In accordance with Rule 18.6 of the Insolvency (England & Wales) Rules 2016.

AM10

Notice of administrator's progress report



HURSDAY



A28

A827561D 28/03/2019

#19

	COMPANIES HOUSE
Company details	
0 2 9 7 6 3 2 1	→ Filling in this form Please complete in typescript or in
Access Flooring Services (UK) Limited	bold black capitals.
Administrator's name	
Jonathan James	
Beard	
Administrator's address	
2/3	
Pavillion Buildings	
Brighton	
East Sussex	
B N 1 1 E E	
Administrator's name •	
John	Other administrator Use this section to tell us about
Walters	another administrator.
Administrator's address ®	
2/3 Pavillion Buildings	Other administrator Use this section to tell us about
Brighton	another administrator.
East Sussex	
BN11EE	
	Administrator's name Jonathan James Beard Administrator's address 2/3 Pavillion Buildings Brighton East Sussex B N 1 1 E E Administrator's name John Walters Administrator's address 2/3 Pavillion Buildings

AM10		
Notice of administrator's	progress	report

6	Period of progress report	
From date	1 9 0 9 2 70 1 8	
To date	1 8 0 3 ½ 10 14 19	
7	Progress report	
	☑ I attach a copy of the progress report	
8	Sign and date	
Administrator's signature	Signature	×
Signature date	$\begin{bmatrix} \frac{1}{2} & \frac{1}{7} & \frac{m}{0} & \frac{m}{3} & \frac{y}{2} & \frac{y}{0} & \frac{y}{1} & \frac{y}{9} \end{bmatrix}$	

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	Zoe Cherryman
Company name	Begbies Traynor (Central) LLP
Address	2/3 Pavilion Buildings
	Brighton
Post town	East Sussex
County/Region	
Postcode	B N 1 1 E E
Country	
DX	
Telephone	01273 322960

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

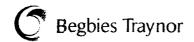
You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

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



Jonathan James Beard and John Walters were appointed joint administrators on 4 May 2012

The affairs, business and property of the Company are being managed by the joint administrators, who act as the Company's agents and without personal liability.

Access Flooring Services (UK) Limited (In Administration)

Progress report of the joint administrators

Period: 19 September 2018 to 18 March 2019

Important Notice

This progress report has been produced by the administrators solely to comply with their statutory duty to report to creditors on the progress of the administration. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors for any purpose other than this report to them, or by any other person for any purpose whatsoever.

Contents

- Interpretation
- Statutory information
- □ Details of appointment of administrators
- Progress during the period
- Estimated outcome for creditors
- Remuneration and disbursements
- Expenses
- Assets that remain to be realised and work that remains to be done
- Other relevant information
- Creditors' rights
- □ Conclusion
- □ Appendices
 - 1. Account of receipts and payments
 - 2. Time costs information
 - 3. Statement of administrators' expenses

1. INTERPRETATION

Expression	Meaning				
"the Company"	Access Flooring Services (UK) Limited (In Administration)				
"the administration"	The appointment of administrators under Schedule B1 to the Insolvency Act 1986 on 4 May 2012				
"the administrators" "we" "our" and "us"	Jonathan James Beard of Begbies Traynor (Central) LLP, 2/3 Pavilion Buildings, Brighton, East Sussex, BN1 1EE and John Walters of Begbies Traynor (Central) LLP, 2/3 Pavillion Buildings, Brighton, East Sussex, BN1 1EE				
"the Act"	The Insolvency Act 1986 (as amended)				
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)				
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)				
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and				
	(ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)				
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Insolvency Act 1986				

2. STATUTORY INFORMATION

Name of Company	Access Flooring Services (UK) Limited
Trading name(s):	AFS
Date of Incorporation:	3 October 1994
Company registered number:	02976321
Company registered office:	2/3 Pavilion Buildings, Brighton, East Sussex, BN1 1EE

3. DETAILS OF APPOINTMENT OF ADMINISTRATORS

Names of the administrators: Jonathan James Beard, a Licensed Insolvency Practitioner of

Begbies Traynor (Central) LLP, 2/3 Pavilion Buildings, Brighton,

East Sussex, BN1 1EE

John Walters, a Licensed Insolvency Practitioner of Begbies Traynor (Central) LLP, 2/3 Pavillion Buildings, Brighton, East

Sussex, BN1 1EE

Date of administrators' appointment:

4 May 2012

Date of administrators' resignation:

n/a

Court:

Royal Courts of Justice

Court Case Number:

3725 of 2012

Person(s) making appointment /

HSBC Bank plc, 8 Canada Square, London, E14 5HQ

application:

Acts of the administrators:

The administrators act as officers of the court and as agents of the Company without personal liability. Any act required or authorised under any enactment to be done by an administrator may be done by any one or more persons holding the office of administrator

from time to time.

