

LIQ10

Notice of removal of liquidator by court in MVL or CVL



Companies House

THURSDAY



A13 *A7647L83* #199
17/05/2018
COMPANIES HOUSE

1 Company details

Company number 0 1 2 9 9 2 2 2

Company name in full Kurt Salmon UKI Limited

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

2 Former liquidator's name

Full forename(s) Peter

Surname Hughes-Holland

3 Former liquidator's address

Building name/number 81 Station Road

Street Marlow

Post town Bucks

County/Region

Postcode S L 7 1 N S

Country

4 Former liquidator's email address or telephone number ①

Email Peter.Hughes-Holland@Quantuma.com

Telephone number 01628 478100

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

5 Court order

Court order date 3 0 0 4 2 0 1 8

☒ I attach a copy of the court order

6 Sign and date

Former liquidator's
signature

Signature

X

X

Signature date 0 4 0 5 2 0 1 8

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Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Jo Leach**

Company name **Quantuma LLP**

Address **81 Station Road**
Marlow

Post town **Bucks**

County/Region

Postcode **S L 7 1 N S**

Country

DX

Telephone **01628 478100**



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



CR-2018-002700

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES

INSOLVENCY AND COMPANIES LIST (ChD)

IN THE MATTER OF THE INSOLVENCY ACT

DEPUTY INSOLVENCY AND COMPANIES COURT JUDGE MIDDLETON

AND IN THE MATTER OF

JOHN RICHARD SEARLE (IN BANKRUPTCY) AND OTHERS

MANN CONSTRUCTION LIMITED (IN CREDITORS' VOLUNTARY LIQUIDATION) AND OTHERS

CARLTON MICHAEL COLE (IN AN INDIVIDUAL VOLUNTARY ARRANGEMENT) AND OTHERS

DELGREY LIMITED (IN MEMBERS' VOLUNTARY LIQUIDATION) AND OTHERS

EPOCH TRAINING ENTERPRISE LTD (IN COMPULSORY LIQUIDATION) AND OTHERS

BETWEEN:

PETER HUGHES HOLLAND

Applicant

AND

(1) SIMON BONNEY
(2) ANDREW HOSKING
(3) CHRISTOPHER NEWELL
(4) NICHOLAS SIMMONDS
(5) FRANK WESSELY

Respondents

ORDER

UPON the Applicant's Application dated 29 March 2018 ("**the Application**")

AND UPON the Secretary of State having been duly served with a copy of the Application and supporting documentation

IT IS ORDERED THAT:

- 1 Each of the County Court and hearing centre cases listed in Schedule 1 and Schedule 5, (**"County Court cases"**) be transferred to the High Court of Justice, Business and Property Courts of England and Wales, Insolvency and Companies List (ChD) for the purpose only of making this order. Immediately upon this order taking effect, the County Court Cases be transferred back to the relevant County Court or hearing centre.
- 2 Peter Hughes Holland (**"Applicant"**) be removed as Officeholder to be replaced by Frank Wessely, Nicholas Simmonds and Christopher Newell as officeholders (**"Replacement Officeholders"**) as set out at paragraphs 3 to 7 below. The consents of the Replacement Officeholders to act are contained in their witness statements.
- 3 The Applicant be removed from office as Joint Trustee in bankruptcy of the bankruptcy estates listed in Schedule 1 attached hereto with effect from the date of this order and Frank Wessely, Nicholas Simmonds and Christopher Newell be appointed as Trustees in bankruptcy in substitution in respect of the said bankruptcy estates, where they were not already a Joint Trustee, with effect from the same date, pursuant to Section 298 of the Insolvency Act 1986.
- 4 The Applicant be removed from office as Joint Liquidator of the companies in Creditors' Voluntary Liquidation listed in Schedule 2 attached hereto with effect from the date of this order and Christopher Newell, Frank Wessely and Nicholas Simmonds be appointed as Joint Liquidator in substitution in respect of the said companies, where they were not already a Joint Liquidator, with effect from the same date, pursuant to Section 108 of the Insolvency Act 1986.
- 5 The Applicant be removed from office as Supervisor of the individuals in an Individual Voluntary Arrangement listed in Schedule 3 attached hereto with effect from the date of this order and Christopher Newell, Nicholas Simmonds and Frank Wessely be appointed as Joint Supervisor in substitution in respect of the said Individual Voluntary Arrangements, where they were not already a Joint Supervisor, with effect from the same date, pursuant to Section 263 of the Insolvency Act 1986.
- 6 The Applicant be removed from office as Joint Liquidator of the companies in Members' Voluntary Liquidation listed in Schedule 4 attached hereto with effect from the date of this order and Christopher Newell and Nicholas Simmonds be appointed as Joint Liquidator in substitution in respect of the said Companies, where they were not already a Joint Liquidator, with effect from the same date, pursuant to Section 108 of the Insolvency Act 1986.
- 7 The Applicant be removed from office as Joint Liquidator of the companies in Compulsory Liquidation listed in Schedule 5 attached hereto with effect from the date of this order and Frank Wessely be appointed as Joint Liquidator in substitution in respect of the said companies, with effect from the same date, pursuant to Section 172 of the Insolvency Act 1986.

