In accordance with Rule 3.61(1) of the Insolvency (England & Wales) Rules 2016 & Paragraph 84(8) of Schedule B1 of the Insolvency Act 1986.

AM23

Notice of move from administration to dissolution

Companies House

THURSDAY

A853PFBC

A26 09/05/2019 #290

COMPANIES HOUSE

1 Company details

Company number	0 0 7 1 7 4 1 7
Company name in full	C L Edwards & Sons Limited

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

2 Court details

Court name	Manchester High Courts of Justice
Court number	2 0 1 7 - 2 4 9 0

3 Administrator's name

Full forename(s)	Gary N
Surname	Lee

4 Administrator's address

Building name/number	340 Deansgate
Street	
Post town	Manchester
County/Region	
Postcode	M 3 4 L Y
Country	

AM23
Notice of move from administration to dissolution

5 Administrator's name ❶

Full forename(s)	Dean
Surname	Watson

❶ **Other administrator**
Use this section to tell us about another administrator.

6 Administrator's address ❷

Building name/number	340 Deansgate
Street	
Post town	Manchester
County/Region	
Postcode	M 3 4 L Y
Country	

❷ **Other administrator**
Use this section to tell us about another administrator.

7 Final progress report

☑ I have attached a copy of the final progress report

8 Sign and date

Administrator's signature	Signature X X
Signature date	d 0 d 8 m 0 m 5 y 2 y 0 y 1 y 9

Begbies Traynor

XADM2102P

Gary N Lee and Dean Watson appointed joint administrators on 26 May 2017

The affairs, business and property of the Company are being managed by the joint administrators, who act as the Company's agents and without personal liability.

C L Edwards & Sons Limited (In Administration)

Final Progress Report of the joint administrators

Period: 26 November 2018 to 8 May 2019

Important Notice

This final progress report has been produced by the administrators solely to comply with their statutory duty to report to creditors on the progress of the administration. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors for any purpose other than this report to them, or by any other person for any purpose whatsoever.

Contents

- Interpretation
- Statutory information
- Details of appointment of administrators
- Progress during the period
- Outcome for creditors
- Administrators' proposals
- Summary of steps taken during the administration
- Remuneration and disbursements
- Expenses
- Creditors' rights
- Assets that remain to be realised
- Other relevant information
- Conclusion
- Appendices
    1. Account of receipts and payments
    2. Summary of administrators' proposals, including major amendments to, and deviations from them
    3. Time costs and disbursements
    4. Statement of expenses

1. INTERPRETATION

Expression	Meaning
"the Company"	C L Edwards & Sons Limited (In Administration)
"the administration"	The appointment of administrators under Schedule B1 to the Insolvency Act 1986 on 26 May 2017
"the administrators", "we", "our", "us"	Gary N Lee and Dean Watson of Begbies Traynor (Central) LLP, 340 Deansgate, Manchester, M3 4LY
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act), and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act.

2. STATUTORY INFORMATION

Name of Company	C L Edwards & Sons Limited
Trading names(s):	C L Edwards & Sons Limited
Date of Incorporation:	8 March 1962
Company registered number:	00717417
Company registered office:	c/o Begbies Traynor, 340 Deansgate, Manchester, M3 4LY

3. DETAILS OF APPOINTMENT OF ADMINISTRATORS

Names of administrators:	Gary N Lee and Dean Watson, Licensed Insolvency Practitioners of Begbies Traynor (Central) LLP, 340 Deansgate, Manchester, M3 4LY
Date of appointment:	26 May 2017
Date of resignation.	n/a
Court:	Manchester High Courts of Justice
Court Case Number:	2490 of 2017
Person(s) making appointment:	David Edwards on behalf of the board of Directors
Acts of the administrators	The administrators act as officers of the court and as agents of the Company without personal liability Any act required or authorised under any enactment to be done by an administrator may be done by any one or more persons holding the office of administrator from time to time.
EU Regulation on Insolvency Proceedings:	The EC Regulation on Insolvency Proceedings (Council Regulation (EC) No. 1346/2000) applies to these proceedings which are 'main proceedings' within the meaning of Article 3 of the Regulation.
Extensions of the administration period	The administration has been extended until the 26 May 2019, with the consent of the secured creditors.

4. PROGRESS DURING THE PERIOD

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 26 November 2018 to 8 May 2019

RECEIPTS

Bank Interest

During the period of this report £4 18 has been received in bank interest.