EC Regulation on Insolvency

Proceedings

The EC Regulation on Insolvency Proceedings (Council Regulation (EC) No. 1346/2000) applies to these proceedings which are 'main proceedings' within the meaning of Article 3 of the

Regulation.

Extensions of the administration period

The administration period has been extended by order of the Court

until 3 November 2020.

PROGRESS DURING THE PERIOD 4

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 19 September 2018 to 18 March 2019.

Antecedent Transactions

As previously reported, we continue to pursue recovery of a number of transactions in conjunction with our solicitors and counsel. Proceedings have been issued and are currently stayed pending the outcome of ongoing negotiations.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 2. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment. The details below relate to the work undertaken in the period of the report only. Our previous reports contain details of the work undertaken since our appointment.

Administration and planning

This category of work includes time spent undertaking general administration of the case files, dealing with the banking of receipts and payments and planning discussions between the case manager, appointed administrators and case staff.

In the period of this report it has included planning in respect of the ongoing antecedent claims.

Investigations / realisation of assets

These categories of work include time spent in dealing with the on-going antecedent transactions.

Compliance

This category of work includes time spent undertaking reviews of the administration files to ensure that matters are being progressed in line with statute and best practice guidance.

In addition, it is necessary for administrators to report to creditors in line with the statutory reporting schedule appropriate to the case.

Creditors

This category of work includes corresponding with creditors, providing updates where necessary and maintaining information on our systems with regard to claims.

Tax matters

This category of work includes the preparation and submission of VAT and Corporation Tax returns.

ESTIMATED OUTCOME FOR CREDITORS

Details of the sums owed to each class of the Company's creditors were provided in our statement of proposals.

On the basis of realisations within the administration we anticipate an outcome for each class of the Company's creditors as follows:

Secured creditor

Returns to both HSBC Bank plc ("HSBC") and HSBC Invoice Finance (UK) Limited ("HIF") remain uncertain. However it is likely that they will both suffer shortfalls in relation to their lending to the Company.

The extent of the shortfall remains uncertain.

Preferential creditors

Preferential claims of employees for arrears of wages, salary and holiday pay were estimated at £471,940 on the directors' statement of affairs. It would appear unlikely that there will be sufficient funds available to pay a dividend to this class of creditor, but this will be dependent on the outcome of the antecedent transactions claim.

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Details of how the prescribed part for unsecured creditors is calculated were provided in our statement of proposals and in previous progress reports.

As detailed in our statement of proposals, HIF has a floating charge registered after 15 September 2003, which would be subject to a prescribed part. However, HSBC has a floating charge registered prior to 15 September 2003 and it would therefore receive any distribution of floating charge funds in priority to HIF. Consequently, to the best of our knowledge and belief, there will be no net property as defined by Section 176A(6) of the Act and, therefore, no prescribed part of net property will be made available for distribution to the unsecured creditors.

Unsecured creditors

Based upon realisations to date and estimated future realisations there will be insufficient funds available to enable a dividend to be paid to the unsecured creditors.

Effect of administration on limitation periods under the Limitation Act 1980

As we have previously confirmed, the Limitation Act 1980 continues to apply to all debts due from the Company. Case law indicates that where a company is in administration, time does not stop running for limitation purposes pursuant to the Limitation Act 1980. If you have any concerns in relation to your claim against the Company becoming time-barred during the course of the administration, we strongly recommend that you seek independent legal advice on the options available to you to prevent this.

REMUNERATION & DISBURSEMENTS

Our remuneration has been fixed by reference to the time properly given by us (as administrators) and the various grades of our staff calculated at the prevailing hourly charge out rates of Begbies Traynor (Central) LLP in attending to matters arising in the administration.

