

LIQ03

Notice of progress report in voluntary winding up



Companies House

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www.gov.uk/companieshouse

1 Company details

Company number 0 1 7 1 1 5 0 2

Company name in full Southampton Nuffield Theatre Trust (The)

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

2 Liquidator's name

Full forename(s) Gregory Andrew

Surname Palfrey

3 Liquidator's address

Building name/number 4th Floor Cumberland House

Street 15-17 Cumberland Place

Post town Southampton

County/Region

Postcode S O 1 5 2 B G

Country

4 Liquidator's name ①

Full forename(s) Stephen John

Surname Adshead

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

5 Liquidator's address ②

Building name/number 4th Floor Cumberland House

Street 15-17 Cumberland Place

Post town Southampton

County/Region

Postcode S O 1 5 2 B G

Country

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

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6 Period of progress report

From date	^d 0	^d 6	^m 0	^m 5	^y 2	^y 0	^y 2	^y 2
To date	^d 0	^d 5	^m 0	^m 5	^y 2	^y 0	^y 2	^y 3

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X Greg Palfrey

Greg Palfrey (Jun 26, 2023 16:52 GMT+1)

X

Signature date

^d 2	^d 6	^m 0	^m 6	^y 2	^y 0	^y 2	^y 3
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LIQ03

Notice of progress report in voluntary winding up



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 Sam Tovey

Company name Evelyn Partners LLP

Address 4th Floor Cumberland House
15-17 Cumberland Place

Post town Southampton

County/Region

Postcode S O 1 5 2 B G

Country

DX 49667 Southampton 2

Telephone 023 8082 7600



Checklist

We may return forms completed incorrectly or with information missing.

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- ☐ 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

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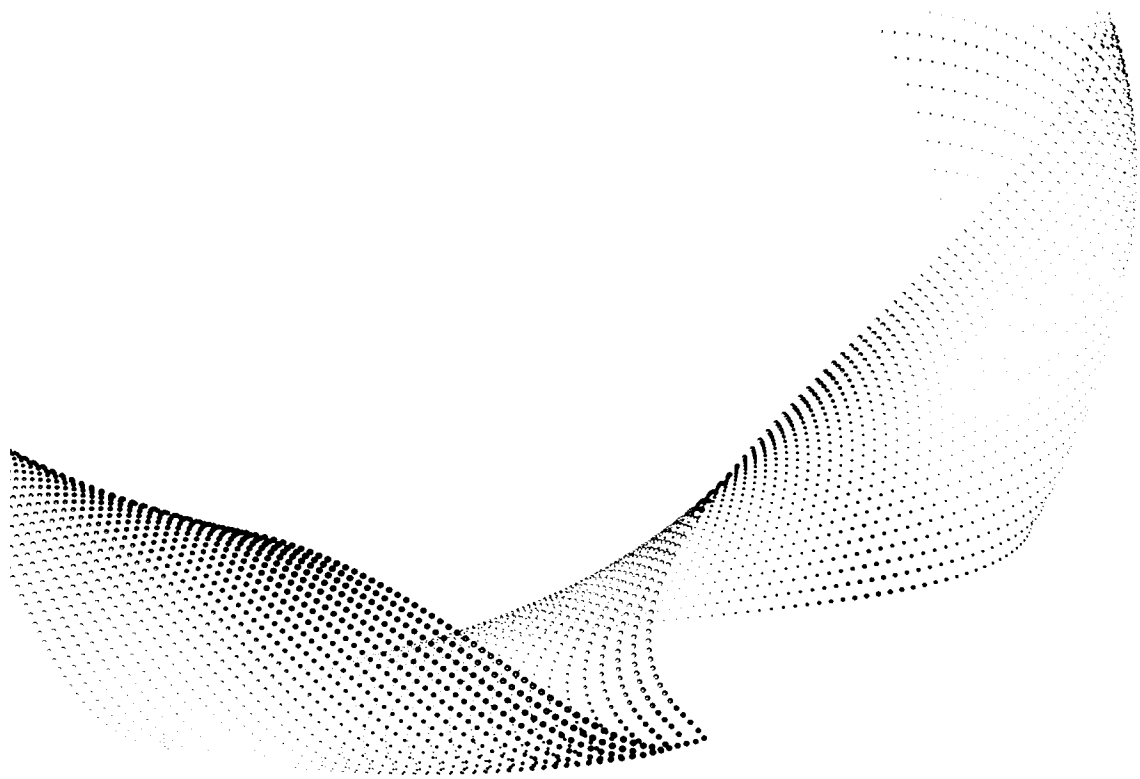
The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.



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Southampton Nuffield Theatre Trust (The) Trading As: NST (in creditors' voluntary liquidation)

The joint liquidators' annual progress report for the period from 6 May 2022 to
5 May 2023

26 June 2023

Contents

1.	Glossary	1
2.	Introduction and Summary	1
3.	Realisation of assets	2
4.	Investigations	2
5.	Creditors	2
6.	The joint liquidators' remuneration	4
7.	Joint liquidators' expenses	7
8.	Outstanding matters	11
9.	Privacy and Data Protection	11
10.	Creditors' rights	11
11.	Next report	12
12.	Regulatory information	12

Appendices

I	Receipts and payments account	14
II	Time analysis for the period	16
III	Cumulative time analysis	18
IV	Comparison to fee estimate	19
V	Staffing, charging, subcontractor and advisor policies and charge out rates	20

1. Glossary

Abbreviation	Description
Company	Southampton Nuffield Theatre Trust (The) Trading As: NST
Company registration number	01711502
CVL	creditors' voluntary liquidation
EPEBC	Evelyn Partners Employee Benefits Consultancy, a division of Evelyn Partners Financial Services Limited
EPFS	Evelyn Partners Financial Services Limited
ETR	Estimated to realise
HMRC	His Majesty's Revenue and Customs
IA86	Insolvency Act 1986 If preceded by S this denotes a section number
IR16	Insolvency (England and Wales) Rules 2016 If preceded by R this denotes a rule number
Landlord	Southampton City Council
liquidators/joint liquidators	Gregory Andrew Palfrey and Stephen John Adshead
NPL	Nuffield Productions Limited in Members' Voluntary Liquidation
RPS	Redundancy Payments Service
Sch B1	Schedule B1 to the Insolvency Act 1986 If preceded by P this denotes a paragraph number
SIP	Statement of Insolvency Practice
SOA	Statement of Affairs

2. Introduction and Summary

This report provides an update on the progress of the liquidation of the Company for the period ended 5 May 2023 and should be read in conjunction with any previous reports.

By way of reminder, Gregory Andrew Palfrey and Stephen John Adshead of Evelyn Partners LLP, 4th Floor Cumberland House, 15-17 Cumberland Place, Southampton, SO15 2BG were appointed the joint liquidators of the Company on 6 May 2021 following exit from administration.

We were previously the administrators of the Company, appointed on 6 May 2020.

From 14 June 2022, we are operating under a single new brand and the firm's name has changed to Evelyn Partners LLP. Please note that this is a change to our brand only and that the services provided are unaffected. Please also be aware that we have recently changed our registered office address to 45 Gresham Street, London EC2V 7BG. Our postal address remains unchanged.

The principal trading address of the Company was 142-144 Above Bar Street, Southampyon, SO14 7DU. The business traded under the name NST.