Book Debts

During the period of this report £549.36 has been received in relation to outstanding book debts due to the Company.

Refunded Bank Charges

During the period of this report, a refund of £117.78 has been received from HSBC Bank Plc in relation to monthly account service charges incorrectly applied to the Company's pre-appointment bank account.

Further information in relation to the books debts is included within 'Realisation of Assets' below and section 12 'assets that remain to be realised.

PAYMENTS

Administrators' Fees

Administrators' fees of £2,767.52 have been drawn during this reporting period The sum of £2,000.00 has previously been incorrectly allocated to Administrators pre-appointment costs. During this reporting period this has been re-corrected and allocated to Administrators' fees.

Please see Section 8 for further details in relation to remuneration.

Agents/Valuers Fees and Disbursements

In order to reflect the work undertaken by Eddisons Commercial Limited in relation to dealing with the Company's secured and floating charge assets of the Company, £2,000.00 of agents and valuers fees and disbursements have been correctly reapportioned during the period of this report. It should be noted that Eddisons Commercial Limited are an entity within the Begbies Traynor Group.

Bank Charges

Bank charges totalling £5.00 have been incurred in this reporting period.

Bonding

Administrators' expenses in the sum of £49.50 in relation to bonding have been paid during the period.

Collection Agents Commission

AB Wolfe & Co. ("AB Wolfe") are the instructed collection agents based in Ireland, who were instructed by the Company, prior to our appointment as administrators to collect the monthly €25.00 instalments from Melvin Davidson trading as Deborah Joy Jewellers, as per the Circuit Court proceedings. During the period £239.53 has been deducted by AB Wolfe from the realisations received.

Insurance of Assets

During this reporting period the sum of £34.29 has been paid to Eddisons Insurance Services Limited in relation to the insurance of assets. It should be noted that Eddisons Insurance Services Limited are an entity within the Begbies Traynor Group.

VAT not Recovered

£117.40 of VAT has not been recovered in respect of Administrators' fees drawn after the completion of the final account.

Land Registry Searches

Administrators' expenses in the sum of £6.00 in relation to land registry searches have been paid during the period.

Storage Costs

Storage costs of £51.24 have been paid during the period, for storing the Company's records and liquidation case files.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website - http://www.begbies-traynorgroup.com/work-details Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 3. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment. The details below relate to the work undertaken in the period of the report only. Our previous reports contain details of the work undertaken since our appointment.

General case administration and planning

Insolvency Practitioners are required to maintain records to demonstrate how the case was administered and to document the reasons for any decisions that materially affect the case.

Time which has been charged to "General Case Administration and Planning" includes work of this nature together with periodic reviews of the case and updating the administrators internal diary system. We have also maintained the physical and electronic files relating to the case. Case strategy and planning is necessary in order to ensure the orderly and efficient winding up of the Company's estate.

Compliance with the Insolvency Act, Rules and best practice

Insolvency Practitioners are required to comply with the provisions of The Insolvency Act 1986 (as amended) and The Insolvency Rules 1986 (as amended), together with best practice guidelines laid down within the profession (for instance the Statements of Insolvency Practice set out by the R3 body which represents business recovery professionals) This includes the undertaking of periodic reviews of case progression, ensuring that a specific bond is in place at the correct value to insure the sums realised and the issuing of periodic reports on the progress of the insolvency to creditors.

Time charged to "Compliance with the Insolvency Act, Rules and Best Practice" has included the drafting, reviewing and circulation of the previous progress report. Time has also been spent preparing this progress report for the purposes of the closure of the administration.

Time has been spent reviewing the administrators' insurance bond, and cashiering matters which have included obtaining bank reconciliations and posting bank interest.

Realisation of assets

The primary duty of an Insolvency Practitioner is to identify and to realise the value of the Company's property for the benefit of creditors.

The work undertaken in this category relates to realising the remaining book debts after the ledger was reassigned to the administrators from Positive Cashflow Finance ("PCF") in March 2018.

Once the ledger had been reassigned to the joint administrators, there was one large debtor showing as outstanding. According to the information provided, they owed £21,135.00. We attempted to resolve the matter with the debtor on several occasions but did not obtain a satisfactory response for a period of 6 months. In March 2019 a satisfactory response and proof of payments was provided and the matter was subsequently closed.

AB Wolfe was instructed by the Company, prior to the joint administrator's appointment, in relation to the collection of a debt of €22,211 64 due from Melvin Davidson trading as Deborah Joy Jewellers ("the debtor"), based in Ireland.

