

R-2016-000718

No. of 2016

IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION
COMPANIES COURT

REGISTRAR

Bnggs 15 March 2016

IN THE MATTER OF AN OFFICE HOLDER

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BETWEEN:

ELIZABETH ANNE BINGHAM
BENJAMIN THOM CAIRNS

and

SAMANTHA KEEN
ANGELA SWARBRICK
KERRY LYNNE TRIGG
PATRICK JOSEPH BRAZZILL
MARGARET ELIZABETH MILLS
MAURICE MOSES

Applicants

Respondents

ORDER

UPON THE APPLICATION OF ELIZABETH ANNE BINGHAM (HEREAFTER REFERRED TO AS THE
"LEAD APPLICANT") AND BENJAMIN THOM CAIRNS made by notice dated 7 March 2016

AND UPON READING the documents recorded on the Court file as having been read

IT IS ORDERED THAT:-

1 **LEAD APPLICANT'S REMOVAL AS OFFICE HOLDER**

- 1.1 The Lead Applicant be removed as office holder in the cases set out in the Schedules hereto pursuant to the relevant power set opposite each category below with effect from the date of this Order -



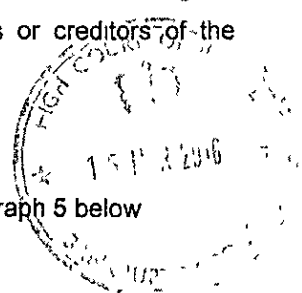
- 1 1 1 Members' voluntary liquidation – Section 108 of the Insolvency Act 1986 and Rule 7 10B(2)(a) of the Insolvency Rules 1986
- 1 1 2 Creditors' voluntary liquidation - Section 108 of the Insolvency Act 1986 and Rule 7 10B(2)(a) of the Insolvency Rules 1986
- 1 1 3 Administration - Section 19 of the Insolvency Act 1986 and Rule 7 10B(2)(b) of the Insolvency Rules 1986

2 APPOINTMENT OF OFFICE HOLDERS

- 2.1 Samantha Keen be appointed in substitution for the Lead Applicant as joint office holder with Kerry Lynne Trigg for the matters set out in Schedule 1
- 2 2 Samantha Keen be appointed in substitution for the Lead Applicant as joint office holder with Patrick Joseph Brazzill for the matters set out in Schedule 2
- 2 3 Angela Swarbrick be appointed in substitution for the Lead Applicant as joint office holder with Samantha Keen for the matters set out in Schedule 3
- 2 4 Angela Swarbrick be appointed in substitution for the Lead Applicant as joint office holder with Benjamin Thom Cairns for the matters set out in Schedule 4
- 2 5 Angela Swarbrick be appointed in substitution for the Lead Applicant as joint office holder with Margaret Elizabeth Mills for the matters set out in Schedule 5
- 2 6 Angela Swarbrick be appointed in substitution for the Lead Applicant as joint office holder with Maurice Moses for the matter set out in Schedule 6

3 ADVERTISEMENT, REPORTING TO MEMBERS AND CREDITORS AND RELEASE

- 3 1 As soon as reasonably practicable, and in any event within 28 days of the date of this Order, the Lead Applicant shall procure that a block advertisement is placed in the London Gazette. The advertisement shall contain notification of the removal of the Lead Applicant from the cases identified in the Schedules hereto and the appointment of the relevant Respondent in her place and shall be in substitution for notifying each individual member or creditor on each estate (as applicable), save to the extent provided for at paragraph 3 2 below
- 3 2 The Applicants (excluding the Lead Applicant) and the Respondents shall at the first convenient opportunity, and in any event when the next routine report is due to the members or creditors of each estate (as applicable) or within twelve months following the making of this Order, whichever is sooner, notify such members or creditors of the making of this Order, such notice to contain the following matters -
 - 3 2 1 an explanation of the effect of this Order, and
 - 3 2 2 express reference to the liberty to apply contained in paragraph 5 below



3 3 In relation to the cases listed in the Schedules hereto, and insofar as the Insolvency Act 1986 or the Insolvency Rules 1986 contain any requirement for any appointment of an office holder to be advertised, the requirement shall be dispensed with save to the extent provided for in paragraph 3 1 above

3 4 Without being required to apply to the Secretary of State for a release pursuant to Section 173(2)(b) of the Insolvency Act 1986 and Rules 4 144(3) and 4 122(3) of the Insolvency Rules 1986, the Lead Applicant shall be granted her release in respect of each case on the later of 28 days after the publication in the London Gazette referred to in paragraph 3 1 above or 28 days after receipt of any of the notices directed to be sent under paragraph 3 2 above in respect of that case

4 DISPENSATION WITH REQUIREMENTS TO FILE PROGRESS REPORTS AND RECEIPTS AND PAYMENTS ACCOUNTS

4 1 The Applicants and the Respondents be authorised to dispense with any requirement to file receipts and payments accounts in any of the cases set out in the Schedules hereto as a consequence of the removal and the replacement of the Lead Applicant as an office holder and the Applicants (excluding the Lead Applicant) and the Respondents to file receipts and payments accounts in the normal way