The Company's registered office is 4th Floor Cumberland House, 15-17 Cumberland Place, Southampton, SO15 2BG and its registered number is 01711502.

Case contact

Creditors may address queries to:

Case contact: Sam Tovey

E-mail: sam.tovey@evelyn.com

Phone: 023 8082 7646

Post: Evelyn Partners, 4th Floor Cumberland House, 15-17 Cumberland Place, Southampton, SO15 2BG

3. Realisation of assets

Attached at Appendix I is our receipts and payments account for the period from 6 May 2022 to 5 May 2023. This account includes cumulative figures for the period from 6 May 2021 to 5 May 2023.

3.1 Inter-company debt due from NPL

As previously reported, we had we had assisted the Company's directors in approaching an alternative liquidator, Katie Young of Kewans Limited ("Kewans"), to wind up NPL via a solvent liquidation to prevent any conflict of interest. As part of that process the liquidators of the Company agreed to waive a small part of the debt due to it from NPL to ensure that the liquidation could proceed as a solvent liquidation. This was expected to produce a more rapid and less costly repayment of the debt and a better overall return compared to an insolvent liquidation.

NPL was placed into members' voluntary liquidation (sometimes referred to as solvent liquidation) on 1 February 2022.

The liquidator of NPL was required to seek HMRC tax clearances in order to be able to progress a creditor and/or shareholder distribution to the Company. Due to significant HMRC delays in respect of obtaining tax clearances, this matter has been protracted.

Shortly before the reporting period end we received a distribution totalling £117k consisting of £111,488.64 of debt repayment and the balance as a return of capital. The underlying debt from NPL to the Company was more than the amount paid as any further amount was agreed to be waived with NPL to allow a solvent liquidation to go ahead.

We will require confirmation from the liquidator that all funds have been utilised in the liquidation of NPL and to receive any further distributions before we can issue a notice of a second and final dividend.

3.2 Miscellaneous and sundry receipts

During the reporting period we received further royalty receipts from The Really Useful Stock Company totalling £361.13.

3.3 Assets still to be realised

We are not aware of there being any other assets still to be realised, save for any final balance from NPL.

4. Investigations

Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate.

As previously we complied with our duty in this regard in the administration and no further matters have come to our attention in the liquidation that we consider should be brought to the attention of creditors.

5. Creditors

5.1 Secured Creditors

There were no charges registered against the Company and there are no secured creditors

5.2 Prescribed Part

The Company did not grant any floating charges and the Prescribed Part requirements do not therefore apply.

5.3 Preferential creditors

The directors' SOA included an estimate of £13,860 for preferential creditors, relating to accrued holiday of employees.

Some elements of the SOA amount were paid during the administration as part of retaining staff to assist in that process and partially recovered under the Coronavirus Job Retention Scheme.

We set out below a summary of the residual preferential claims received and agreed:

	Claims received £	Claims agreed in current period £	Total Claims agreed £
Employee claims (1 claim)	752.74	-	752.74
RPS	3,985.00	-	3,985.00
	<u>4,737.74</u>	<u>-</u>	<u>4,737.74</u>

The following dividend was paid to the preferential creditors:

Date paid	SOA value £	Paid current period £	Total paid £	Balance outstanding £
04 October 2021	13,860.00	-	4,737.74	-
	<u>13,860.00</u>	<u>-</u>	<u>4,737.74</u>	<u>-</u>

Preferential creditors have been paid in full.

5.4 Unsecured creditors

Realisations have been sufficient to pay a dividend to unsecured creditors in the liquidation. An interim dividend was paid during the first year of the liquidation and further details of the claims received are provided below:

	SOA claims £	Claims received £	Claims agreed in current period £	Total Claims agreed £
Amount of claims (£)	913,000.00	1,610,228.09	124,475.21	1,303,913.61
Number of claims	4,500	328	1	327

5.4.1 Claims agreement/dividend payment process

During the reporting period we have undertaken the relevant steps in completing the first interim distribution to unsecured creditors:

- Dividend cheques that had been cancelled during the previous reporting period totalling £418.86 were reissued and paid during the reporting period.
- We completed our extended review of the remaining reserved creditor claim totalling £360,542.96. With the assistance of our solicitors, we agreed a reduced claim of £124,475.21 and the remainder was formally rejected.

The following dividends have been paid to unsecured creditors:

Date declared	Dividend rate p/£	Paid current period £	Total paid £	Balance outstanding £
08 February 2022	2.27	-	26,345.40	418.86
21 March 2022 (equalising dividend)	2.27	-	8.99	-
10/06/2022 (Reissued dividend)	2.27	418.86	418.86	-
03/05/2023 (equalising dividend)	2.27	2,825.59	2,825.59	-
	<u>2.27</u>	<u>3,244.45</u>	<u>29,598.84</u>	<u>418.86</u>

It is expected that a second and final dividend will be paid to unsecured creditors in this matter but before a notice can be issued to pay a final dividend the liquidators need to be satisfied there are no further funds to be received from NPL's liquidation. The amount is sufficiently small that it would be unlikely to be economic or practically feasible to make a third distribution.

6. The joint liquidators' remuneration

6.1 Approval of remuneration

6.1.1 Initial approval in administration

On 13 July 2020 the creditors approved that the basis of the administrators' remuneration be fixed by reference to the time properly spent by them and their staff in attending to matters arising in the administration. This was granted following the joint administrators providing a fees and expenses' estimate and the requisite majority of creditors granting approval by using a Qualifying Decision Procedure by way of correspondence.

6.1.2 Revised fee estimate

On 14 October 2021 the creditors approved a revised fees and expenses estimate by way of a further Decision Procedure by correspondence.

The approved total revised fee estimate was £370,812.56 plus a separate decision authorising £5,177.00 of EPEBC time costs. The position of EPEBC is dealt with in section 6.5.

For the purposes of the detailed tables of time costs in the appendices to this report EPEBC's costs are included as a separate line item below the main analysis.

6.1.3 Detailed tables and policies

Supporting information concerning the remuneration of both administrators and liquidators can be found in the Appendices. Section 6.4 provides an overview of those appendices and other information required by statute and best practice in respect of insolvency practitioner fees.

6.2 Summary of Liquidators' time costs (excluding EPEBC)

6.2.1 Time costs and fees drawn to reporting date compared to most recent fee estimate

Period	Hours	£	Ave. rate £/hr	Paid in period £
Administration				
6 May 2020 to 5 May 2021	1,016.83	330,783.68	325.31	(209,447.95)
Liquidation				
6 May 2021 to 5 May 2022	325.10	90,914.85	279.65	(99,680.43)
Liquidation				
6 May 2022 to 5 May 2023	99.77	28,848.31	289.15	(25,000.00)
Total costs to date	1,441.70	450,546.84	312.51	(334,128.38)
Last fee estimate	1,144.10	370,812.56	324.11	
Surplus/(shortfall) vs. estimate	(297.60)	(79,734.28)	11.60	

The total time costs for the liquidation to the reporting date are £119,763.16 as reported in more detail in Appendix IV.

6.3 Outstanding matters and costs to complete

The table below sets out an estimate of the remaining costs to closure of the case against the most recent fee estimate.