In February 2010, Court proceedings were issued and served, nd a payment plan was set up between the debtor and the Company to discharge the balance at a rate of €25.00 per calendar month. At the time of writing the balance remaining due by the debtor is €10,334.20. Please see section 11 of this report for further information regarding this outstanding balance.

Dealing with all creditors' claims (including employees), correspondence and distributions

Insolvency Practitioners will need to deal with the claims of creditors during the course of their time in office, which will include the recording of those claims together with the provision of ad hoc updates to creditors and dealing with general queries from those creditors When funds allow, the Insolvency Practitioner will make distributions to creditors in accordance with the specified order of priority governing secured claims, preferential claims and unsecured claims.

Time charged relates to corresponding with creditors of the Company.

Other matters which includes seeking decision of creditors via deemed consent procedure and/or decision procedures, meetings, tax, litigation, pensions and travel

In addition to the above categories, Insolvency Practitioners will also have to attend meetings when applicable (whether this be with directors, the respondents in any potential recovery action commenced in the course of the insolvency, solicitors, creditors or other interested party), tend to an insolvent company's pre and post insolvency tax affairs (including the submission of annual corporation tax returns and periodic VAT returns), enter into litigation in conjunction with appointed solicitors (usually applicable in instances where investigations have quantified a civil action that was unable to be settled directly between the Insolvency Practitioner and the respondent), deal with the winding up of a company pension scheme (where applicable) and undertake travel when applicable (for instance to attend meetings incidental to the progression of the insolvency).

Time charged to this category relates to the preparation of the Company's final corporation tax return, a letter to HMRC regarding PAYE and NIC contributions, and a final VAT 426.

5. OUTCOME FOR CREDITORS

Secured creditors

Positive Cashflow Finance Limited ("PCF")

The Company's book debts were subject to an invoice factoring facility with PCF, who hold a fixed and floating charge debenture in this matter dated 24 July 2015.

At the date of appointment the ledger stood at £441,466.00, with a corresponding invoice finance indebtedness of £162,983.00. Under the terms of their security, PCF also provided a stock loan which stood at £200,889 at the date of the administrators' appointment, giving a total indebtedness of £363,892.00 before interest and charges.

Immediately prior to assigning the ledger, PCF applied termination charges in the sum of £18,624.00 plus VAT.

It should be noted that PCF were contractually entitled to apply termination charges of 10% of the ledger, which would equate to £42,172.00 plus VAT in this matter.

Accordingly, it is considered that PCF are a creditor for the unbilled termination charges in the sum of £23,792.88 in this matter.

HSBC Bank Plc ("HSBC")

In addition to the above, HSBC provided a loan and an overdraft which stood at £148,000.00 and £21,000.00 respectively at the date of appointment, subject to a fixed and floating charge debenture dated 4 March 2010.

There have been insufficient realisations to enable a distribution to be made to HSBC in this matter.

Preferential creditors

Preferential claims of employees for arrears of wages, salary and holiday pay were estimated at £18,959.00.

There have been insufficient realisations to enable a distribution to preferential creditors in this matter.

Unsecured creditors

Claims of unsecured creditors were estimated at £701,635.00.

There have been insufficient funds available to enable a dividend to be paid to the unsecured creditors

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

As advised in previous progress reports, we have estimated to the best of our knowledge and belief, the Company's net property, as defined in section 176A(6) of the Act, to be £nil and the prescribed part of the Company's net property to be £nil.

6. ADMINISTRATORS' PROPOSALS

Attached at Appendix 2 is a summary of our proposals approved by decision of secured creditors via decision procedure.

7. SUMMARY OF STEPS TAKEN DURING THE ADMINISTRATION

The following steps have been taken by the joint administrators during the course of the administration:

- Initial notifications to creditors
- Advice provided to directors on the appointment of administrators
- Insurance arranged through brokers
- Sale of the company and assets upon appointment
- The extension of the administration with a view to exhausting all attempts to recover the book debts
- Recovering outstanding book debts once the ledger had been reassigned to the Joint Administrators
- Preparation of the Joint Administrators' Statement of Proposals
- Report on the directors' conduct, submitted to the Insolvency Service
- Liaising with unsecured creditors and logging details of their claims on our internal system
- Compliance with our statutory duties and compiling statutory reports
- Relevant steps to bring the administration to a close

