

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 1 5 0 6 7 0 5

Company name in full Kennametal Stellram Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Richard

Surname Barker

3 Liquidator's address

Building name/number 1

Street More London Place

Post town London

County/Region

Postcode S E 1 2 A F

Country United Kingdom

4 Liquidator's name ①

Full forename(s) Samantha Jane

Surname Keen

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 1

Street More London Place

Post town London

County/Region

Postcode S E 1 2 A F

Country United Kingdom

② Other liquidator

Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	^d 1	^d 9	^m 1	^m 1	^y 2	^y 0	^y 2	^y 0
To date	^d 1	^d 8	^m 1	^m 1	^y 2	^y 0	^y 2	^y 1

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X 

X

Signature date

^d 3	^d 0	^m 1	^m 1	^y 2	^y 0	^y 2	^y 1
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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 Jack Park

Company name Ernst & Young LLP

Address 1 More London Place

Post town London

County/Region

Postcode SE1 2AF

Country United Kingdom

DX

Telephone +44 (0)20 7783 0293

**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

TO ALL MEMBERS

30 November 2021

Ref: RB/SK/AS/JP
Contact: Jack Park
Direct Line: +44 (0) 20 7783 0293
Email: Alexandra.Southern@parthenon.ey.com

Dear Sir/Madam

Kennametal Stellram Limited (In **Members' Voluntary Liquidation**) ("the Company")

Samantha Keen and I were appointed as Joint Liquidators of the Company on 19 November 2019. I now write to provide you with our report on the progress of the Liquidation for the period from 19 November 2020 to 18 November 2021. This annual progress report should be read in conjunction with my previous progress report dated 8 December 2020.

In accordance with the provisions of the Insolvency (England and Wales) Rules 2016 we are required to provide certain information about the Company and the Joint Liquidators. The information can be found in Appendix A of this report. A copy of the Joint Liquidators' receipts and payments account for the period from 19 November 2020 to 18 November 2021 is at Appendix B.

Progress during the period covered by the account

Assets

The Joint Liquidators have been working with the Company's tax advisors, EY Germany, to progress the receipt of a tax refund related to the period prior to the commencement of the liquidation. An application was submitted to the German tax authorities in November 2019.

The tax refund is yet to be received and the Company's tax advisors are unable to provide an anticipated date for when the tax refund may be remitted to the Company but continue to liaise with the German tax authorities in order to obtain the tax refund at the earliest opportunity.

The liquidation of the Company will continue until such time that the tax refund has been received, in order that the associated funds can be distributed to the member of the Company.

There are no other known assets of the Company.

Liabilities

The Company had no known external creditors as at the 19 November 2019.

In accordance with Rule 14.38 of the Rules, an advert was placed in the London Gazette requesting creditors of the Company to prove their claims by 18 December 2019. No such claims were received.

Outstanding matters

It is customary in a liquidation to seek confirmation from the relevant Crown authorities that they have no claim in respect of corporation tax, VAT, PAYE and National Insurance Contributions. HM Revenue and Customs ("HMRC") had previously issued the Company with corporation tax, VAT and PAYE clearances during the original liquidation prior to the dissolution of the Company.

Once the tax refund has been received by the Company and the Joint Liquidators' have received the necessary tax clearances from HMRC, they will undertake a cash distribution to the member and issue their final report to bring the liquidation to a conclusion.

Joint Liquidators' remuneration

The Joint Liquidators' remuneration has been approved by the sole shareholder of the Company and will be paid in accordance with an agreement between the sole shareholder and EY Germany.

Details of amounts paid, name of the payor and the relationship between the payor and the Company, are available upon request to the Liquidators at 1 More London Place, London, SE1 2AF. A contractual arrangement exists with a third party in respect of the Joint Liquidators' remuneration and as such there is no recourse to the estate.

Joint Liquidators' statement of expenses incurred

During the Liquidation, we have incurred expenses relating to statutory advertising and statutory bonding which has also been paid under the agreement held between the sole shareholder and EY Germany without recourse to the Liquidation estate.