- 8 Where the appointments referred to in this order are joint appointments, any act required or authorised under any enactment to be done by joint appointees may be done by all or any one or more of the persons at the time being holding office. No functions are required to be undertaken by both joint appointees acting together and no functions are specifically the responsibility of either joint appointee.
- 9 The Applicant, Respondent or Replacement Officeholder shall file a copy of this order with each of the courts listed in Schedule 1 and Schedule 5.
- 10 Without incurring any additional expense for any of the said estates, the relevant Applicant, Respondent or Replacement Officeholder shall notify each creditor of this Application and this order by way of notice at the same time as the next routine report that shall be due to the creditors of each estate, such notice to contain the following matters:
 - 10.1 An explanation of the effect of the Order;
 - 10.2 Express reference to the liberty to apply contained in paragraph 13 below;
 - 10.3 In the case of Liquidations and Bankruptcies, where Liquidation Committees or Creditors' Committees have been appointed, an explanation that, to the extent that any information which would otherwise be required to be provided under rule 6.25 or rule 10.77 (as the case may be) of the Insolvency (England and Wales) Rules 2016 has not already been provided as part of the report, it is open to that committee to require the relevant Applicant, Respondent or Replacement Officeholder to provide an account of the administration of the estate, including:
 - 10.3.1 A summary of receipts and payments,
 - 10.3.2 A statement that he has reconciled his accounts
 - 10.4 In the case of Liquidations and Bankruptcies where no Liquidation Committees or Creditors' Committees have been appointed, an explanation that, to the extent that such information as aforesaid has not already been provided as part of the report, it is open to any creditor to apply to court for an order that the relevant Applicant, Respondent or Replacement Officeholder do provide an account of the administration of the estate, including:
 - 10.4.1 A summary of receipts and payments;
 - 10.4.2 A statement that he has reconciled his accounts.
 - 10.5 Notification that if any Applicant, Respondent or Replacement Officeholder has been required to provide the information referred to in sub-paragraphs 10.3 and 10.4 above, whether by a Liquidation Committee or Creditors' Committee or by court order on the

application of any creditor(s), the costs of any appointed officeholder of so complying will, unless there are good reasons to the contrary, be paid as an expense of the winding-up or bankruptcy as the case may be; and

- 10.6 In the case of Liquidations, notification to each creditor of his right under regulation 11(2) of the Insolvency Regulations 1994 to require the appointed officeholders to supply a statement of receipts and payments free of charge.
 - 10.7 In the case of the Voluntary Arrangements, the provision of all such information as might reasonably be required with regard to the conduct of the Voluntary Arrangement.
- 11 The Respondents shall, when the next routine report is due to the creditors of each appointment, give written notice of the making of this Order to each such creditor, such notice to include the following matters:-
 - 11.1 an explanation as to the effect of the Order; and
 - 11.2 express reference to the liberty to apply as set out in the Order.
- 12 The creditors in each of the cases listed in Schedules 1 to 5 shall be notified of this Order by way of one composite notice ("**the Advertisement**") to be published in the Gazette within 28 days of receipt of the sealed order.
- 13 Each creditor of each bankruptcy and liquidation case, who has an objection to this Order, has liberty to apply to vary or discharge this Order. Creditors shall have 21 days from the date of the Advertisement to apply to Court to set aside or vary the terms of this Order. Such application shall not affect the transfer of the case as listed in Schedules 1 to 5 until further or other order by the Court.
- 14 The Respondents shall file any appropriate notices in respect of the removal of the Applicant and appointment of the Replacement Officeholders appointed pursuant to paragraphs 3 to 7 of this Order with the Registrar of Companies and the Secretary of State for Business, Energy, Innovation and Skills (Insolvency Service) as appropriate and as soon as reasonably practicable.
- 15 The Applicant shall receive his release as officeholder 7 days after filing notice of his removal with the Registrar of Companies in the case of any such appointments set out in Schedule 2, Schedule 4 and Schedule 5, save that such release may be subject to further order in the event of an application by any creditor or member under paragraph 13 of this Order for the specific case subject to the application.
- 16 The Applicant shall receive his release as Joint Trustee in Bankruptcy 7 days after giving of notice to creditors set out in the Schedule 1 in accordance with this Order, save that such

release may be subject to further order in the event of an application by any creditor or member under paragraph 13 of this Order for the specific case subject to that application.

- 17 Subject to paragraph 18 below, in the event that, as a result of the implementation of the Order Quantuma LLP ("**Quantuma**") incurs any additional cost in respect of the administration of those estates where the Applicant was the officeholder (that is to say over and above those costs incurred in the ordinary course of the administration of those estates), those costs shall be borne by Quantuma and shall not be charged as an expense of the administration of those estates.
- 18 Nothing contained in paragraphs 17 or 19 shall prejudice the Applicant, the Respondents or the replacement officeholders from:
 - 18.1 Charging to each individual estate the cost of obtaining an Insolvency Practitioner's licence bond in respect of that estate, and
 - 18.2 Apportioning between the said estates equally the cost of the composite gazette notice (the Advertisement) to be placed under paragraph 12 above.
- 19 The costs of this Application (including VAT) shall be met by Quantuma.
- 20 The Respondents have the right apply to the court to amend this Order to include any appointments held by the Applicant which have been inadvertently omitted from the application.
- 21 Such further or other order or direction as the court thinks fit.

Dated: 30th April, 2018

SERVICE OF THE ORDER

The Court has provided a sealed copy of this order to the Applicant's Solicitor for service.

Irwin Mitchell LLP
40 Holborn Viaduct
London
EC1N 2PZ

Ref: RLW/05240099-9