

WU07

Notice of progress report in a winding-up by the court



Companies House

WEDNESDAY



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A17

30/12/2020

#125

COMPANIES HOUSE

1 Company details

Company number 0 0 5 1 7 0 4 9

Company name in full E and M E Gill Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Paul

Surname Boyle

3 Liquidator's address

Building name/number 102 Sunlight House

Street Quay Street

Post town Manchester

County/Region

Postcode M 3 3 J Z

Country

4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

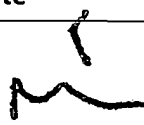
Country

② Other liquidator

Use this section to tell us about
another liquidator.

WU07

Notice of progress report in a winding-up by the court

6	Period of progress report											
From date	^d	^d	^m	^m	^y	^y	^y	^y				
	3	1	1	0	2	0	1	9				
To date	^d	^d	^m	^m	^y	^y	^y	^y				
	3	0	1	0	2	0	2	0				
7	Progress report											
<input checked="" type="checkbox"/> The progress report is attached												
8	Sign and date											
Liquidator's signature	Signature											
	X									X		
Signature date	^d	^d	^m	^m	^y	^y	^y	^y				
	2	4	1	2	2	0	2	0				

WU07

Notice of progress report in a winding-up by the court



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	Julian Moules
Company name	Harrisons Business Recovery and Insolvency Limited
Address	102 Sunlight House Quay Street
Post town	Manchester
County/Region	
Postcode	M 3 3 J Z
Country	
DX	manchester@harrisons.uk.com
Telephone	0161 876 4567



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 or email 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

E and M E Gill Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 31/10/2019 To 30/10/2020 £	From 31/10/2018 To 30/10/2020 £
ASSET REALISATIONS		
Bank Interest Gross	21.37	21.37
RBS GRG Refund	39,528.30	73,021.30
	<u>39,549.67</u>	<u>73,042.67</u>
COST OF REALISATIONS		
Administrator's Fees	NIL	15,927.50
Cat 1 Legal Fees - Walker Morris LLP	NIL	12,030.00
DTI Audit Fees	88.00	176.00
DTI Tax on interest	4.27	4.27
O.R. General Fee	NIL	6,000.00
O.R. Liquidation Administration Fee	NIL	5,000.00
	<u>(92.27)</u>	<u>(39,137.77)</u>
	<u>39,457.40</u>	<u>33,904.90</u>
REPRESENTED BY		
ISA NIB		28,369.40
Vat Receivable		5,535.50
		<u>33,904.90</u>

Note:

**E and M E Gill Limited
- In Compulsory Liquidation**

**Liquidator's Annual
Progress Report to
Creditors**

24 December 2020

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

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- 2** Progress of the Liquidation
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- B** Cumulative Receipts and Payments Account for the period from 31 October 2018 to 30 October 2020
- C** Time Analysis for the period from 31 October 2019 to 30 October 2020
- D** Cumulative Time Analysis for the period from 31 October 2018 to 30 October 2020
- E** Additional Information in Relation to Liquidator's Fees, Expenses and Disbursements

