	37,354.75
<b>Creditors</b>						
Creditors and claims						
General correspondence	5.7	73.9	-	-	104.3	52,866.50
Employees						
Pensions correspondence	-	-	0.8		0.8	216.00
<b>Correspondence with company</b>						
Monitoring	19.6	9.5	-	-	29.1	19,035.50
<b>Total in period</b>	<b>67.0</b>	<b>191.1</b>	<b>63.6</b>	<b>0.5</b>	<b>322.2</b>	<b>172,354.25</b>





All staff who have worked on this assignment, including cashiers and secretarial staff, have charged time directly to the assignment and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the assignment but is reflected in the general level of charge out rates.

All time shown in the above analysis is charged in units of six minutes.

### Charge-out rates

Partner	795	835
Director	705	740
Senior Manager	615	645
Manager	490	515
Senior Administrator	355	375
Administrator	270	285
Support	135	142

### Disbursements

Accommodation	234 50	NIL	234 50
Meals	150 20	NIL	150 20
Mileage	NIL	70 80	70 80
Sundry	30 00	NIL	30 00
Travel	379 75	NIL	379 75
<b>Total</b>	<b>794 45</b>	<b>70 80</b>	<b>865 25</b>



**KPMG LLP**  
SHB Realisations Limited (formerly BHS Limited) (in liquidation) – under a  
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Joint Supervisors – Will Wright and Mike Pink  
11 January 2017

**Appendix 3**

**IN THE HIGH COURT OF JUSTICE No. 001138 of 2016  
CHANCERY DIVISION  
COMPANIES COURT**

**IN THE MATTER OF:  
SHB Realisations Limited (formerly BHS Limited) (the 'Company')**

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

**COMPANY VOLUNTARY ARRANGEMENT under Part I of the Insolvency Act 1986  
(as amended by the Insolvency Act 2000)**

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**NOTICE OF TERMINATION**

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**TO. ALL HOLDERS OF CVA CLAIMS AGAINST THE COMPANY**

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**16 December 2016**

Notice is hereby given in accordance with Clause 25 (*Completion or Termination of the CVA*) of Part V of the Directors' proposal for a Company Voluntary Arrangement in respect of the Company dated 3 March 2016 (the "**Proposal**") (capitalised terms used in which shall have the same meaning in this notice) that pursuant to Clause 25 (*Completion or Termination of the CVA*) of Part V of the Proposal the CVA in relation to the Company has failed in respect of the non-payment of rental amounts due and shall be deemed terminated with effect from the date hereof

Will Wright  
Joint Supervisor