8. REMUNERATION & DISBURSEMENTS

Our remuneration has been fixed by the secured creditors on 11 August 2017, by reference to the time properly given by us (as administrators) and the various grades of our staff calculated at the prevailing hourly charge out rates of Begbies Traynor (Central) LLP in attending to matters arising in the

administration as set out in the fees estimate (£50,225.00). We are also authorised to draw disbursements, including disbursements for services provided by our firm (defined as category 2 disbursements in Statement of Insolvency Practice 9), in accordance with our firm's policy, details of which accompanied the Statement of proposals for achieving the purpose of administration and which are attached at Appendix 2 of this report

Our time costs for the period from 26 November 2018 to 8 May 2019 amount to £30,178.50 which represents 129.6 hours at an average rate of £232.86 per hour.

The following further information in relation to our time costs and disbursements is set out at Appendix 3:

- Time Costs Analysis for the period 26 November 2018 to 8 May 2019
- Begbies Traynor (Central) LLP's charging policy

To 8 May 2019, we have drawn the total sum of £9,767.52 on account of our remuneration, against total time costs of £110,552.00 incurred since the date of our appointment.

In addition to the time costs information disclosed at Appendix 3 for the period since our last progress report, a cumulative Time Costs Analysis for the period from 26 May 2017 to 8 May 2019 is also attached at Appendix 3.

In the absence of there being sufficient realisations to discharge our time costs in full, our unbilled time costs of £100,667.08 have been written off as irrecoverable. However, we reserve the right to recover our unbilled time costs, limited to our fee estimate of £50,225, in the event that circumstances subsequently permit us to do so.

The costs that were incurred from the date of our appointment to 25 November 2018 amount to £80,373.50. Details of the costs incurred during the period of this report are stated above.

Category 2 Disbursements

Details of the Category 2 disbursements and also disbursements that should be treated as Category 2 disbursements that have been drawn since the necessary approval was obtained in the total sum of £9,766.60 are as follows:

Other amounts paid or payable to the office holder's firm	
Type and purpose	**Amount £**
Mileage	45.00

Other amounts paid or payable to any party in which the office holder or his firm or any associate has an interest	
Type and purpose	**Amount £**
Eddisons Commercial Limited, which is a member of the Begbies Traynor group, has provided the following services. • Identification of saleable assets • Preparation of inventories • Preparation of preliminary report • Valuation of machinery and other business assets	Fees - £8,578.00 Disbursements - £1,138.60 The above sums have been paid.

• Disposal of machinery and other business assets by appropriate means	
Eddisons Insurance Services Limited ("EIS"), which is a member of the Begbies Traynor group, has provided insurance brokerage services, having arranged open cover insurance in relation to the Company's assets.	The administrators have approval for the below: £320.00 inclusive of Insurance Premium Tax The above premium was paid in September 2018
TOTAL	£10,036.60

A copy of 'A Creditors Guide to Administrators' Fees (E&W) 2017' which provides guidance on creditors' rights on how to approve and monitor an Administrator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides. Alternatively, if you require a hard copy of the Guide, please contact my office and I will arrange to send you a copy.

9. EXPENSES

A statement of the expenses incurred and discharged by us during the period of this progress report is attached at Appendix 4. A cumulative statement of expenses also appears at Appendix 4 which details the expenses incurred since the date of our appointment.

Creditors will recall that we estimated that the expenses of the administration would total £13,808.00. That estimate has not been exceeded and we do not expect it to be exceeded if matters progress to conclusion as envisaged.

10. CREDITORS' RIGHTS

Right to request further information

Pursuant to Rule 18.9 of the Rules, within 21 days of the receipt of this report a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors including that creditor (or an unsecured creditor with less than 5% in value of the unsecured creditors, but with the permission of the court) may request in writing that we provide further information about our remuneration or expenses (other than pre-administration costs) which have been incurred during the period of this progress report.

Right to make an application to court

Pursuant to Rule 18.34 of the Rules, any secured creditor or an unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor, (or any unsecured creditors with less than 10% in value of the unsecured creditors, but with the permission of the court) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the remuneration charged or the expenses incurred by us during the period of this progress report are excessive or, in relation to the basis fixed for our remuneration, inappropriate

11. ASSETS THAT REMAIN TO BE REALISED

Debtors

As advised in the 'Realisation of Assets' section of this report, there is an outstanding debtor based in Ireland. Realisations from the debtor, beyond the closure of this administration will be assigned to Begbies Traynor (Central) LLP.