E and M E Gill Limited - In Compulsory Liquidation

Liquidator's Annual Progress Report to Creditors

1 Introduction and Statutory Information

- 1.1 I, Paul Boyle of Harrisons Business Recovery and Insolvency Limited, 102 Sunlight House, Quay Street, Manchester M3 3JZ was appointed as Administrator of E and M E Gill Limited ('the Company') on 18 July 2011. Following the conclusion of the Administration on 17 December 2012, a final report was issued to creditors and the Company was struck off the Register of Companies and dissolved on 21 March 2013.
- 1.2 During the course of 2018, correspondence was received from Royal Bank of Scotland plc ('RBS'), the only secured creditor of the Company, confirming that RBS owed a significant refund of banking fees to the Company. After taking into account the amount of the banking fees refund, the secured debt owed to RBS was considered to be settled in full and there was a surplus in the estimated sum of £72902.73 which was payable to the Company.
- 1.3 Following this offset, RBS confirmed that they would pay the surplus held to the Company once it was restored to the Register of Companies.
- 1.4 Accordingly, I instructed solicitors to assist me in restoring the Company to the Register. On 23 October 2018, an Order was made in the High Court of Justice Business and Property Court in Leeds ordering the Company to be restored to the Register from 31 October 2018. It was further ordered that the Company be placed into Compulsory Liquidation from 31 October 2018 and that I, Paul Boyle, be appointed as Liquidator.
- 1.5 This progress report covers the period from 31 October 2019 to 30 October 2020 ('the Period').
- 1.6 Information about the way that we will use and store personal data on insolvency appointments can be found at <https://harrisons.uk.com/privacy-policy> . If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.7 The registered office of the Company has been changed to 102 Sunlight House, Quay Street, Manchester M3 3JZ and its registered number is 00517049.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the period from 31 October 2019 to 30 October 2020.
- 2.2 At Appendix A is my Receipts and Payments Account for the period from 31 October 2019 to 30 October 2020. At Appendix B is my Cumulative Receipts and Payments Account for the period from my appointment on 31 October 2018 to 30 October 2020.

Administration (including statutory compliance and reporting)

- 2.3 The Liquidator must comply with certain statutory compliance matters in accordance with the Insolvency Act 1986 and other related legislation.

Realisation of Assets

- 2.4 The sole asset in the liquidation is the RBS banking fees refund as referred to at 1.2 above.

The net balance of £72902.73 plus bank interest of £16.18 were forwarded by the Liquidator's solicitors Walker Morris LLP on 14 March 2019 and 1 April 2019 respectively.

E and M E Gill Limited - In Compulsory Liquidation

Liquidator's Annual Progress Report to Creditors

- 2.5 It is considered that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors. This may be a distribution to secured creditors of the Company only (from which a Prescribed Part fund may be derived for the benefit of unsecured creditors) or may, depending on realisations and the extent of any 3rd party security, result in a distribution to the preferential and unsecured creditors of the Company.

Creditors (claims and distributions)

- 2.6 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.7 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and costs will be involved by the Liquidator in dealing with those claims.

Investigations

- 2.8 As you may be aware, in a compulsory liquidation the duty to investigate the Company's affairs is the responsibility of the Official Receiver. There is no requirement on the Liquidator to submit a report on the Directors' conduct to the Department for Business, Energy and Industrial Strategy, however where matters are brought to the Liquidator's attention these are reported as appropriate to the Official Receiver for further consideration.
- 2.9 I would confirm that I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations might be appropriate and that may need reporting to the Official Receiver. This assessment took into account information provided by creditors either at the initial meeting or as a response to my request to complete an investigation questionnaire. My initial investigation did not reveal any issues requiring report and I would confirm that no further issues have arisen during the subsequent reporting period.

Matters still to be dealt with

- 2.10 The only matter to be dealt with in the Liquidation is for creditor claims to be finalised and for a dividend to be declared to preferential and, if appropriate, unsecured creditors.

3 Creditors

Secured Creditors

- 3.1 The secured claim of RBS against the Company has been offset against RBS' liability to refund banking fees to the Company as outlined at 1.2 above. Following this offset, the claim of RBS is now considered to have been settled in full and the surplus refund monies have been forwarded to the Liquidation estate.

E and M E Gill Limited - In Compulsory Liquidation Liquidator's Annual Progress Report to Creditors

Preferential Creditors

- 3.2 The Liquidator is currently in the process of determining the extent of preferential claims in the Liquidation.

Unsecured Creditors

- 3.3 The Liquidator is currently in the process of determining the extent of unsecured claims in the Liquidation.
- 3.4 In the former Administration of the Company, it was estimated that there were 124 unsecured creditors with a total value in excess of £10 million.
- 3.5 Until the extent of preferential claims has been finalised, the Liquidator is unable to determine whether there will be sufficient funds to declare a dividend to unsecured creditors.

