

# LIQ13

## Notice of final account prior to dissolution in MVL



Companies House

COMPANIES HOUSE

TUESDAY



A14 \*A83JLU8Z\* 16/04/2019 #77  
COMPANIES HOUSE

### 1 Company details

Company number 0 0 3 2 2 4 3 9

Company name in full Thomas Marshall (Loxley) Limited

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

### 2 Liquidator's name

Full forename(s) Lawrence

Surname King

### 3 Liquidator's address

Building name/number Beaver House

Street

Post town 23-38 Hythe Bridge Street

County/Region Oxford

Postcode O X 1 2 E P

Country

### 4 Liquidator's name

Full forename(s)

Surname

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

### 5 Liquidator's address

Building name/number

Street

Post town

County/Region

Postcode

Country

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

# LIQ13

## Notice of final account prior to dissolution in MVL

6

### Final account

☒ I have delivered the final account of the winding up to the members in accordance with Section 94(2) and attach a copy.

7

### Sign and date

Liquidator's signature

Signature

X

X

Signature date

d

1

d

5

m

0

m

4

y

2

y

0

y

1

y

9

LIQ13

Notice of final account prior to dissolution in MVL



### 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

Company name

Critchleys

Address

Beaver House

23-38 Hythe Bridge Street

Post town

Oxford

County/Region

OX1 2EP

Postcode

Country

DX

Telephone

01865 261100



### 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](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)**

**Thomas Marshall (Loxley) Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**  
**From 9 September 2015 To 11 April 2019**

<b>S of A £</b>		<b>£</b>	<b>£</b>
	<b>ASSET REALISATIONS</b>		
2,954,814.00	Group Company Debtor - Vesuvius Ov	2,954,814.00	
	Refund from Landlord	3,824.75	
	Bank Interest Gross	2.57	
			2,958,641.32
	<b>COST OF REALISATIONS</b>		
	Insolvency Bond	510.00	
	Liquidators Remuneration	1,100.00	
	Postage	0.79	
	Land Registry Fees	4.00	
	Stationery	8.00	
	Statutory Advertising	231.00	
			(1,853.79)
	<b>DISTRIBUTIONS</b>		
	Preference Shareholders	2,956,787.53	
			(2,956,787.53)
<b>2,954,814.00</b>			<b>NIL</b>
	<b>REPRESENTED BY</b>		
			<b>NIL</b>

**Note:**

The company was registered for VAT and the receipts and payments are therefore shown net of VAT.

The intergroup debt in the sum of £2,954,814.00 was distributed in specie to the shareholder on 22 October 2018.

\_\_\_\_\_  
Lawrence King  
Liquidator

**Notice to accompany Final Account**

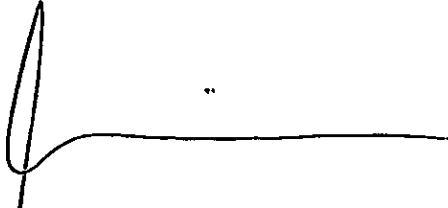
**Thomas Marshall (Loxley) Limited ("the Company") - In Members' Voluntary Liquidation**

**Company Number: 00322439**

**NOTICE IS GIVEN** to the members of the above-named Company by Lawrence King under rule 5.10 of The Insolvency (England and Wales) Rules 2016 that:

1. the Company's affairs have been fully wound up;
2. the Liquidator having delivered copies of the final account to the members must, within 14 days of the date on which the final account is made up, deliver a copy of the account to the Registrar of Companies;
3. the Liquidator will vacate office under section 171(6) of The Insolvency Act 1986, and be released under section 173(2)(d) on delivery of the final account to the Registrar of Companies.

Members requiring further information regarding the above, should either contact me at Beaver House, 23-38 Hythe Bridge Street, Oxford, OX1 2EP, or contact Clive Jackson by telephone on 01865 261100, or by email at [CJackson@critchleys.co.uk](mailto:CJackson@critchleys.co.uk).