Currently the debtor continues to discharge the balance at the rate of €25.00 per month. Given the lengthy term of repayment this rate of repayment creates the administrators have agreed that a settlement of €6,200.00 would be agreeable (approximately a 40% reduction of the balance). AB Wolfe have advised the administrators they will put forward this proposal to the debtor and advise of any response in due course. In the meantime AB Wolfe will remit instalments to the administrators on a 3 month basis, retaining one third of realisations to cover their administrative costs.

As the Administrators have a charge on any outstanding assets, the above mentioned funds will be used towards the Administrators' outstanding time costs, which are limited to £50,225.00 For clarity total fees drawn will not exceed our fee estimate.

HSBC Bank Plc ("HSBC")

The Administrators have been contacted by the Company's former bankers, HSBC to advise that there is a redress payment in the sum of £3,318 00 due to the Company in relation to HSBC improperly managing a foreign currency overdraft facility, previously used by the Company. HSBC will be issuing payment in respect of the refund within the next 8 weeks.

As the Administrators have a charge on any outstanding assets, the above mentioned funds will be used towards the Administrators' outstanding time costs, which are limited to £50,225.00. For clarity total fees drawn will not exceed our fee estimate.

12. OTHER RELEVANT INFORMATION

Report on Directors conduct

As detailed in our statement of proposals, we have a duty to submit a report to the Department for Business, Energy and Industrial Strategy on the conduct of the directors. We have complied with our duties in this respect.

Extension of administration

The administration was extended for a period of 12 months with the consent of the secured creditors.

Use of personal information

Please note that although the administration is being concluded, in discharging our remaining duties as Joint Administrators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at https://www.begbies-traynorgroup.com/privacy-notice If you require a hard copy of the information, please do not hesitate to contact us.

13. CONCLUSION

Finally, we have obtained the consent of the secured creditor to our discharge as administrators by a resolution passed pursuant to Paragraph 98 of Schedule B1 to the Act. The date of our discharge shall coincide with the date on which our appointment as administrators ceases to have effect.

Gary N Lee
Joint Administrator

Date: 8 May 2019

APPENDIX 1

ACCOUNT OF RECEIPTS AND PAYMENT
Period: 26 November 2018 to 8 May 2019

Statement of Affairs £		From 26/11/2018 To 08/05/2019 £	From 26/05/2017 To 08/05/2019 £
	SECURED ASSETS		
340,000.00	Book Debts	NIL	NIL
35,000.00	Intellectual Property	NIL	14,000.00
		NIL	14,000.00
	COSTS OF REALISATION		
	Administrators' Fees	2,000.00	2,000.00
	Administrators' pre-appointment costs	(2,000.00)	10,000.00
	Agents/Valuers Fees	1,500.00	1,500.00
	Agents/Valuers Disbursements	500.00	500.00
		(2,000.00)	(14,000.00)
	SECURED CREDITORS		
(169,000.00)	HSBC Bank Plc	NIL	NIL
(363,872.00)	Positive Cashflow Finance Ltd	NIL	NIL
		NIL	NIL
	ASSET REALISATIONS		
	Bank Interest Gross	4.18	14.88
	Book Debts	549.36	1,239.78
	Contribution towards costs	NIL	1,860.00
2,000.00	Furniture & Equipment	NIL	1,504.00
7,000.00	Plant & Machinery	NIL	7,888.00
	Refunded Bank Charges	117.78	117.78
	VAT Reclaimed re Debt Collection Fee	NIL	3,798.67
		671.32	16,423.11
	COST OF REALISATIONS		
	Administrators' Expenses	NIL	65.72
	Administrators' Fees	2,767.52	7,767.52
	Agents/Valuers Fees	(1,500.00)	7,078.00
	Agents/Valuers Disbursements	(500.00)	638.60
	Bank Charges	5.00	5.00
	Bonding	49.50	49.50
	Collection Agents Commission	239.53	239 53
	Insurance of Assets	34.29	320.00
	VAT not Recovered	117.40	117.40
	Land Registry Searches	6.00	6.00
	Statutory Advertising	NIL	84 60
	Storage Costs	51.24	51.24
		(1,270.48)	(16,423.11)
(148,872.00)	Balance	**(2,599.16)**	**Nil**

SUMMARY OF ADMINISTRATORS' PROPOSALS, INCLUDING MAJOR AMENDMENTS TO AND DEVIATIONS FROM THEM

Proposals approved by the secured creditors via a decision procedure.