	£
Costs at reporting date	450,546.84
Estimated future costs to closure	20,000.00
Expected final costs	470,546.84
Last fee estimate	370,812.56
Surplus/(shortfall) vs. estimate	(99,734.28)

The future costs in the table above reflect the remaining matters to be undertaken in the liquidation being:

Administration & planning

- Ongoing monitoring and compliance activities associated with the case, including any further periodic reporting that may be required.
- Obtaining tax clearance.
- Payment of the final remuneration and expenses in the estate.
- Closure of the liquidation, including preparing and issuing our final report.

These costs are predominantly procedural, regulatory or statutory and do not provide any direct or indirect financial benefit to creditors.

Realisation of assets

- Finalising any further funds due in respect of the inter-company debt due from Productions.

This activity may generate a direct financial benefit to creditors by increasing the value of assets available for distribution.

Creditors

- Issuing notice of intended second and final unsecured dividend.
- Declaring and making payment of that second dividend.

These items will provide a direct financial benefit to creditors with agreed claims being actions taken to distribute funds to them.

6.3.1 Exceeding the fee estimate and further approval

We have exceeded the revised fee estimate of £370,812.56 as noted in the table at 7.2.1. Further costs will be incurred to closure.

No costs in excess of the revised approved fee estimate may be or will be drawn without further authority from creditors. To do so would require a further decision procedure before a final distribution is paid to the unsecured creditors.

Currently there is not an intention to seek further approval for additional fees.

Appendix	Description of content
II & III	Time costs in the liquidation Time analysis which provides details of the activity costs incurred by staff grade during the period of this report in respect of the costs fixed by reference to time properly spent by the liquidators and their staff in attending to matters arising in the liquidation. Details of the work undertaken under the main SIP9 headings in the period is included in Appendix II.
IV	Fee estimate A comparison of the last revised fee estimate to current total time costs Commentary on any significant variances
VI	Details of Evelyn Partners LLP's charge out rates and policies in relation to the use of staff

6.3.2 Work required by statute that does not provide value to creditors

Some of the work is required by statute and may not necessarily provide any financial benefit to creditors.

Examples include statutory reporting and certain other compliance activities required by best practice and our regulators.

6.3.3 Creditors' guide to liquidators' fees

A copy of 'A creditor's guide to liquidator's fees' can be downloaded free of charge from R3's website at the following address:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/more/29114/page/1/liquidation-a-guide-for-creditors-on-insolvency-practitioner-fees/>

Alternatively, a hard copy is available on request, free of charge using the contact details in section 2.

6.3.4 Charge out rate changes

In common with many professional firms, our scale rates rise to cover annual inflationary cost increases (which readers will be aware have been particularly high of late) and accordingly our rates rose on average by approximately 7% with effect from 1 July 2022. Following a change to this firm's financial year-end, we reviewed our charge-out rates again on 1 January 2023 and our rates have risen on average by approximately 5% with effect from 1 January 2023. This increase takes into account that only six months have passed since the date of the last increase to avoid prejudice to creditors and stakeholders. Rate reviews will now revert to being annual.

Details of Evelyn Partners LLP's charge out rates (including any changes during the period of this case) along with the policies in relation to the use of staff are provided at Appendix V.

6.3.5 Business relationships

We have no business or personal relationships with the parties who approve our fees.

We have previously advised that one of the office-holders is related to a partner at Lester Aldridge, who provided legal services to the administration estate. This was not considered to give rise to any conflict of interest. The person concerned has since left Lester Aldridge. Therefore we can confirm that we have no business or personal relationships with Lester Aldridge who provide legal services to the liquidation where the relationship could give rise to a conflict of interest.

6.4 Evelyn Partners Employees Benefit Consultants, a division of Evelyn Partners Financial Services Limited

Evelyn Partners Financial Services Limited is the legal name of EPEBC and is a company associated with Evelyn Partners LLP as such any payment to them is treated as a category 2 expense. This means that it must be disclosed to and approved by creditors or the liquidation committee (in cases where one is appointed).

6.4.1 EPEBC's role and qualifications

EPEBC has dealt with the Company's pension affairs.

EPEBC have specialised in this field for more than 20 years and hold appropriate regulatory authorisations (Associates of the Pensions Management Institute and the Chartered Insurance Institute, members of the Personal Finance Society) and the professional and ethical standards applicable are as follows: Part of the Transparency Task Force.

Arrangements are reviewed periodically to ensure that best value and service continue to be obtained, although in this matter we now consider that the work is complete and no further need for review will arise unless circumstances change.

Details of EPEBC's charge out rates are included at Appendix V.

6.4.2 Remuneration of EPEBC

S&W EBC Period	Hours	£	Ave. rate £/hr	Paid in period £
Administration 6 May 2020 to 5 May 2021	12.50	4,055.00	324.40	-
Liquidation 6 May 2021 to 5 May 2022	2.90	942.00	324.83	-
Total costs to date	15.40	4,997.00	324.48	-
Last fee estimate	15.40	5,177.00	336.17	
Surplus/(shortfall) vs. estimate	-	180.00	11.69	

EPEBC's remuneration was approved in the same manner as the administrators'/liquidators' remuneration being on a time costs basis subject to an estimated cost of £5,177. Approval was obtained via a decision procedure by correspondence with a decision date of 14 October 2021 (in common with approval of the liquidators' revised fee estimate).

The amount reported for the administration has been amended from a previous report.

No payments have been paid on account but an invoice has been raised since the reporting period end of which details will follow in our next report.

7. Joint liquidators' expenses

The following tables provide details of our expenses.

Expenses are amounts properly payable by us as liquidators from the estate excluding distributions to creditors.

The tables exclude any potential tax liabilities that we may need to pay because the amounts becoming due will depend on the position at the end of the tax accounting period.

The tables should be read in conjunction with the receipts and payments account at Appendix I which shows expenses actually paid during the period and the total paid to date.

The detailed tables in sections 7.2 to 7.4 do not include those items categorised under 'Other Expenses' in the table below.

7.1 Overall expenses vs last approved fee estimate

When providing creditors with information to support an increase in their fee estimate the joint liquidators estimated that the expenses to be incurred in the combined administration and liquidation estates would be as set out below.

