

Liquidator's Progress Report**Pursuant to Sections 92A, 104A and 192 of the
Insolvency Act 1986****S.192**

To the Registrar of Companies

Company Number

01771834

Name of Company

(a) Insert full name
of company

(a) Blakeley Tonge & Partners Limited

Limited

(b) Insert full name(s)
and address(es)

We (b)

Jeremy Woodside
Baker Tilly Restructuring and
Recovery LLP
3 Hardman Street
Manchester M3 3HFand Christopher Ratten
Baker Tilly Restructuring and Recovery
LLP
3 Hardman Street
Manchester M3 3HFthe liquidator(s) of the company attach a copy of my/our Progress Report
under section 192 of the Insolvency Act 1986The Progress Report covers the period from 14 January 2014
to 13 January 2015

FRIDAY



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13/03/2015

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COMPANIES HOUSE

Signed

Date

Presenter's name,
address and
reference
(if any)Baker Tilly Restructuring and Recovery LLP, 3 Hardman Street,
Manchester M3 3HF
Ref JW/CBB/JR/PY/5527279CVL

**IN THE MATTER OF
BLAKELEY TONGE & PARTNERS LIMITED IN LIQUIDATION**

JOINT LIQUIDATORS' PROGRESS REPORT

12 MARCH 2015

**JEREMY WOODSIDE AND CHRISTOPHER RATTEN
JOINT LIQUIDATORS**

**BAKER TILLY RESTRUCTURING AND RECOVERY LLP
3 HARDMAN STREET
MANCHESTER M3 3HF**

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1. PURPOSE OF REPORT

This report has been prepared in accordance with insolvency legislation to provide creditors, members and the registrar of companies with information relating to the progress of the liquidation in the period from 14 January 2014 to 13 January 2015. This report should be read in conjunction with any previous reports that have been issued, copies of which are available on request.

This report has been prepared solely to comply with the statutory requirements of Section 104A of the Insolvency Act 1986 and Rule 4.49C of the Insolvency Rules 1986 (as amended). It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the company. Any estimated outcomes for creditors are illustrative and may be subject to significant change.

RSM Tenon Limited was acquired by Baker Tilly UK Holdings Limited in September 2013 and, following an internal restructuring, insolvency appointments such as this are now conducted on behalf of Baker Tilly Restructuring and Recovery LLP.

Neither the Liquidators nor Baker Tilly Restructuring and Recovery LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

2. PROGRESS OF THE LIQUIDATION IN THE PREVIOUS TWELVE MONTHS

2.1. Realisation of Assets / Sale of Business

Bank Interest Gross

Bank interest of £222.44 has been earned in the period.

Book debts and Retentions

At the date of Administration, the Company had book debts totalling £153,174 and contract retentions of £378,113 as being due. At the conclusion of the Administration, book debts and retentions totalling £169,153 had been collected.

During the Liquidation, a further book debt of £526 has been collected, bringing total realisations to date to £169,679 and leaving a balance of £361,608 as outstanding.

As creditors are aware, the Joint Administrators enlisted the assistance of The Vinden Partnership ("Vindens") to assess the contract debts and retentions and advise on the best strategy for collection.

GIM Construction Limited, a company set up under the control of the former director who employed the majority of the Company's staff, were instructed to assist in the debt collection. Due to their knowledge of the contracts and retentions, together with the agreement that GIM would deal with snagging issues at their own

cost, the Joint Administrators were advised that this would provide the best possibility of maximising realisations for the creditors

Unfortunately, GIM experienced financial issues from the onset which lead to the director placing GIM into voluntary Liquidation during this period. Upon Liquidation, all agreements between the Joint Administrators and GIM terminated

Since this date, the Joint Liquidators have met with the former director, John Scoble, and have agreed to instruct him to assist in the debt collection. An agreement has only recently been reached, whereby Mr Scoble will receive 50% of all future net realisations, after deduction of the costs to collect.

A further update in respect of the book debt and retention collections will be provided in my next report to creditors

Cash at bank on Appointment

The Company's former bank account with Barclays was kept open to receive book debt and retention payments. This account has been closed during the Liquidation and cash at bank totalling £4,304 10 has been received

Surplus from Administration

The Surplus from Administration represents funds held by the Joint Administrators at the date of conversion to Liquidation. These funds were passed to the Joint Liquidators and have been received

Vat Receivable from Administration

Upon conversion from Liquidation, there was outstanding VAT to be reclaimed in the sum of £23,995 10. I can confirm that these funds have been received from HM Revenue and Customs

2.1.1. Potential Claim for Compensation for Mis-selling of Interest Rate Hedging Product

As you may be aware, a settlement agreement was recently reached between the Financial Conduct Authority ("FCA") and certain major banks, including Barclays Bank Plc in relation to the sale of interest rate hedging products. We are currently investigating whether or not the company was sold a relevant Interest Rate Hedging Product, and whether there is an entitlement to redress whether inside the framework of the FCA settlement, or otherwise

We are aware that a number of banks are in the process of developing a methodology to implement the terms of the settlement reached with the FCA in respect of the sale of these products. Our understanding is that this process will take several months to refine and finalise and, until such time, our own investigations cannot be completed. However, it should be noted that there has not, as yet, been any clarification as to how any such compensation would be

treated and thus which creditors would have priority. The Joint Liquidators are therefore at present unable to ascertain whether any such funds would therefore be available for creditors.