Purpose of the Administration

We are required to set out our proposals for achieving the purpose of the administration which in this context means one of the objectives specified in paragraph 3 of Schedule B1 to the Act as set out at section 3 of this report above

For the reasons set out in this report, we presently consider that the most appropriate objective to pursue in this case is that specified in sub-paragraph 3(1)(b), namely achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in administration).

It was not possible to achieve the objective specified in sub-paragraph 3(1)(a), and consequently rescue the Company as a going concern, as the Company had ceased trading and all employees had been made redundant.

For the following reasons, we consider that the Administration has resulted in a better result for the Company's creditors as a whole than would be likely if the Company had been wound up: -

- Positive wanted the Company to enter Administration rather than liquidation in order that the Administrators could immediately be appointed and secure and provide all necessary paperwork to aid the collect out exercise
- The Moratorium afforded the Administrators time to arrange for the disposal of the tangible assets from site, without the risk of landlord action to forfeit the lease and cease assets in lieu of unpaid rent
- The Moratorium afforded the Administrators time to secure all documentation concerning the brands and carry out a successful marketing campaign in respect of the same

Accordingly we consider that we have achieved the objective specified in sub-paragraph 3(1)(b). The only alternative to this course of action was for the Company to commence steps to appoint a liquidator, without the protection of any Moratorium which could have had a detrimental impact upon asset realisations and the debt collection exercise.

In order that the purpose of the administration may be fully achieved, we propose to remain in office as administrators in order to conclude the realisation of the Company's property. The principal matters to deal with in this respect are:

- Debt collection
- Sale of the remaining brand

Exit from Administration

As explained above, at present we do not envisage any funds being available for distribution to the Company's unsecured creditors given the uncertainty surrounding the debt collection exercise and any eventual surplus being received by the Administrators. Consequently, as soon as we are satisfied that we have fully discharged our duties as administrators and that the purpose of the administration has been fully achieved, we propose to deliver a notice of moving from administration to dissolution to the Registrar of Companies. Upon the registration of such notice

our appointment as administrators ceases to have effect, and at the end of three months the Company will automatically be dissolved.

Where an administrator sends such a notice of dissolution to the Registrar of Companies, he must also file a copy of the notice with the court and send a copy to each creditor of the Company, and on application by any interested party the court may suspend or disapply the automatic dissolution of the Company.

However, it may transpire that it is not possible to finalise the administration as envisaged within one year of the date of our appointment. In particular, this situation will arise if we are not able to conclude the debt collection exercise. The appointment of an administrator shall cease to have effect at the end of the period of one year beginning with the date on which it takes effect. However, our term of office may be extended either by court order for a specified period or by consent of the creditors for a specified period not exceeding twelve months. It may therefore become necessary at some future time for us to seek creditor consent to extending the period of the administration for up to a further twelve months following the anniversary of our appointment in order to ensure that the objective of the administration can be fully achieved.

If (whether or not an extension to the period of administration actually becomes necessary) it ultimately transpires that there are indeed surplus funds enabling a distribution to the unsecured creditors, then unless the court makes an order permitting such a distribution on our application, we will issue revised proposals for consideration by creditors dealing with the most appropriate exit strategy from the administration in those circumstances.

TIME COSTS AND DISBURSEMENTS

a. Begbies Traynor (Central) LLP's charging policy;

b. Time Costs Analysis for the period from 26 November 2018 to 8 May 2019

c Cumulative Time Costs Analysis for the period from 26 May 2017 to 8 May 2019

BEGBIES TRAYNOR CHARGING POLICY

INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis Best practice guidance[1] requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. It also applies where payments are to be made to parties other than the firm, but in relation to which the office holder, the firm or any associate has an interest. Best practice guidance[2] indicates that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case The time is recorded at the individual's hourly rate in force at that time which is detailed below.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories:

- *Category 1 disbursements (approval not required)* - specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.

- *Category 2 disbursements (approval required)* - items of expenditure that are directly related to the case which include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party.

  (A) The following items of expenditure are charged to the case (subject to approval):

  - Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 (London £150) per meeting;
  - Car mileage is charged at the rate of 45 pence per mile;
  - Storage of books and records (when not chargeable as a *Category 1 disbursement*) is charged on the basis that the number of standard archive boxes held in storage for a particular case bears to the total of all archive boxes for all cases in respect of the period for which the storage charge relates

[1] Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales
[2] Ibid 1

Expenses which should be treated as Category 2 disbursements (approval required) – in addition to the two categories referred to above, best practice guidance indicates that where payments are to be made to outside parties in which the office holder or his firm or any associate has an interest, these should be treated as Category 2 disbursements.