4 Liquidator's Remuneration

- 4.1 On 24 July 2020, creditors approved that the basis of the Liquidator's remuneration be fixed by reference to the time properly spent by him and his staff in managing the Liquidation. My fees estimate/information was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.
- 4.2 A copy of the agreed fee estimate is reproduced below:

Category of work	Estimated Number of Hours	Average blended charge out rate £	Estimated cost £
Administration (inc statutory compliance & reporting)	91.00	266.26	24230.00
Realisation of assets	3.5	275.00	962.50
Creditors (claims & distributions)	35.3	278.75	9840.00
Investigations	1.3	290.38	377.50
Trading (where applicable)	-	-	-
Total estimated fees	131.1	270.1	35410.00

- 4.3 My time costs for the period from 31 October 2019 to 30 October 2020 are £16346.50. This represents 53.5 hours at an average rate of £305.54 per hour. Attached at Appendix C is a Time Analysis which provides details of the activity costs incurred by staff grade during the period from 31 October 2019 to 30 October 2020 for your information.
- 4.4 The time costs incurred during the reporting period include the sum of £15225.00, or the equivalent of 49.7 hours, which is categorised as 'Administration and Planning' and relates to the general administration of the case including compliance with statutory reporting requirements, file reviews and the discharging of certain of the statutory duties of the Liquidator. This category also includes the previous progress report which was issued and the report to creditors requesting approval for the Liquidator's remuneration.

E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors

Time costs in the sum of £846.50, or the equivalent of 2.7 hours, is categorised as 'Realisation of Assets' and relates to the realisation of the refund held by RBS as outlined at 1.2 above.

Attached at Appendix D is a Cumulative Time Analysis which provides details of the activity costs incurred by staff grade during the period from my appointment on 31 October 2018 to 30 October 2020 for your information. Details of how time costs have been incurred in the earlier reporting period were given in the previous progress report. The Liquidator has yet to draw any remuneration in this matter. The sum of £15927.50 has been drawn in respect of outstanding Administrators' fees from the former Administration of the Company.

- 4.5 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <http://harrisons.uk.com/creditors-guide-fees> .
- 4.6 Attached at Appendix E is additional information in relation to the Liquidator's fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

5 Creditors' rights

- 5.1 Within twenty-one days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least five percent in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.
- 5.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least ten percent in value of the unsecured creditors) may within eight weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

6 Next Report

- 6.1 I am required to provide a further report on the progress of the liquidation within two months of the end of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 6.2 If you have any queries in relation to the contents of this report, I can be contacted by telephone on 07551 783 697 or by email at julianmoules@harrisons.uk.com .

Yours faithfully



Paul Boyle
Liquidator

24 December 2020

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

Appendix A

**Receipts and Payments Account for the period from 31 October 2019 to 30
October 2020**

E and M E Gill Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 31/10/2019 To 30/10/2020 £	From 31/10/2018 To 30/10/2020 £
ASSET REALISATIONS		
Bank Interest Gross	21.37	21.37
RBS GRG Refund	39,528.30	73,021.30
	<u>39,549.67</u>	<u>73,042.67</u>
COST OF REALISATIONS		
Administrator's Fees	NIL	15,927.50
Cat 1 Legal Fees - Walker Morris LLP	NIL	12,030.00
DTI Audit Fees	88.00	176.00
DTI Tax on interest	4.27	4.27
O.R. General Fee	NIL	6,000.00
O.R. Liquidation Administration Fee	NIL	5,000.00
	<u>(92.27)</u>	<u>(39,137.77)</u>
	<u>39,457.40</u>	<u>33,904.90</u>
REPRESENTED BY		
ISA NIB		28,369.40
Vat Receivable		5,535.50
		<u>33,904.90</u>

Note:

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

Appendix B

**Cumulative Receipts and Payments Account for the period from 31 October 2018
to 30 October 2020**

E and M E Gill Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 31/10/2018 To 30/10/2020 £	From 31/10/2018 To 30/10/2020 £
ASSET REALISATIONS		
Bank Interest Gross	21.37	21.37
RBS GRG Refund	73,021.30	73,021.30
	<u>73,042.67</u>	<u>73,042.67</u>
COST OF REALISATIONS		
Administrator's Fees	15,927.50	15,927.50
Cat 1 Legal Fees - Walker Morris LLP	12,030.00	12,030.00
DTI Audit Fees	176.00	176.00
DTI Tax on interest	4.27	4.27
O.R. General Fee	6,000.00	6,000.00
O.R. Liquidation Administration Fee	5,000.00	5,000.00
	<u>(39,137.77)</u>	<u>(39,137.77)</u>
	<u>33,904.90</u>	<u>33,904.90</u>
REPRESENTED BY		
ISA NIB		28,369.40
Vat Receivable		5,535.50
		<u>33,904.90</u>

Note:

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

Appendix C

Time Analysis for the period from 31 October 2019 to 30 October 2020

Time Entry - SIP9 Time & Cost Summary

EANDM002 - E and M E Gill Limited
Project Code: POST
From: 31/10/2019 To: 30/10/2020

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	16.00	0.00	33.70	0.00	49.70	15,225.00	306.34
Case specific matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	0.00	1.10	0.00	1.10	275.00	250.00
Investigations	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisations of Assets	0.70	0.00	2.00	0.00	2.70	846.50	313.52
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	16.70	0.00	36.80	0.00	53.50	16,346.50	305.54
Total Fees Claimed						0.00	

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

Appendix D

Cumulative Time Analysis for the period from 31 October 2018 to 30 October 2020

Time Entry - SIP9 Time & Cost Summary

EANDM002 - E and M E Gill Limited
Project Code: POST
From: 31/10/2018 To: 30/10/2020

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	18.00	0.00	35.20	0.00	53.20	16,450.00	309.21
Case specific matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	0.00	1.10	0.00	1.10	275.00	250.00
Investigations	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisations of Assets	2.00	0.00	5.40	0.00	7.40	2,249.00	303.92
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	20.00	0.00	41.70	0.00	61.70	18,974.00	307.52
Total Fees Claimed						0.00	

**E and M E Gill Limited - In Compulsory Liquidation
Liquidator's Annual Progress Report to Creditors**

Appendix E

Additional Information in Relation to the Liquidator's Fees, Expenses and Disbursements

Staff Allocation and the Use of Sub-Contractors

The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.

We are not proposing to utilise the services of any sub-contractors in this case.

Professional Advisors

On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
Walker Morris LLP (legal advice and application to restore Company to the Register)	Hourly rate and disbursements

Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

Current position of Liquidator's expenses

An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Paid in the prior reporting period £	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Solicitors' costs	14380.00	Nil	Nil	14380.00
Specific penalty bond	Nil	Nil	305.00	305.00
Carriage costs	Nil	Nil	33.83	33.83
Printing, postage and stationery – Category 1	Nil	Nil	277.45	300.00
Category 2 disbursements				
Printing, postage and stationery – Category 2	Nil	Nil	87.94	250.00

E and M E Gill Limited - In Compulsory Liquidation Liquidator's Annual Progress Report to Creditors

Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above.

Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.

Charge-Out Rates

Harrisons Business Recovery and Insolvency Limited's current charge-out rates effective from 1 April in each period are detailed below. Please note this firm records its time in minimum units of six minutes.

	2019/2020	2020/2021
	£	£
Directors	305 – 750	305 – 750
Managers	250 – 350	250 – 350
Senior Case Supervisors	175 – 250	175 – 250
Case Supervisors	125 – 205	125 – 205
Assistants/Trainee Case Supervisors	100 – 150	100 – 150