Consequently, to ensure creditors' rights to any potential claim are protected, we are at present unable to conclude the Creditors Voluntary Liquidation.

2.1.2. Connected Party Transactions

There have been no connected party transactions in this period.

2.1.3. Investigations

In accordance with our statutory obligations, we have filed the appropriate documentation with the Department for Business, Innovation and Skills in relation to the conduct of the directors.

2.1.4. Case Specific Matters

In the period, the connected Company utilised to assist in the book debt and retention collections, GIM Construction Limited "(GIM)", was placed into voluntary liquidation. Therefore, any agreement with the Company and GIM ceased. In view of this, the Joint Liquidators have engaged the services of the former director to assist in the collection of outstanding book debts and retentions, due to his prior knowledge of the contracts. An agreement has been reached whereby the director will receive 50% commission on net realisations, after the deduction of the costs of realisations.

2.1.5. Administration and Planning

Work carried out by the Joint Administrators during the period in respect of administration and planning includes but is not limited to:

- Filing of appointment documents and statutory matters,
- Handling of Receipts and Payments accounts,
- Undertaking file reviews,
- Liaising with the shareholders / Company directors where required,
- Liaising with our legal advisors

3. ASSETS REMAINING TO BE REALISED

Book Debts and Retentions

At the date of Administration, the Company had book debts totalling £153,174 and contract retentions of £378,113 as being due. At the conclusion of the Administration, book debts and retentions totalling £169,153 had been collected.

During the Liquidation, a further book debt of £526 was collected, bringing total realisations to date to £169,679 and leaving a balance of £361,608 as outstanding.

The Joint Liquidators, together with the assistance of the former director (following cessation of trade of GIM) are continuing to pursue the amounts due

4. CREDITORS' CLAIMS AND DIVIDEND PROSPECTS

4.1. Secured Creditors

At the relevant date, being the appointment of Joint Administrators on 8 February 2014, Companies House detailed one outstanding fixed and floating charge in favour of Barclays Bank Plc ("Barclays"), created on 19 February 2008.

Following appointment we received confirmation that Barclays had been repaid in full, therefore, there are no remaining secured creditors in this matter

4.2. Preferential Creditors

The preferential creditors of the Company amount to £57,631 in relation to outstanding wages and holiday pay owed to the former employees. It is estimated that a distribution of 100p in the £ will be paid to the preferential creditors

4.3. Unsecured Creditors

The agreement of creditors' claims by the Joint Liquidators is a separate matter and will be dealt with as appropriate in due course, initially by reference to the proofs of debt lodged in the proceedings by creditors themselves.

The level of unsecured creditor claims as per the statement of affairs amounted to £2,165,804, with creditor claims received to date totalling £2,422,131

Due to the uncertainty of the future asset realisations, I am unable to confirm the quantum or timing of any distribution to unsecured creditors at this time

4.4. Prescribed Part

The "Prescribed Part" is a statutory amount, calculated as a percentage of net floating charge realisations, which entitles unsecured creditors to a share of realisations. This is calculated on a sliding scale up to maximum of £600,000 before costs.

As Barclays have been repaid in full, there are no remaining creditors secured by charges over the assets and undertakings of the Company created on or after 15 September 2003. There is therefore no requirement to estimate the amount of the Prescribed Part of the assets under Section 176A of the Insolvency Act 1986 (as amended)

5. RECEIPTS AND PAYMENTS SUMMARY

We attach as Appendix B a summary of our receipts and payments for the period from 14 January 2014 to 13 January 2015

VAT Basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately.

6. COSTS AND JOINT LIQUIDATORS' REMUNERATION

6.1. Closure costs in prior administration

At the date of conversion, the Joint Administrators had outstanding costs of £25,000, which have been paid in the period.

6.2. Joint Liquidators' Remuneration and Disbursements

The Joint Liquidators' remuneration was approved on a time cost basis by the creditors committee former in the Administration on 15 April 2013. We have incurred time costs of £7,370 since the date of our appointment. No Liquidators' fees have been drawn to date, leaving the total of £7,370 as outstanding.