(B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 disbursement*:

- Telephone and facsimile
- Printing and photocopying
- Stationery

BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Manchester office as at the date of this report are as follows:

Grade of staff	Charge-out rate (£ per hour) 1 May 2011 – until further notice
Partner	395
Director	345
Senior Manager	310
Manager	265
Assistant Manager	205
Senior Administrator	175
Administrator	135
Trainee Administrator	110
Support	60 -110

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

Time is recorded in 6 minute units.

P9 C L Edwards & Sons Limited - Administration - 10CL216.ADM : Time Costs Analysis From 26/11/2018 To 08/05/2019

Grade		Consultant/Partner	Director	Snr Mngr	Mngr	Asst Mngr	Snr Admin	Admin	Jnr Admin	Support	Total Hours	Time Cost £	Average hourly rate £
ral Case Administration and ing	Case planning	2 8		0 3		2 2		9 0			14 3	3 629 50	253 81
	Administration			0 4		1 1		1 8			3 3	728 00	220 61
	Total for General Case Administration and Planning:	**2.8**		**0 7**		**3.3**		**10.8**			**17.6**	**4,357.50**	**247.59**
liance with the Insolvency tules and best practice	Appointment							0 1			0 1	17 50	175 00
	Banking and Bonding			3 8		1 0		4 1		3 5	12 4	2 958 50	238 59
	Case Closure		0 3	0 2		4 6		14 4			19 5	3,882 50	199 10
	Statutory reporting and statement of affairs	5 7	2 0			3 5		38 7			49 9	11 307 00	226 59
	Total for Compliance with the Insolvency Act, Rules and best practice:	**5.7**	**2.3**	**4 0**		**9.1**		**57.3**		**3.5**	**81 9**	**18,165.50**	**221.80**
igations	CDDA and investigations												0 00
	Total for Investigations:												**0.00**
ation of assets	Debt collection	5 1				0 1		13 8			19 0	4,964 50	261 29
	Property business and asset sales					0 4					0 4	100 00	250 00
	Retention of Title/Third party assets												0 00
	Total for Realisation of assets:	**5.1**				**0 5**		**13.8**			**19.4**	**5,064 50**	**261.06**
ig	Trading												0 00
	Total for Trading:												**0.00**
g with all creditors claims ding employees), pondence and outions	Secured							0 5			0 5	87 50	175 00
	Others	0 3		1 1				3 1			4 5	1,125 50	250 11
	Creditors committee												0 00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions:	**0.3**		**1.1**				**3.6**			**5.0**	**1,213 00**	**242 60**
matters which includes ng decisions of creditors, ngs, tax, litigation, ons and travel	Seeking decisions of creditors												0 00
	Meetings												0 00
	Other					0 1					0 1	25 00	250 00
	Tax		0 2	0 7		2 2		2 5			5 6	1,353 00	241 61
	Litigation												0 00
	Total for Other matters:		**0.2**	**0.7**		**2 3**		**2.5**			**5.7**	**1,378.00**	**241.75**
	Total hours by staff grade.	13 9	2 5	6 5		15 2		88 0		3 5	129 6		
	Total time cost by staff grade	6,680.50	1,112 50	2,587 50		3,800 00		15,328 00		490 00		30,178 50	
	Average hourly rate £	495 00	445.00	395 00	0 00	250 00	0 00	174 18	0 00	140 00			232 86
	Total fees drawn to date £											0 00	

P9 C L Edwards & Sons Limited - Administration - 10CL216.ADM : Time Costs Analysis From 26/05/2017 To 08/05/2019