We are also authorised to draw disbursements, including disbursements for services provided by our firm (defined as category 2 disbursements in Statement of Insolvency Practice 9), in accordance with our firm's policy, details of which accompanied the Statement of proposals for achieving the purpose of administration and which are attached at Appendix 2 of this report.

Our time costs for the period from 19 September 2018 to 18 March 2019 amount to £12,424.00 which represents 44.4 hours at an average rate of £279.82 per hour. Further information in relation to our time costs is set out at Appendix 2 and provides details of the work undertaken by us and our staff following our appointment only.

To 18 March 2019, we have drawn the total sum of £55,000 on account of our remuneration, against total time costs of £333,284.50 incurred since the date of our appointment.

Time Costs Analysis

In addition to the time costs information disclosed at Appendix 2 for the period of this report, a cumulative Time Costs Analysis for the period from 4 May 2012 to 18 March 2019 is also attached at Appendix 2.

Disbursements

To 18 March 2019, we have also drawn disbursements in the sum of £13,499.54

Category 2 Disbursements

Category 2 disbursements of £411.30 have been drawn since the necessary approval was obtained and relate to mileage.

A copy of 'A Creditors Guide to Administrators' Fees (E&W) 2011' which provides guidance on creditors' rights on how to approve and monitor an Administrator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides Alternatively, if you require a hard copy of the Guide, please contact my office and I will arrange to send you a copy.

ADMINISTRATORS' EXPENSES

A statement of the expenses incurred during the period of this progress report is attached at Appendix 3. A cumulative statement of expenses also appears at Appendix 3 which details the expenses incurred since the date of our appointment.

8. ASSETS THAT REMAIN TO BE REALISED AND WORK THAT REMAINS TO BE DONE

What work remains to be done, why is this necessary and what financial benefit (if any) will it provide to creditors?

As detailed above, the only anticipated future realisations are in respect of the antecedent transactions that we are pursuing.

Case administration and planning

It remains necessary to undertake general file housekeeping, bank account maintenance and case reviews.

Compliance

Progress reports are required to be prepared on a 6 monthly basis in addition to a final report following completion of all matters relating to the Administration.

Investigations / realisation of assets

We continue to pursue the antecedent transactions referred to above.

Dealing with all creditors' claims (including employees), correspondence and distributions

Should funds be available for preferential creditors, these claims will need to be adjudicated before payment can be made.

Tax Matters

VAT and Corporation Tax returns will be completed as required and upon finalisation of the Administration, clearance will be sought from HMRC.

How much will this further work cost?

Due to the nature of the on-going work being undertaken and the timescale involved, it is difficult to estimate the level of future costs in this matter. We would estimate, therefore, that future costs may be in the region of £15-20.000.

Expenses

Details of the expenses that we expect to incur in connection with the work that remains to be done referred to above are as follows:

Postage

Legal Costs

tbc - this will depend on the success or otherwise of the legal claim

Storage

circa £1200

Bank Charges circa £200

OTHER RELEVANT INFORMATION 9.

Report on Directors conduct

As detailed in our statement of proposals, we have a duty to submit a report to the Department for Business, Energy and Industrial Strategy on the conduct of the directors. We have complied with our duties in this respect.

Extension of administration

The administration has been extended by order of the court until 3 November 2020.

Use of personal information

Please note that in the course of discharging our statutory duties as Joint Administrators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at https://www.begbies-traynorgroup.com/privacy-notice If you require a hard copy of the information, please do not hesitate to contact us.

10. CREDITORS' RIGHTS

Right to request further information

Pursuant to Rule 18.9 of the Rules, 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, including that creditor (or an unsecured creditor with less than 5% in value of the unsecured creditors, but with the permission of the court) may request in writing that we provide further information about our remuneration or expenses (other than pre-administration costs) which have been incurred during the period of this progress report.

Right to make an application to court

Pursuant to Rule 18.34 of the Rules, any secured creditor or an unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor (or any unsecured creditors with less than 10% in value of the unsecured creditors, but with the permission of the court) may, within 8 weeks of receipt of this progress report, make an application to court on the grounds that the remuneration charged or the

expenses incurred during the period of this progress report are excessive or, the basis fixed for our remuneration is inappropriate.

11. CONCLUSION

We will report again in approximately six months time or at the conclusion of the administration, whichever is the sooner.