Expense	Incurred in ADM	Incurred in CVL	Expected future	Expected total	Approved fee estimate	Variance	Outstanding
	£	£	£	£	£	£	£
Subcontractors							
ERA Solutions	1,905.00	1,095.00	100.00	3,100.00	3,155.00	55.00	-
Iron Mountain	5,373.65	619.42	500.00	6,493.07	6,493.07	-	3,934.32
AB Services	2,010.00	-	-	2,010.00	2,010.00	-	-
Subtotal	9,288.65	1,714.42	600.00	11,603.07	11,658.07	55.00	3,934.32
Professional advisers							-
Lester Aldridge	50,118.23	5,792.00	-	55,910.23	52,212.23	(3,698.00)	-
Proudley Associates	8,635.00	-	-	8,635.00	8,635.00	-	-
Nyman Libson Paul	6,500.00	(4,250.00)	-	2,250.00	3,000.00	750.00	-
On the Spot	469.00	-	-	469.00	469.00	-	-
	65,722.23	1,542.00	-	67,264.23	64,316.23	(2,948.00)	-
Office-holders' expenses							
Bond	140.00	-	-	140.00	140.00	-	-
Statutory advertising	91.00	190.00	-	281.00	281.00	-	-
Mail redirection	216.00	-	-	216.00	216.00	-	-
Media announcement	640.00	-	-	640.00	640.00	-	-
Land Registry	3.00	-	-	3.00	3.00	-	-
	1,090.00	190.00	-	1,280.00	1,280.00	-	-
Other expenses							
Southampton City Council	25,007.37	-	-	25,007.37	25,007.37	-	-
Wide Lane rent	3,057.66	-	-	3,057.66	3,057.66	-	-
Haven Power	6,454.08	-	-	6,454.08	6,454.08	-	-
Telephony and IT	4,501.46	-	-	4,501.46	4,501.46	-	-
Subtotal	39,020.57	-	-	39,020.57	39,020.57	-	-
Insurance (Marsh)	2,071.40	-	-	2,071.40	2,071.40	-	-
Wide Lane clearance	4,136.80	-	-	4,136.80	4,136.80	-	-
Wages and salaries	62,236.68	-	-	62,236.68	62,236.68	-	-
Bank charges	115.90	3.00	25.00	143.90	166.90	23.00	0.60
Sundry expenses	1,140.75	-	-	1,140.75	1,140.75	-	-
IT support	500.00	-	-	500.00	500.00	-	-
	70,201.53	3.00	25.00	70,229.53	70,252.53	23.00	0.60
Subtotal other	109,222.10	3.00	25.00	109,250.10	109,273.10	23.00	0.60
Total	185,322.98	3,449.42	625.00	189,397.40	186,527.40	(2,870.00)	3,934.92

In the tables that follow, costs incurred and paid to date include transactions in the administration for ease of comparison to our last approved fee estimate.

7.2 Subcontractors

We have utilised the following subcontractors, relating to review and agreement of employment claims as per the table below. You should also refer to the administrators' previous reports for details of costs incurred and paid in the administration period.

Subcontractors	Incurring in period £	Incurring b/fwd	Total costs £	Paid in prior periods £	Paid this period £	Outstanding £
ERA Solutions	-	3,000.00	3,000.00	(3,000.00)	-	-
Iron Mountain	-	5,993.07	5,993.07	(2,058.75)	-	3,934.32
	-	8,993.07	8,993.07	(5,058.75)	-	3,934.32

The fee basis and expected future vs. the last approved fee estimate is shown below:

Subcontractors	Fee basis	Costs to date £	Expected future £	Per last fee estimate £	Variance £
ERA Solutions	Fixed fee	3,000.00	100.00	3,155.00	55.00
Iron Mountain	Fixed fee	5,993.07	500.00	6,493.07	-
		8,993.07	600.00	9,648.07	55.00

Services provided and the reasons for incurring these costs and selecting suppliers are shown in the table below:

Provider	Services	Reason for cost	Reason for selection
ERA Solutions	Employment claim agents	Review and agreement of preferential and unsecured employment claims. RTI Submissions on dividend payments.	ERA are one of a small number of providers undertaking insolvency claims handling and one with whom the firm has all relevant agreements in place. Costs compare favourably to undertaking this work in house.
Iron Mountain	Records Collection and management	Statutory obligations to safeguard and retain records of the company for prescribed periods.	Iron Mountain offered collection/scheduling and storing records for at a cost which compared favourably to undertaking this work ourselves.

7.3 Professional advisors

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

Professional advisers	Incurring in period £	Incurring b/fwd	Total costs £	Paid in prior periods £	Paid this period £	Outstanding £
Nyman Libson Paul LLP	-	2,250.00	2,250.00		(2,250.00)	-
Lester Aldridge	-	55,910.23	55,910.23	(50,712.23)	(5,198.00)	-
	-	58,160.23	58,160.23	(50,712.23)	(7,448.00)	-

The fee basis and expected future vs. the last formal fee estimate is shown below:

Professional advisers	Fee basis	Costs to date £	Expected future £	Per last fee estimate £	Variance £
Nyman Libson Paul LLP	Fixed fee	2,250.00	-	3,000.00	750.00
Lester Aldridge	Time costs + expenses	55,910.23	-	52,212.23	(3,698.00)
		58,160.23	-	55,212.23	(2,948.00)

Services provided and the reasons for incurring these costs and selecting suppliers are shown in the table below:

Provider	Services	Reason for cost	Reason for selection
Nyman Libson Paul	Accountants' fees - tax specialists	To assist the liquidators in preparing and submitting the Company's Corporation Tax returns for both the pre appointment and post appointment periods	Company's former accountant, so relationship with former staff member remains to ensure easier access to any missing info. Specialists in the arts and appropriately qualified (i.e. ICAEW).
Lester Aldridge LLP	Legal fees	Legal advice including reviewing and assisting with valuation of the Company's landlord claims.	Previous experience of working with the lead solicitors and knowledge of the specialist expertise required for each element of the advice required.

7.4 The joint liquidators' expenses

We have incurred the following expenses. You should also refer to the administrators' previous reports for details of costs incurred and paid in the administration period.

Disbursements	Incurring in period £	Incurring b/fwd	Total costs £	Paid prior periods £	Paid this period £	Outstanding £
Courts advertising	-	281.00	281.00	(91.00)	(190.00)	-
Specific Bond	-	140.00	140.00	(140.00)	-	-
Mail redirection	-	216.00	216.00	(216.00)	-	-
Media announcement	-	640.00	640.00	(640.00)	-	-
HM Land registry	-	3.00	3.00	(3.00)	-	-
	-	1,280.00	1,280.00	(1,090.00)	(190.00)	-

The total costs above match our last fee estimate and therefore there are no variances for comment.

7.5 Policies regarding use of third parties and expense recovery

Appendix V provides details of Evelyn Partners LLP's policies in relation to the use of subcontractors and professional advisers, and the recovery of expenses.

8. Outstanding matters

The remaining actions to be concluded in the liquidation are set out in Section 7.3 together with an estimate of the costs of doing so.

9. Privacy and Data Protection

As part of our role as the joint liquidators, I would advise you that we may need to access and use data relating to individuals. In doing so, we must abide by data protection requirements. Information about the way that we will use and store personal data in relation to insolvency appointments can be found at www.evelyn.com/rrsgdpr. If you are unable to download this, please contact my office and a hard copy will be provided free of charge using the contact details in section 2.

To the extent that you hold any personal data of the Company's data subjects provided to you by the Company or obtained otherwise, you must process such data in accordance with data protection legislation. Please contact Sam Tovey of our office if you believe this applies using the contact details in section 2.

10. Creditors' rights

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 or otherwise with the court's permission) may request in writing that the joint liquidators provide further information about their remuneration or expenses which have been itemised in this report.

Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors or otherwise with the court's permission) may within 8 weeks of receipt of this report make an application to court on the grounds that, in all the circumstances, the basis fixed for the liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred (including any paid) by the liquidators, as set out in this report, are excessive.

The above rights apply only to matters which have not been disclosed in previous reports.

On a general note, if you have any comments or concerns in connection with our conduct, please contact Gregory Andrew Palfrey or Stephen John Adshead in the first instance. If the matter is not resolved to your satisfaction, you may contact our Head of Legal by writing to 45 Gresham Street, London, EC2V 7BG or by telephone on 020 7131 4000.