The Joint Liquidators' remuneration was approved on a time cost basis by creditors committee at a meeting held on 15 April 2013, in accordance with Rule 2.106 of the Insolvency Rules 1986 during the course of the company's previous administration proceedings. In accordance with Rule 4.127(5A) of the Insolvency Rules 1986, that basis continues to apply in the liquidation proceedings. We have incurred time costs of £7,370 since the date of our appointment. The full amount remains outstanding.

Approval was also given to the drawing of disbursements, including category 2 disbursements. Details of the current rates are attached at Appendix D.

6.3. Remuneration and Disbursements incurred in the period from 14 January 2014 to 13 January 2015

We have incurred time costs of £7,370 in the current period. An analysis of time incurred in the period is attached at Appendix G. Details of the sums drawn in respect of remuneration in the period covered by the report are shown on the receipts and payments account (Appendix B).

Category 2 disbursements incurred in the period are detailed in Appendix E.

7. JOINT LIQUIDATORS' STATEMENT OF EXPENSES

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all expenses incurred by the Joint Liquidators in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period together with cumulative figures.

Detailed cost breakdown

Attached to this report are four Appendices relating to my costs on this assignment.

- Appendix C. A copy of Baker Tilly Restructuring and Recovery LLP's charging, expenses and disbursements policy statement,
- Appendix D Joint Liquidators' charge out and disbursement rates,
- Appendix E Category 2 disbursements table, and
- Appendix G Joint Liquidators' time cost analysis.

The work that we do as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which we are dealing are set out briefly in both this report and in our earlier reports to creditors.

We believe this case generally to be of average complexity with the exception of the collection of book debts and retentions, and accordingly no extraordinary responsibility has to date fallen upon us as Joint Liquidators. The underlying basis of charging proposed to and approved by the creditors has been Baker Tilly Restructuring and Recovery LLP standard charge out rates. Baker Tilly Restructuring and Recovery LLP charge out rates have been reviewed periodically.

Other professional costs

Mr John Scoble, the former director, has been instructed to assist with the debt collection exercise. By the date of the release of the sales ledger to us, the company's debts were of some age. We have agreed his costs at 50% plus VAT of all net realisations collected. Their fees to date stand at nil, as the issues with GIM being placed into Liquidation and the subsequent engagement of the former director has delayed the collection process.

8. CREDITORS' RIGHT TO INFORMATION AND ABILITY TO CHALLENGE REMUNERATION AND EXPENSES

In accordance with the provisions of Rules 4.49E and 4.131 of the Insolvency Rules 1986 creditors have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses.

A request for further information must be made in writing within 21 days of receipt of this report.

Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to court that the remuneration charged, the basis fixed or expenses incurred by the liquidator are in all the circumstances excessive.

A Creditors' Guide to Liquidators' Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed by following the links

within our website. Please note that a hard copy of any document uploaded to our website can be requested

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question

Should you have any further queries please do not hesitate to contact me



Christopher Ratten
Baker Tilly Restructuring and Recovery LLP
Joint Liquidator

Jeremy Woodside is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales
Christopher Ratten is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

STATUTORY INFORMATION

Company Name	Blakeley Tonge & Partners Limited
Joint Liquidators	Jeremy Woodside and Christopher Ratten
Date of Appointment	14 January 2014
Company Number.	01771834
Date of Incorporation:	22 November 1983
Trading Name	Not Applicable
Trading Address	Unit 3 Lever Bridge Mills Radcliffe Road Bolton Lancashire BL3 1RU
Principal Activity	Building Contractors
Registered Office	Baker Tilly Restructuring and Recovery LLP, 3 Hardman Street, Manchester M3 3HF

APPENDIX B

Receipts and Payments Abstract: 5527279CVL - Blakeley Tonge & Partners Limited In Liquidation
Bank, Cash and Cash Investment Accounts To 13/01/2015

SOA Value £		£	£
	ASSET REALISATIONS		
0 00	Bank Interest Gross	222 44	
0 00	Book Debts and Retentions	526 20	
0 00	Cash at Bank on Appointment	4,304 10	
0 00	Surplus from Administration	81,776 41	
0 00	VAT Refund from Administration	23,995 10	
			110,824 25
	COST OF REALISATIONS		
0 00	Administrators Fees	(25,000 00)	
0 00	Heat & Light	(293 86)	
0 00	Statutory Advertising	(84 60)	
			(25,378 46)
0 00			85,445 79
	REPRESENTED BY		
	Floating Deposit A/c	80,519 42	
	VAT Receivable (Payable)	4,926 37	
			85,445 79
			85,445 79

BAKER TILLY RESTRUCTURING AND RECOVERY LLP

CHARGING, EXPENSES AND DISBURSEMENTS POLICY STATEMENT

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done
- The current charge rates for Baker Tilly Restructuring and Recovery LLP Manchester (exRSMT) are attached
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it
- Baker Tilly Restructuring and Recovery LLP's charge out rates are reviewed periodically