Grade		Consultant/Partner	Director	Snr Mngr	Mngr	Asst Mngr	Snr Admin	Admin	Jnr Admin	Support	Total Hours	Time Cost £	Average hourly rate £
ral Case Administration and ning	Case planning	12 8		9 6		2 2	14 7	9 0			48 3	13,035 00	269 88
	Administration	0 5		7 3		4 6	12 6	11 5	26 2		62 7	10,178 50	162 34
	Total for General Case Administration and Planning:	**13.3**		**16.9**		**6.8**	**27.3**	**20.5**	**26.2**		**111.0**	**23,213.50**	**209.13**
oliance with the Insolvency Rules and best practice	Appointment	1 0		11 8			5 7	0 1			18 6	5,066 00	272 47
	Banking and Bonding			3 8		1 0	0 3	4 4		11 2	20 7	3,896 50	188 33
	Case Closure		0 3	0 2		4 6	0 2	14 4			19 7	3,917 50	198 86
	Statutory reporting and statement of affairs	8 3	2 0	23 0		9 6	10 8	45 4	0 1		99 2	23,520 00	237 10
	Total for Compliance with the Insolvency Act, Rules and best practice.	**9 3**	**2.3**	**38 8**		**15.2**	**17.0**	**64.3**	**0.1**	**11.2**	**158.2**	**36,404.00**	**230.11**
tigations	CDDA and investigations					1 8	14 3	10 7	8 5		35 3	5 251 00	148 75
	Total for Investigations:					**1.8**	**14 3**	**10.7**	**8 5**		**35 3**	**5,251.00**	**148.75**
sation of assets	Debt collection	15 8		2 5		4 6		34 2			57 1	13 642 50	238 92
	Property, business and asset sales	5 7		16 5		0 4					22 6	7 466 50	330 38
	Retention of Title/Third party assets	0 8									0 8	316 00	395 00
	Total for Realisation of assets:	**22.3**		**19.0**		**5.0**		**34.2**			**80.5**	**21,425.00**	**266 15**
ng	Trading												0 00
	Total for Trading:												**0.00**
ng with all creditors claims ding employees), spondence and butions	Secured	1 5		11 3		3 8		3 8			20 4	5,407 50	265 07
	Others	2 2		8 1			42 6	6 8			59 7	12 000 50	201 01
	Creditors committee												0 00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions:	**3.7**		**19.4**		**3.8**	**42 6**	**10.6**			**80 1**	**17,408.00**	**217.33**
matters which includes ng decisions of creditors, ngs, tax, litigation, ons and travel	Seeking decisions of creditors												0 00
	Meetings			2 5							2 5	775 00	310 00
	Other					12 2	3 0				15 2	3 030 50	199 38
	Tax		0 2	1 7		4 2		9 7			15 8	3,045 00	192 72
	Litigation												0 00
	Total for Other matters:		**0.2**	**4 2**		**16.4**	**3.0**	**9.7**			**33.5**	**6,850.50**	**204.49**
	Total hours by staff grade	48 6	2.5	98 3		49 0	104 2	150 0	34 8	11 2	498 6		
	Total time cost by staff grade	20,587 00	1,112 50	31,025 50		10,729 00	18,235 00	23,698 00	3,828 00	1,337 00		110,552 00	
	Average hourly rate £	423 60	445 00	315 62	0.00	218 96	175 00	157 99	110 00	119 38			221 72
	Total fees drawn to date £											0 00	

STATEMENT OF EXPENSES FOR THE PERIOD

Type of expense	Name of party with whom expense incurred	Amount incurred £	Amount discharged £	Balance (to be discharged) £
Expenses incurred with entities **not** within the Begbies Traynor Group				
Storage	Restore Limited	51.24	51.24	Nil
Bank Charge	Allied Irish Bank Plc	5 00	5.00	Nil
Bonding	Insolvency Risk Services	49.50	49.50	Nil
Debt Collection Fees	A B Wolfe & Co.	239 53	239 53	Nil
Land Registry Services	The Land Registry	6.00	6.00	Nil
VAT not Recovered	-	117.40	117.40	Nil
Expenses incurred with entities within the Begbies Traynor Group (*for further details see Begbies Traynor Charging Policy*)				
Insurance premium	Eddisons Insurance Services Limited	34.29	34.29	Nil

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Statutory Advertising	Courts Advertising Ltd	84.60
Mileage	Fuel costs	45.00
Bonding	Insolvency Risk Services	67.50
Storage	Restore Limited	53.96
Land Registry Searches	The Land Registry	6.00
Debt Collection Fees	AB Wolfe & Co	239.53
Agent/Valuers fees & disbursements	Eddisons Commercial Limited	9,716.60
Insurance premium	Eddisons Insurance Services Limited	320.00
Bank Charges	Allied Irish Bank Plc	5.00
VAT not Recovered	-	117.40

AM23

Notice of move from administration to dissolution

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: Gary N Lee

Company name: Begbies Traynor (Central) LLP

Address: 340 Deansgate
Manchester

Post town:

County/Region:

Postcode: M3 4LY

Country:

DX: manchester@begbies-traynor.com

Telephone: 0161 837 1700

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