Thereafter, if you wish to take the matter further you may contact the Insolvency Services directly via Insolvency Complaints Gateway. They can be contacted by email, telephone or letter as follows:

- i. Email: insolvency.enquiryline@insolvency.gov.uk
- ii. Telephone number: +44 300 678 0015
- iii. Postal address: The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds LS11 9DA.

11. Next report

We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation unless we have concluded matters prior to this, in which case we will write to all creditors with our final account, prior to vacating office.

Greg Palfrey

Greg Palfrey (Jun 26, 2023 16:52 GMT+1)

Gregory Andrew Palfrey and Stephen John Adshead

The joint liquidators

Date: 26 June 2023

12. Regulatory information

Gregory Andrew Palfrey and Stephen John Adshead have been appointed as the joint liquidators of the Company on 6 May 2021.

They act as agents and without personal liability.

Both office-holders are authorised and licensed in the UK by the Institute of Chartered Accountants in England and Wales and are bound by their code of ethics. Further details of their licensing body along with our complaints and compensation procedure can be accessed at: www.evelyn.com/insolvency-licensing-bodies

The joint liquidators may act as controllers of personal data, as defined by the UK data protection law, depending upon the specific processing activities undertaken. Evelyn Partners LLP may act as a processor on the instructions of the joint liquidators. Personal data will be kept secure and processed only for matters relating to the joint liquidators' appointment.

The Fair Processing Notice in relation to the UK General Data Protection Regulation can be accessed at www.evelyn.com/rsgdpr

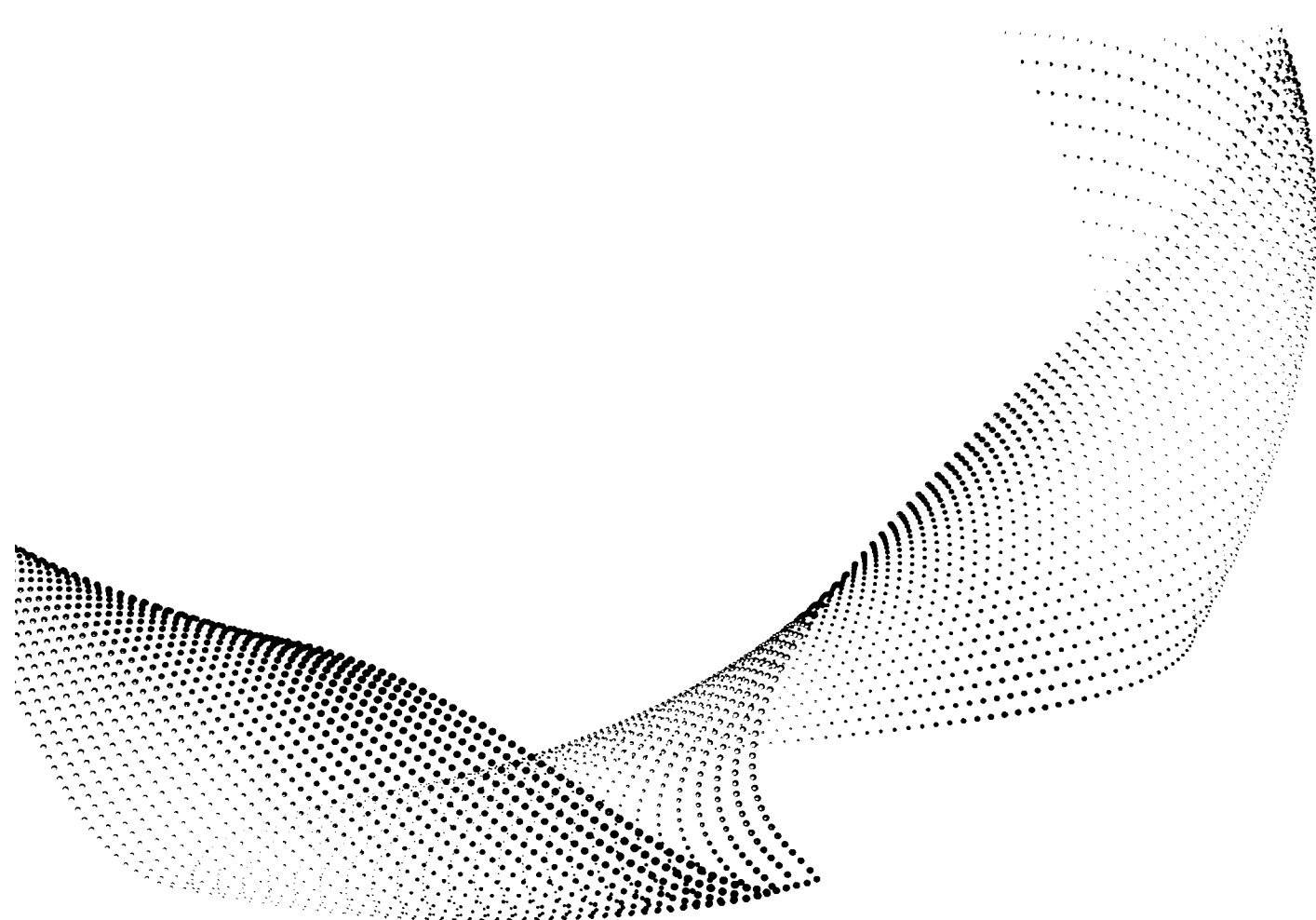
Should you wish to be supplied with a hard copy of any notice, attachment or document relating to a case matter, please contact the staff member dealing with this matter at any time via telephone, email or by post and this will be provided free of charge within five business days of receipt of the request.

The word partner is used to refer to a member of Evelyn Partners LLP. A list of members is available at the registered office

Evelyn Partners LLP is registered in England at 45 Gresham Street, London, EC2V 7BG No OC369631

Regulated by the Institute of Chartered Accountants in England and Wales for a range of investment business activities

Appendices



I Receipts and payments account

Receipts and payments account to 5 May 2023

SOA	Description	Liquidation Period from 06/05/2022 to 05/05/2023	Liquidation Total 06/05/2021 05/05/2023	Estimated future	Estimated final outcome
£		£	£	£	£
Realisations					
191,333.50	Transfer of cash balance from Admin	-	191,333.50	-	191,333.50
24,649.61	Transfer of VAT receivable	-	24,686.41	-	24,686.41
-	Miscellaneous refund	-	725.67	-	725.67
-	Sundry receipts - Royalties	361.13	441.10	-	441.10
-	Bank interest gross	-	17.93	-	17.93
130,000.00	Intercompany/tax relief claim	117,000.00	117,000.00	-	117,000.00
		<u>117,361.13</u>	<u>334,204.61</u>	-	<u>334,204.61</u>
Expenses					
-	Transfer of VAT Payable from Admin	-	(9,350.00)	-	(9,350.00)
-	Administrators' fees	-	(99,680.43)	(21,655.30)	(121,335.73)
-	Administrators' expenses	-	(2,058.75)	-	(2,058.75)
-	Liquidators' fees	(25,000.00)	(25,000.00)	(15,028.88)	(65,028.88)
-	Liquidators' expenses	(190.00)	(190.00)	(1,119.42)	(1,499.42)
-	Legal fees	(5,198.00)	(5,792.00)	-	(10,990.00)
-	Pension consultants' fees - S&WEBC	-	-	(5,177.00)	(5,177.00)
-	Accountants' fees	(2,250.00)	(2,250.00)	-	(4,500.00)
-	Employment agent costs	-	(1,255.00)	(100.00)	(1,355.00)
-	Bank charges	(0.60)	(3.00)	(25.00)	(28.60)
	Subtotal expenses	<u>(32,638.60)</u>	<u>(145,579.18)</u>	<u>(43,105.60)</u>	<u>(221,323.38)</u>
	Net receipts / (payments)	84,722.53	188,625.43	(43,105.60)	112,881.23
Creditors					
-	Preferential creditors	-	(4,737.74)	-	(4,737.74)
	Unsecured creditors	(3,244.45)	(29,598.84)	(75,300.20)	(108,143.49)
	Subtotal creditor payments	<u>(3,244.45)</u>	<u>(34,336.58)</u>	<u>(75,300.20)</u>	<u>(112,881.23)</u>
	Subtotal after creditors	81,478.08	154,288.85	(118,405.80)	(0.00)
	Net balance / movement	<u>81,478.08</u>	<u>154,288.85</u>	<u>(118,405.80)</u>	<u>(0.00)</u>
Represented by:					
Non-Interest bearing current account		<u><u>154,288.85</u></u>			