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as "Category 1" disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as "Category 2" disbursements.
- A resolution to consider approving "Category 2" disbursements at the rates prevailing at the time the cost is incurred to Baker Tilly Restructuring and Recovery LLP Manchester (exRSMT) will be proposed to the relevant approving party in accordance with the legislative requirements
- General office overheads are not re-charged to the insolvency estate as a disbursement
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate

**BAKER TILLY RESTRUCTURING AND RECOVERY LLP
JOINT ADMINISTRATORS' CURRENT CHARGE OUT AND DISBURSEMENT
RATES**

HOURLY CHARGE OUT RATES		
	Rates at commencement £	Current rates £
Partner	390	390
Directors / Associate Directors	300 to 350	300 to 350
Manager	260	260
Assistant Managers	190	190
Administrators	155	155
Support staff	180	180

"CATEGORY 2" DISBURSEMENT RATES	
Subsistence	£25 per night (from 3 rd September 2013) £23 per night (up to 2 nd September 2013)
Travel (car)	38p per mile (up to and including 31 March 2010) 40p per mile (from 1 April 2010) 42 5p per mile (from 1 April 2011)
"Tracker" searches	£10 per case

Appendix E**JOINT LIQUIDATORS' CATEGORY 2 DISBURSEMENTS TABLE**

Amounts paid or payable to the Office Holder's firm or to any party in which the office holder or his firm or any associate has an interest		
Recipient, Type and Purpose	Paid	Unpaid
	£	£
None	Nil	Nil
Total	Nil	Nil

Appendix F

STATEMENT OF EXPENSES INCURRED BY THE JOINT LIQUIDATORS' IN THE PERIOD FROM 14 JANUARY 2014 TO 13 JANUARY 2015

Type and Purpose	Incurring Period
Joint Liquidators' time costs	£7,370
Total	£7,370

Restructuring & Recovery SIP9 Summary Level 2

Blakeley Tonge & Partners Limited

1049700 / 704 - Creditors Voluntary Liquidation

For the period 14/01/2014 to 13/01/2015

Period	Hours Spent	Partners	Directors / Associate Directors	Managers	Assistant Managers	Administrators	Assistants & Support Staff	Total Hours	Total Time Costs	Average Rates
From Jan 2003	Administration and Planning									
	Case Management	0.0	4.0	0.4	0.0	3.1	0.0	7.5	£ 1,893.50	252.47
	Receipts and Payments	0.0	0.0	0.3	0.0	2.9	0.0	3.2	£ 477.00	149.06
	Total	0.0	4.0	0.7	0.0	6.0	0.0	10.7	£ 2,370.50	221.54
	Investigations									
	Investigations/CDDA	2.0	0.0	0.7	0.0	0.0	0.0	2.7	£ 1,000.00	370.37
	Total	2.0	0.0	0.7	0.0	0.0	0.0	2.7	£ 1,000.00	370.37
	Realisation of Assets									
	Assets - general/other	0.5	0.0	0.1	0.0	0.0	0.0	0.6	£ 227.50	379.17
	Debtors & sales finance	2.0	2.5	0.2	0.0	3.0	0.0	7.7	£ 2,155.00	279.87
	Total	2.5	2.5	0.3	0.0	3.0	0.0	8.3	£ 2,382.50	287.05
	Creditors									
	Committee	0.0	0.0	1.6	0.0	0.0	0.0	1.6	£ 480.00	300.00
	Employees	0.0	0.0	0.0	0.0	1.2	0.0	1.2	£ 222.00	185.00
	Other Creditor Meetings and Reports	0.0	0.0	0.0	0.0	3.0	0.0	3.0	£ 555.00	185.00
	Unsecured Creditors	0.0	1.2	0.0	0.0	0.0	0.0	1.2	£ 360.00	300.00
	Total	0.0	1.2	1.6	0.0	4.2	0.0	7.0	£ 1,617.00	231.00
	Total Hours (From Jan 2003)	4.5	7.7	3.3	0.0	13.2	0.0	28.7	£ 7,370.00	256.79
	Total Time Cost (From Jan 2003)	£ 1,777.50	£ 2,310.00	£ 957.00	£ 0.00	£ 2,325.50	£ 0.00	£ 7,370.00		
Total Hours		4.5	7.7	3.3	0.0	13.2	0.0	28.7	£ 7,370.00	256.79
Total Time Cost		£ 1,777.50	£ 2,310.00	£ 957.00	£ 0.00	£ 2,325.50	£ 0.00	£ 7,370.00		
Average Rates		395.00	300.00	290.00	0.00	176.17	0.00	256.79		