  
Signed .....  
Lawrence King  
Liquidator

Dated: 10 April 2019

## **Thomas Marshall (Loxley) Limited – In Members' Voluntary Liquidation**

### **Liquidator's final account to members to 10 April 2019**

#### **STATUTORY INFORMATION**

Company name:	Thomas Marshall (Loxley) Limited
Company number:	00322439
Trading address	2 Midland Way Barlborough Links Barlborough Derbyshire S43 4XA
Registered office:	Beaver House 23-38 Hythe Bridge Street Oxford OX1 2EP
Former registered office:	2 Midland Way Barlborough Links Barlborough Derbyshire S43 4XA
Principle trading activity:	Manufacture of Ceramic Products
Liquidator's name:	Lawrence King
Liquidator's address:	Beaver House 23-38 Hythe Bridge Street Oxford OX1 2EP
Date of appointment:	9 September 2015
Change of Office Holder	As previously advised

#### **EXECUTIVE SUMMARY**

This final account has been prepared to provide members with an update on the progress of the Liquidation since my appointment as Liquidator on 9 September 2015. I am now in a position to bring the liquidation to a close and further details regarding my actions as liquidator are detailed in this report.

## LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

The assets of the Company comprised an intercompany debtor and funds from a tenancy agreement which have been distributed to the shareholder.

Correspondence was received from solicitors acting for a former employee of the Company regards an asbestos claim. The claim had been issued against five defendant companies.

The Company's insurers had entered into a Scheme of Arrangement in March 2001 and whilst the Company is entitled to FSCS protection it may have been liable to a small proportion of any successful claim.

The solicitors acting for the former employee have confirmed that they had been instructed to discontinue his claim against the Defendant companies.

Correspondence was received from solicitors acting for another former employee regards a potential noise induced hearing loss claim which has delayed the closure of the liquidation whilst the Company's former insurers considered the position. Confirmation has been received from the insurer's solicitors that the liquidation can be closed.

Tax clearances were requested and have been received HM Revenue & Customs.

There is certain work that I am required by the insolvency legislation to undertake in connection with the liquidation that provides no financial benefit for the members. A description of the routine work undertaken since my last progress is contained in Appendix 2.

## RECEIPTS AND PAYMENTS ACCOUNT

My Receipts & Payments Account for the period from 9 September 2015 to date is enclosed at Appendix 1.

## ASSETS

### Tenancy agreement

Funds in the sum of £3,824.75 have been received from DLA Piper solicitors in respect of monies they were holding for the Company from an old tenancy agreement when acting for the Company in 1989.

### Intercompany Debt

The intercompany debt due from Vesuvius Overseas Limited in the sum of £2,954,814.00 has been distributed in specie to the shareholder.

## LIABILITIES

### Secured Creditors

There are no known secured creditors.

### Preferential Creditors

There are no known preferential creditors.

### Non-Preferential Unsecured Creditors

There are no known Non-Preferential Unsecured Creditors

### SHARE CAPITAL

The following distributions were therefore made to the Member:

Date	Amount of distribution (£)	Rate of distribution per share
22/10/2018	£2,956,787.53	£14.78p per £1 Preference share

The distribution to members declared on 22 October 2018 included a distribution in specie of the following Company asset;

- Intercompany debt due from Vesuvius Overseas Limited in the amount of £2,954,814.00.

Pursuant to Rule 18.12 of the Insolvency (England and Wales) Rules 2016, the basis of the valuation applied to this assets is as per the book value in the Company's accounts brought down to 31 December 2013, being the latest accounts prior to liquidation.

### LIQUIDATOR'S REMUNERATION AND EXPENSES

#### Liquidator's remuneration

My remuneration was previously authorised by Members at a meeting held on 9 September 2015 on a fixed fee basis of £1,100.00 plus VAT.

I have drawn £1,100.00 plus VAT to date all of which was drawn in the period to 8 September 2018.

There is certain work that I am required by the insolvency legislation to undertake work in connection with the liquidation that provides no financial benefit for the members. Whilst many of these tasks have not had a direct benefit in enhancing realisations, they have assisted in the efficient and compliant progressing of the liquidation, which has ensured that the Liquidator and his staff have carried out their work to high professional standards. As advised above, a description of this work, together with the routine work undertaken since my appointment as Liquidator, is detailed at Appendix 2.

A copy of 'A Members Guide to Liquidators' Fees', published by R3, together with an explanatory note which shows Critchleys' fee policy are available at the link <http://www.critchleys.co.uk/bri>. Please note that there are different versions of the Guidance Notes and in this case you should refer to the October 2015.