Members' rights to further information about, and challenge, remuneration and expenses

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided in Appendix C.

Other Matters

Should you wish to discuss any matters arising from this report please do not hesitate to contact Jack Park on the direct line telephone number shown above.

Yours faithfully
for the Company



Richard Barker
Joint Liquidator

Richard Barker and Samantha Jane Keen are licensed in the United Kingdom to act as Insolvency Practitioners by the Insolvency Practitioners Association.

The Joint Liquidators may act as data controllers of personal data as defined by the UK General Data Protection Regulation (as incorporated in the Data Protection Act 2018), depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Liquidators. Personal data will be kept secure and processed only for matters relating to the Joint Liquidator's appointment. The Office Holder Data Privacy Notice can be found at www.ey.com/uk/officeholderprivacy.

Kennametal Stellram Limited (In Members' Voluntary Liquidation) ("the Company")

Information about the Company and the Joint Liquidators

Registered office address of the Company:	1 More London Place London SE1 2AF
Registered number:	01506705
Full names of the Joint Liquidators:	Richard Barker and Samantha Keen
The Joint Liquidators' address(es):	Ernst & Young LLP 1 More London Place London SE1 2AF
Telephone number through which the Joint Liquidators can be contacted	+44 (0) 20 7783 0293
Date of appointment of the Joint Liquidators:	Emma Cray and Karen Dukes were appointed on 31 March 2016 and released from office on 5 May 2017 – the date of completion of the original liquidation process Richard Barker and Samantha Keen were appointed on 19 November 2019, being the Restoration Date
Details of any changes of Liquidator:	Richard Barker and Samantha Keen appointed on 19 November 2019

Kennametal Stellram Limited (In Members' Voluntary Liquidation) ("the Company")

Joint Liquidators' receipts and payments account for the period from 19 November 2020 to 18 November 2021

Declaration of Solvency Estimated to Realise Values as at 30 March 2016		From 19 November 2019 to 18 November 2020	From 19 November 2020 to 18 November 2021	Cumulative total
£		£	£	£
	Receipts			
1	Intercompany - debtor			
1	Total Receipts	-	-	-
	Payments			
-	Total Payments	-	-	-
	Represented By			
	Balance at bank at 18 November 2021	-	-	Nil

Notes

1. There have been no receipts or payments during the period under review.
2. The Joint Liquidators' remuneration has been approved by the sole shareholder of the Company and will be paid in accordance with an agreement held between the sole shareholder and EY Germany.
3. The intercompany debtor was distributed in specie to the shareholder on 24 March 2017.

Members' rights to request further information about remuneration or expenses or to **challenge a liquidator's remuneration** – Rules 18.9 and 18.34 of the Insolvency (England and Wales) Rules 2016 (as amended)

18.9 Creditors' and members' **request for** further information

18.9.—(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report or account under rule 18.14—

- (a) a secured creditor;
 - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
 - (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
 - (d) any unsecured creditor with the permission of the court; or
 - (e) any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report or account by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—
- (a) providing all of the information requested;
 - (b) providing some of the information requested; or
 - (c) declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—
- (a) the time or cost of preparation of the information would be excessive; or
 - (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
 - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
 - (d) the office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.

- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—
- (a) the office-holder giving reasons for not providing all of the information requested; or
 - (b) the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

18.34 **Members'** claim that remuneration is excessive

18.34.—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
- (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
- (c) the expenses incurred by the office-holder are in all the circumstances excessive.

(2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—

- (a) a secured creditor,
- (b) an unsecured creditor with either—
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
- (c) in a members' voluntary winding up—
 - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
 - (ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

Rules 18.9 and 18.34 are reproduced from the Insolvency (England and Wales) Rules 2016, as amended by the Insolvency (England and Wales) (Amendment) Rules 2017, under the terms of Crown Copyright Guidance issued by HMSO .