Notes and further information required by SIP 7

- Details of significant expenses paid are provided in the body of our report.
- Details of payments made to sub-contractors are shown in the body of our report.
- Information concerning our remuneration and disbursements incurred is provided in the body of the report.
- Information concerning the ability to challenge remuneration and expenses of the administration is provided in our report.
- All bank accounts were made non-interest bearing on 25 April 2022.
- There are no foreign currency holdings.
- All amounts in the receipts and payments account are shown exclusive of any attributable VAT. Where VAT is not recoverable it is shown as irrecoverable VAT.

Notes and further information required by SIP 9

SIP9 requires us to disclose the following in relation to significant payments made:

- The work done and why it was necessary
- The actual costs, including any expenses incurred in connection, compared to the estimated costs and
- Whether the work that has led to the costs has provided a financial benefit to creditors and, if not, why not (e.g. required by statute)

With regard to third party expenses details of what these expenses are, current and previous estimates as well as actual costs incurred are in the receipts and payments account and the body of this and our previous progress reports.

In the context of this receipts and payments account:

Nature of expense	Reason(s)	Financial benefit
Employment agents' fees	<ul style="list-style-type: none">• Review and agreement of Company's employment claims preferential and unsecured	Yes, the work undertaken by the agents has resulted in an accurate return being paid to the employee preferential and unsecured claims
Legal, Counsels fees and expenses	Legal advice relating to <ul style="list-style-type: none">• Review and strategy of the Company's landlord claims	Yes, the work undertaken should result in a benefit for the creditors as a whole as any reduction in the largest creditor claim will result in an increased return for other creditors.
Accountants' fees	<ul style="list-style-type: none">• Complete preparation and submission of the Company's pre and post appointment Corporation Tax returns	No, work undertaken is a statutory requirement but there will be no financial benefit as there is no Corporation tax refunds due in this matter.

II Time analysis for the period

From 6 May 2022 to 5 May 2023

Period	Partner	Director & Associate Director	Manager	Other Professionals	Support	Total	Cost	Average rate
	Hours	Hours	Hours	Hours	Hours	Hours	£	£/hr
Administration & planning								
Statutory & Regulatory	0.55	6.92	-	29.10	-	36.57	9,256.53	253
Case administration	2.38	5.02	-	23.17	-	30.57	8,600.15	281
Sub-total Administration & planning	2.93	11.93	-	52.27	-	67.13	17,856.68	266
Investigations								
Directors	0.05	0.40	-	-	-	0.45	194.40	432
Sub-total Investigations	0.05	0.40	-	-	-	0.45	194.40	432
Realisation of assets								
Other assets	-	1.35	-	6.65	-	8.00	2,051.76	256
Tax assets	0.45	0.20	1.92	1.33	-	3.90	1,408.25	361
Sub-total Realisation of assets	0.45	1.55	1.92	7.98	-	11.90	3,460.01	291
Creditors								
Unsecured creditors (exc. Staff)	2.90	9.90	-	7.40	-	20.20	7,317.89	362
Sub-total Creditors	2.90	9.90	-	7.40	-	20.20	7,317.89	362
Shareholders								
Shareholders/members	-	-	-	0.08	-	0.08	19.33	232
Sub-total Shareholders	-	-	-	0.08	-	0.08	19.33	232
Total of all hours	6.33	23.78	1.92	67.73	-	99.77		
Total of all £	3,429.30	9,783.76	785.85	14,849.40	-		28,848.31	
Average rate	541.46	411.37	410.00	219.23	-			289

Explanation of major work activities undertaken in the period

A summary of the major activities undertaken during the reporting period, under the main headings used in the analysis, is set out below together with any further comment directly relevant to each work type.

Administration and planning

- Dealing with routine correspondence that is not from creditors.
- Maintaining electronic and (where applicable) hard copy case files and details on IPS (case management software).
- Case planning; administration; and general case progression, adjustments in appointment strategy including team meetings to discuss these matters.
- Preparation and circulation of:
 - Progress reports, including the first progress report
- Maintaining and managing the case bank accounts and associated accounting.
- Maintaining physical and electronic case files and information.
- VAT compliance for the liquidation period.

This category of work does not generally provide a financial benefit to creditors and is required by statute, regulation or best practice.

Realisation of assets

- Liaising with the Productions liquidator with the intention of realising the Company's inter-company balance.
- Processing VAT refunds and other sundry receipts.

Where asset realisations are sufficiently high this type of work does typically provide a benefit to creditors since it generates the cash from which distributions can ultimately be made.

Creditors

- Dealing with creditor queries received including ongoing consumer queries in respect of ticket refunds.
- Liaising with solicitors to review the largest creditor claim and reach an agreement to partially agree its claim and reject the remainder.
- Arranging for an equalising dividend to be issued to creditors who proved in the period or whose claims were agreed in the period.
- Arranging for dividend cheques to be reissued where appropriate.
- Maintaining creditor information on our insolvency database.

Work under this heading may provide a financial benefit to creditors such as when creditors' claims are being agreed and paid but other elements may provide no financial benefit (e.g. answering ad-hoc creditor enquiries that do not lead to increased value to the estate).