### Liquidator's expenses

I have incurred the following category 1 expenses to 10 April 2019.

Type of expense	Amount incurred in the period of the report (£)	Amount incurred in total (£)	Amount outstanding (£)
Postage	Nil	0.79	Nil
Statutory advertising	Nil	231.00	Nil
Specific bond	Nil	510.00	Nil
Land Registry fees	Nil	4.00	Nil
	Nil	745.59	Nil

I have drawn category 1 disbursements of £745.59 to date all of which were drawn in the period to 8 September 2018.

I have incurred the following category 2 expenses to 10 April 2019.

Type of expense	Amount incurred in the period of the report (£)	Amount incurred in total (£)	Amount outstanding (£)
Stationery	Nil	8.00	Nil
	Nil	8.00	Nil

Authority to draw category 2 disbursements was granted at the initial meeting of members held on 9 September 2015. I have drawn category 2 disbursements of £8.00 to date all of which were drawn in the period since 8 September 2018.

I have not employed any agents or professional advisors in the reporting period.

### **FURTHER INFORMATION**

Critchleys uses personal information in order to fulfil the legal obligations of our Insolvency Practitioners under the Insolvency Act and other relevant legislation, and also to fulfil the legitimate interests of keeping creditors and others informed about the insolvency proceedings. You can find more information on how Critchleys uses your personal information on our website at <https://www.critchleys.co.uk/Help/Privacy-and-use-of-cookies>.

To comply with the Provision of Services Regulations, some general information about Critchleys, including information about our complaints policy, Professional Indemnity Insurance and the Insolvency Code of Ethics, can be found at <http://www.critchleys.co.uk/help/bri-psr>.

### **SUMMARY**

If members have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Clive Jackson on 01865 261100, or by email at [CJackson@critchleys.co.uk](mailto:CJackson@critchleys.co.uk) before my release.

**Thomas Marshall (Loxley) Limited  
(In Liquidation)**

**Liquidator's Summary of Receipts and Payments**

<b>RECEIPTS</b>	<b>Declaration of Solvency (£)</b>	<b>From 09/09/2015 To 08/09/2018 (£)</b>	<b>From 09/09/2018 To 11/04/2019 (£)</b>	<b>Total (£)</b>
Group Company Debtor - Vesuvius Overseas	2,954,814.00	0.00	2,954,814.00	2,954,814.00
Refund from Landlord		3,824.75	0.00	3,824.75
Bank Interest Gross		2.57	0.00	2.57
		<b>3,827.32</b>	<b>2,954,814.00</b>	<b>2,958,641.32</b>
<b>PAYMENTS</b>				
Insolvency Bond		510.00	0.00	510.00
Liquidators Remuneration		1,100.00	0.00	1,100.00
Postage		0.79	0.00	0.79
Land Registry Fees		4.00	0.00	4.00
Stationery		8.00	0.00	8.00
Statutory Advertising		231.00	0.00	231.00
Preference Shareholders		0.00	2,956,787.53	2,956,787.53
		<b>1,853.79</b>	<b>2,956,787.53</b>	<b>2,958,641.32</b>
<b>Net Receipts/(Payments)</b>		<b>1,973.53</b>	<b>(1,973.53)</b>	<b>0.00</b>
<b>MADE UP AS FOLLOWS</b>				
Interest Bearing Account		1,973.53	(1,973.53)	0.00
		<b>1,973.53</b>	<b>(1,973.53)</b>	<b>0.00</b>

**Note:**

The company was registered for VAT and the receipts and payments are therefore shown net of VAT.

The intergroup debt in the sum of £2,954,814.00 was distributed in specie to the shareholder on 22 October 2018.

\_\_\_\_\_  
Lawrence King  
Liquidator

1. Administration and Planning

- Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Dealing with all routine correspondence and emails relating to the case.
- Maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing annual progress reports to creditors and members.
- Filing returns at Companies House.
- Preparing and filing Corporation Tax returns.
- Seeking closure clearance from HMRC and other relevant parties.
- Preparing, reviewing and issuing the draft final account to members.
- Issuing the final account to members
- Filing the final account at Companies House.