4 2 The Applicants and the Respondents be authorised to dispense with any requirement for a progress report upon the Lead Applicant ceasing to act as office holder

5 LIBERTY TO APPLY TO THE COURT

5 1 There be liberty to each member or creditor (as applicable) of each estate set out in the Schedules hereto to apply to vary or discharge this Order within 28 days of receipt of the notices directed to be sent under paragraph 3 2 above

AND IT IS HEREBY FURTHER ORDERED:-

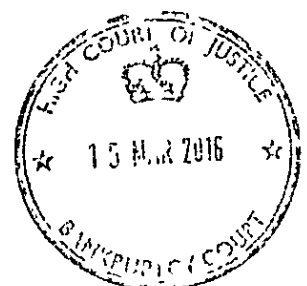
6 SERVICE

6 1 The Order be served on the Secretary of State to whom there be express liberty to apply

6 2 The Lead Applicant file any appropriate notices in respect of her removal and replacement and those appointments in accordance with this Order with the Registrar of Companies within the prescribed times or otherwise within a reasonable period from the date of this Order

7 COSTS

7 1 The costs of this Application be borne by Ernst & Young LLP



Dated this 7th day of March 2016

SCHEDULE 1

Case Name	Net Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders		Incoming IP
Accantia Health & Beauty Limited	43,071,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Basilica Computing Limited	1,483,620	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Basilica Distribution Limited	550,001	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Brooke Bond Foods Limited	9,871,947	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
C W A Holdings Limited	43,071,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
GF One Limited	232,468,920	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
GF Two Limited	231,936,170	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
IDP General Partner Limited	70,090	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Lever Brothers Port Sunlight Limited	15,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Simple Health & Beauty Group Limited	Nil	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Simple Toiletries Limited	8,856,254	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
The Company of African Merchants Limited	60,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
U A C Holdings Limited	600,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen

Case Name	Net Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders		Incoming IP
Unidis Eleven Limited	100,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unidis Nineteen Limited	1,079,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unidis Sixty Six Limited	300,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unidis Thirty Limited	158,567	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unidis Twenty Six Limited	454,861	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unilever Bestfoods UK Limited	100,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen
Unilever Overseas Buying Services Limited	729,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Kerry Lynne Trigg	Samantha Keen

SCHEDULE 2

Case Name	Net Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders	Incoming IP
Amoco Chemical U K Limited	Nil	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen
Amoco Fabrics (U K) Limited	Nil	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen
Brookshot Limited	24	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen
BT (CBP) Limited	1,000,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen
Professional Indemnity Direct Limited	2	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen

SCHEDULE 3

Case Name	Net Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders		Incoming IP
American Home Products Holdings (U K) Limited	1	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Black Horse Finance Limited	100	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
BP Sutton Limited	Nil	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Castlemill Investments Limited	20,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Cyanamid of Great Britain Limited	1	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Fortrose Investments Limited	100,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Hill Samuel Investments Limited	10,000,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
IWeb (UK) Limited	1	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Kingsbarns Investments Limited	59,119	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Pfizer UK Group Limited	9,331,004	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
Pharmacia Searle Limited	1,759,032	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
RIGP Finance Limited	2,500,450	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick
TSB Intermediate Company 1 Limited	2	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham	Samantha Keen	Angela Swarbrick

Case Name	Net Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders	Incoming IP
Warner Lambert (UK) Limited	2,472,031	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham Samantha Keen	Angela Swarbrick
Whitefleet Limited	50,000	MVL	N/A	N/A	N/A	Elizabeth Anne Bingham Samantha Keen	Angela Swarbrick

SCHEDULE 4

Case Name	Distributable Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders	Incoming IP
B & C Group Finance Limited	314,675,726	ADM	High Court, London	4495	1990	Elizabeth Anne Bingham Benjamin Thom Cairns	Angela Swarbrick
British & Commonwealth Holdings PLC	376,553,831	ADM	High Court, London	4497	1990	Elizabeth Anne Bingham Benjamin Thom Cairns	Angela Swarbrick

SCHEDULE 5

Case Name	Distributable Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders	Incoming IP
Energis Holdco II Limited	753,000	CVL	N/A	N/A	N/A	Elizabeth Anne Bingham Margaret Elizabeth Mills	Angela Swarbrick
Energis Holdco Limited	31,000	CVL	N/A	N/A	N/A	Elizabeth Anne Bingham Margaret Elizabeth Mills	Angela Swarbrick
Osborne Three Limited (Formerly Energis Carrier Services (UK) Limited)	16,070,247	CVL	N/A	N/A	N/A	Elizabeth Anne Bingham Margaret Elizabeth Mills	Angela Swarbrick

SCHEDULE 6

Case Name	Distributable Assets (£) (approx.)	Type	Court	Court No	Court Year	Current Joint Office Holders	Incoming IP
International Consolidated Minerals Limited	21,345,557	CVL	N/A	N/A	N/A	Elizabeth Anne Bingham Maurice Moses	Angela Swarbrick