III Cumulative time analysis

From 6 May 2021 to 5 May 2023

Cumulative	Partner	Director & Associate Director	Manager	Other Professionals	Support	Total	Cost	Average rate
	Hours	Hours	Hours	Hours	Hours	Hours	£	£/hr
Administration & planning								
Statutory & Regulatory	5.47	15.62	-	42.77	-	63.85	17,844.52	279
Case administration	9.33	26.45	-	69.55	-	105.33	30,457.66	289
Sub-total Administration & planning	14.80	42.07	-	112.32	-	169.18	48,302.18	286
Investigations								
Directors	0.30	0.55	-	-	-	0.85	370.20	436
Sub-total Investigations	0.30	0.55	-	-	-	0.85	370.20	436
Realisation of assets								
Other assets	-	7.30	-	8.80	-	16.10	4,864.23	302
Tax assets	3.30	9.48	1.92	5.25	-	19.95	7,146.91	358
Business sale	-	-	-	0.15	-	0.15	32.25	215
Sub-total Realisation of assets	3.30	16.78	1.92	14.20	-	36.20	12,043.39	333
Creditors								
Employees, Pensions & RPS	2.13	9.02	-	19.98	-	31.13	8,847.97	284
Unsecured creditors (exc. Staff)	12.27	35.15	0.17	139.83	-	187.42	50,180.09	268
Sub-total Creditors	14.40	44.17	0.17	159.82	-	218.55	59,028.06	270
Shareholders								
Shareholders/members	-	-	-	0.08	-	0.08	19.33	232
Sub-total Shareholders	-	-	-	0.08	-	0.08	19.33	232
Total of all hours	32.80	103.57	2.08	286.42	-	424.87		
Total of all £	16,222.14	40,937.55	830.86	61,772.61	-		119,763.16	
Average rate	494.58	395.28	398.80	215.67	-			282
Time undertaken by non insolvency teams								
EPEBC	2.90	-	-	-	-	2.90	942.00	325
Total hours (non insolvency teams)	2.90	-	-	-	-	2.90		
Total £ (non insolvency teams)	942.00	-	-	-	-		942.00	
Average rate £/hr (non insolvency teams)	324.83	-	-	-	-			324.83
Grand total hours	35.70	103.57	2.08	286.42	-	427.77		
Grand total £	17,164.14	40,937.55	830.86	61,772.61	-		120,705.16	
Average rate £/hr (all staff)	481	395	399	216	-			282

IV Comparison to fee estimate

Comparison to revised Fee Estimate

The table below sets out a comparison of our recorded costs to date vs. our most recent fee estimate.

Our current approved fee estimate is £370,812.56 plus £5,177 of EPEBC time costs.

Our time costs have exceeded the revised fee estimate and further approval from creditors will be required if these additional time costs are to be drawn from the estate.

	Approved revised estimate £	Costs to date Admin and CVL £	Variance £
Administration & planning	114,667.85	146,148.46	(31,480.61)
Investigations	12,513.99	12,828.39	(314.40)
Realisation of assets	118,782.61	126,485.55	(7,702.94)
Trading	71,421.95	71,421.95	-
Creditors	47,378.16	87,595.16	(40,217.00)
Other matters	6,048.00	6,067.33	(19.33)
Total costs to date	370,812.56	450,546.84	(79,734.28)

We have provided further detail as to the substantial areas of variance below:

Administration and planning – currently £31,480.61 above estimate

Our previous estimate understated the extent of work required to comply with certain reporting and case monitoring obligations. Changes in regulatory best practice and the individual circumstances of cases at particular points in time can affect the reliability of such estimates when they are made a number of months in advance and when the insolvency passes more anniversaries than originally anticipated.

Realisation of assets – currently £7,702.94 above estimate

Costs in this area have exceeded our estimate due to additional work required to realise the Company's intercompany balance that unfortunately has been delayed further whilst we liaise with the liquidator of Productions in respect of a potential tax liability.

Creditors – currently £40,217.00 above estimate

Costs in this area have exceeded our estimate as a result of additional work being required in respect of the agreement of the landlord's creditor claim for dividend purposes and additional work required in respect of other general creditor queries relating to dividend payments requiring to be reissued for several varied reasons.

There will be further costs incurred in dealing with the second and final dividend.

Of the difference approximately £5k relates to employment claim matters including the costs of distributions and £28k to other general unsecured creditors.

V Staffing, charging, subcontractor and advisor policies and charge out rates

Introduction

Detailed below are:

- Evelyn Partner LLP's policy in relation to:
 - Staff allocation and the use of subcontractors
 - Professional advisers
 - Expense recovery
- Evelyn Partners LLP's current charge out rates

Staff allocation and the use of subcontractors

Our 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 and a partner or director or associate director or consultant as joint office-holders, 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. The charge out rate schedule below provides details of all grades of staff and their experience level. We delegate tasks to suitable grades of staff, taking into account their experience and any specialist knowledge that is needed and we supervise them properly to maximise the cost effectiveness of the work done. Anything complex or important matters of exceptional responsibility are handled by our senior staff or us.

All of our staff who work on the case (including cashiering, support and secretarial staff) charge time directly to the assignment and are included in any analysis of time charged. Each grade of staff has an hourly charge-out rate which is reviewed from time to time. Time up to 31 July 2020 is recorded in units representing 3 minutes or multiples thereof. From 1 August 2020 time is recorded in 1-minute units or multiples thereof. The minimum time chargeable is one minute. We do not charge general or overhead costs.

This case is predominantly being conducted from Southampton office.

We may use subcontractors to perform work which might ordinarily be carried out by us and our staff where it is cost effective to do so and/or where the specific expertise offered by the subcontractor is required.

Details of any subcontractors' services utilised in the period covered by this report are set out in appendix V.

Use of professional advisers

We select professional advisers such as agents and solicitors on the basis of balancing a number of factors including:

- The industry and/or practice area expertise required to perform the required work.
- The complexity and nature of the assignment.
- The availability of resources to meet the critical deadlines in the case.
- The charge out rates or fee structures that would be applicable to the assignment.
- The extent to which we believe that the advisers in question can add best value and service to the assignment.
- The expertise and experience of the service provider.
- The provider holds appropriate regulatory authorisations; and
- The professional and ethical standards applicable to the service provider.

Arrangements will be reviewed periodically to ensure that best value and service continue to be obtained.

External professional advisers are third party entities. The insolvency practitioners and their firm do not have any association with any external provider of services and therefore they do not fall within the definition of an associate as defined in Section 435 of the Insolvency Act 1986 and in Statement of Insolvency Practice 9. Payments to external professional advisers for the services they provide are therefore not a category 2 expense as defined in Statement of Insolvency Practice 9 and therefore do not require prior approval from the committee or creditors.

Payments to associates

Evelyn Partners Employee Benefit Consultants, a division of Evelyn Partners Financial Services Limited

Evelyn Partners Financial Services Limited, through its Employee Benefits Consultancy division, provides specialist advice to insolvency practitioners on their appointment as office-holders of insolvent estates in relation to all aspects of pensions. Evelyn Partners Financial Services Limited is a company associated with Evelyn Partners LLP and may be engaged to deal with the pension affairs of insolvent estates of which insolvency practitioners from Evelyn Partners LLP are appointed as the joint office-holders.

Payments to parties in which office-holders or their firm have an interest must be disclosed to, and approved by, the committee or the creditors as a category 2 expense pursuant to Statement of Insolvency Practice 9. Consequently, details of the charge out rates for Evelyn Partners Financial Services Limited are set out below. Fees for their services are accrued on a time costs basis.

Evelyn Partners Financial Services	Per hour
Employee Benefits Consultancy	£
Charge out rates from 1 February 2022	
Director	339-421
Associate Director	257-308
Manager	175-226
Administrator	87-164

Evelyn Partners Financial Services Limited

Evelyn Partners Financial Services Limited, a company associated with Evelyn Partners LLP, has dealt with the Company's pension affairs. Payments to parties in which insolvency practitioners or their firm have an interest must be disclosed to, and approved by, the committee or the creditors as a category 2 expense pursuant to Statement of Insolvency Practice 9.

The creditors approved Evelyn Partners Financial Services Limited's remuneration on a time costs basis. Evelyn Partners Financial Services Limited's time costs for the reporting period to 5 May 2023 are £4,997. This represents 15.4 hours at an average rate of £324.48 per hour. No payments have been paid on account to date and should be settled in the next reporting period.

Details of Evelyn Partners Financial Services Limited's charge out rates are included above.

- the expertise and experience are as follows: Specialised in this field for more than 20 years.
- they hold appropriate regulatory authorisations as follows: Associates of the Pensions Management Institute and the Chartered Insurance Institute, members of the Personal Finance Society.
- the professional and ethical standards applicable are as follows: Part of the Transparency Task Force

Arrangements will be reviewed periodically to ensure that best value and service continue to be obtained.

Expenses

Category 1 expenses do not require approval by creditors. The type of expenses that may be charged as a Category 1 expense to a case generally comprise 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 Evelyn Partners LLP personnel in connection with the case.

Category 2 expenses 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.

Since 7 July 2012, Evelyn Partners LLP's policy is to recover only two types of Category 2 expense, namely Evelyn Partners Financial Services Limited's fees, as referred to above, and business mileage at HMRC's approved mileage rates at the relevant time. Current mileage rates are 45p per mile plus 5p per passenger per mile. Prior to 7 July 2012 approval may have been obtained to recover other types of Category 2 expenses.

Charge out rates

The rates applicable to this appointment are set out below. Changes to the charge out rates during the period of this report were applied with effect from 1 January 2023.

Evelyn Partners LLP Restructuring & Recovery Services Charge out rates from 1 January 2023		£/hr
Partner		550-570
Director / Associate Director		350-490
Managers		270-400
Other professional staff		130-230
Support & secretarial staff		80-100

Notes

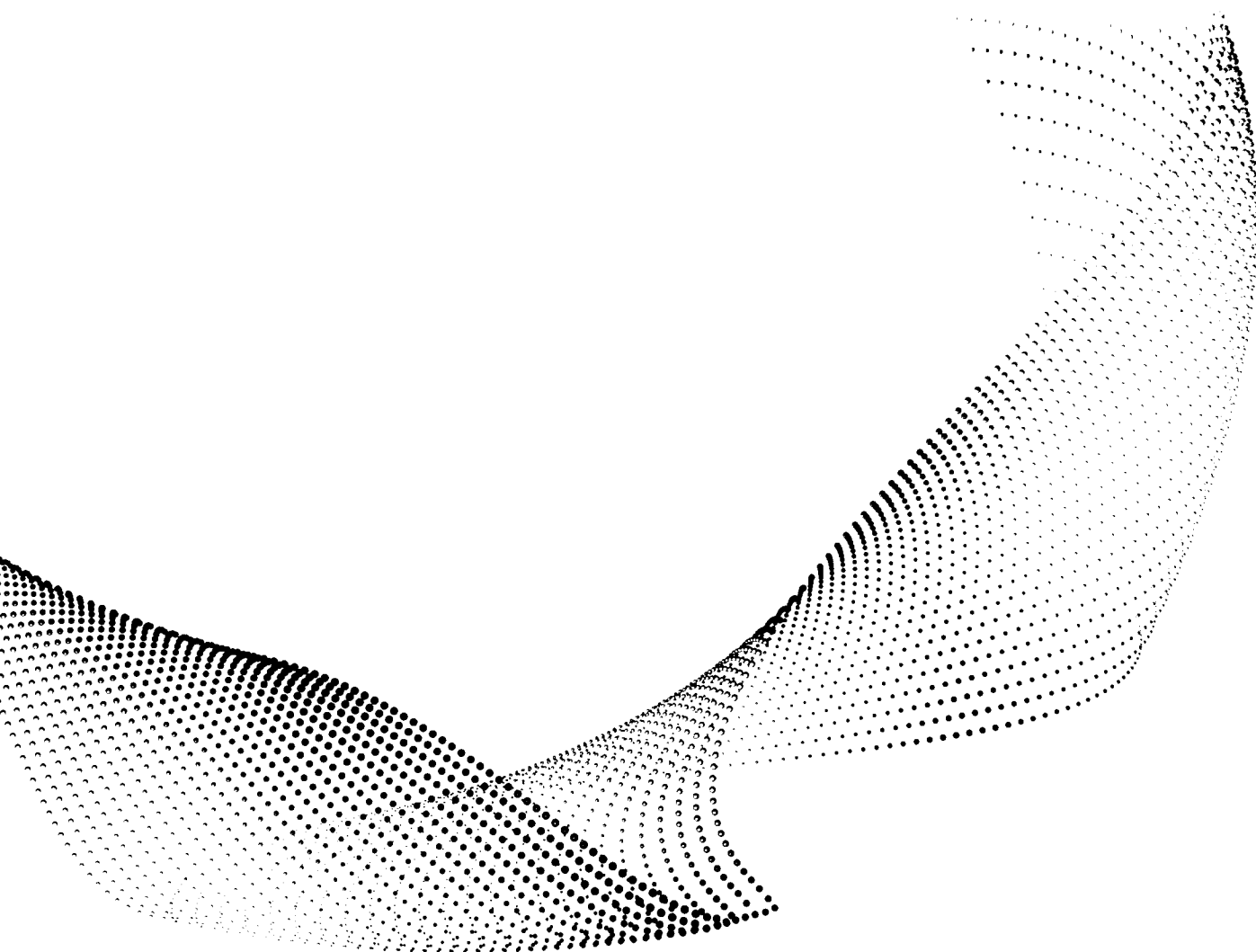
1. Up to 31 July 2020 time is recorded in units representing 3 minutes or multiples thereof. From 1 August 2020 time is recorded in 1-minute units or multiples thereof.
2. It may be necessary to utilise staff from both regional and London offices, subject to the requirements of individual cases.
3. The firm's cashiering function is centralised in London and the applicable rates are incorporated in the regional rates disclosed in this report. Historically, in previous reports, the London rates in previous years' tables applied. Up to 31 July 2020 the cashiering function time is incorporated within 'Other professional staff' rates. Following a change to our time reporting software, from 1 August 2020 the cashiering function time continues to be reported according to the seniority of staff undertaking the work in our time analyses and is split between 'Other professional staff', 'Managers' and 'Associate Director'.
4. Partner includes a Consultant acting as an office-holder or in an equivalent role.

Evelyn Partners Financial Services	Per hour
Employee Benefits Consultancy	£
Charge out rates from 1 February 2022	

Director	339-421
Associate Director	257-308
Manager	175-226
Administrator	87-164

Evelyn Partners LLP	London office
Business Tax Services	£/hr
Charge out rates from 1 January 2023	

Partner / Director	590-950
Associate Director	430-535
Managers	230-460
Other professional staff	105-245
Support & secretarial staff	60-75



www.evelynpartners.com

Principal offices: London, Belfast, Birmingham, Bristol, Cheltenham, Dublin, Glasgow, Guildford, Jersey, Salisbury and Southampton.

Evelyn Partners LLP is regulated by the Institute of Chartered Accountants in England and Wales for a range of investment business activities and is registered in England at 45 Gresham Street, London, EC2V 7BG. No. OC369631.

CLA Evelyn Partners Limited is registered to carry on audit work and regulated by the Institute of Chartered Accountants in England and Wales for a range of Investment business activities.

evelyn
PARTNERS