J J Beard

Joint Administrator

Dated: 27 March 2019

ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 19 September 2018 to 18 March 2019

	Statement	From 04/05/2012	From 19/09/2018	Tota
Assets Specifically Pledged	of Affairs	To 18/09/2018	To 18/03/2019	
	(£)	(£)	(£)	(£
RECEIPTS				
Book Debts Subject to Invoice Finance	250,000.00	317,709.19		317,709.1
Bank Interest (Gross)		22.97		22.9
		317,732.16	0.00	317,732.1
PAYMENTS				
Office Holders Fees		55,500.00		55,500.0
gents costs / other disbursements		7,238.90		7,238.9
QS/Debt Collection Expenses		68,350.53		68,350.5
egal fees	•	8,968.20		8,968.2
CIS - Irrecoverable		5,865.70		5,865.7
Storage Charges		3,587.86		3,587.8
		149,511.19	0.00	149,511.1
DISTRIBUTION				
Fixed Charge Holder - HSBC Invoice Finan	ce	151,866.59		151,866.5
Balance		16,354.38	0.00	16,354.3
Assets Not Specifically Pledged				
Office Furniture & Equipment		300.00		300.00
tock	10,000.00	18,000.00		18,000.00
ontract Novations	10,000.00	35,000.00		35,000.0
ash at Bank		30.57		30.5
ank Interest (Gross)		190.63	18.68	209.3
undry Refunds		86.04	69.18	155.22
		53,607.24	87.86	53,695.10
AYMENTS				
dministrators' Disbursements		2,864.71	220.19	3,084.90
ther Professional Fees		625.00		625.00
gents fees & expenses		5,250.00		5,250.00
ank Charges		836.93	71.37	908.30
ordereau Fee		30.00		30.00
torage Charges		3,587.87		3,587.87
surance		2,834.97		2,834.97
orporation Tax		11.60		11.60
egal Fees		22,475.38	8,000.00	30,475.38
tatutory Advertising		76.50		76.50
AT			1,644.04	1,644.04
		38,592.96	9,935.60	48,528.56
alance		15,014.28	(9,847.74)	5,166.54

TIME COSTS INFORMATION

- a. Begbies Traynor (Central) LLP's charging policy;
- b. Time Costs Analysis for the period from 19 September 2018 to 18 March 2019; and
- c. Cumulative Time Costs Analysis for the period from 4 May 2012 to 18 March 2019.

BEGBIES TRAYNOR CHARGING POLICY

INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance¹ requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. Best practice guidance² indicates that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual's hourly rate in force at that time which is detailed below.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories:

- Category 1 disbursements (approval not required) specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- □ Category 2 disbursements (approval required) items of expenditure that are directly related to the case which include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party.
 - (A) The following items of expenditure are charged to the case (subject to approval):
 - Internal meeting room usage for the purpose of physical meetings of creditors is charged at the rate of £100 (London £150) per meeting;
 - Car mileage is charged at the rate of 45 pence per mile;
 - (B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a Category 1 disbursement:
 - Telephone and facsimile
 - · Printing and photocopying
 - Stationery

² Ibid 1

¹ Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales



From 19/09/2018 to 18/03/2019

CASE NAME:

OFFICE HOLDER:

FIRM:

ADDRESS:

TELEPHONE:

TYPE OF APPOINTMENT: DATE OF APPOINTMENT:

Access Flooring Services (UK) Limited

J J Beard & J Waiters

Begbies Traynor

2/3 Pavilion Buildings, Brighton, East Sussex BN1 1EE

01273 322960 Administration

4 May 2012

			ours		<u></u>		
Classification of work function	Partner	Senior Manager	Manager	Assistants & Support Staff	Total Hours	Time Cost (£)	Average hourly rate (£)
Administration and planning	4.4	5.9	5.6	3.8	19.7	5,469.00	277.61
Investigations		0.7	2.7	:	3.4	932.50	274.26
Realisation of assets	6.1	0.4			6.5	2,533.50	389.77
Compliance	:	3.0	5.8	4.1	12.9	2,918.00	226.20
Creditors		0.7	0.4	9	1.1	323.00	293.64
Tax Matters		0.8	1 1 1 1 1		0.8	248.00	310.00
Total Hours	10.5	11.5	14.5	7.9	44.4	-	-
Total Time Costs (£)	4,147.50	3,565.00	3,842.50	869.00	-	12,424.00	279.82

	1 May 2011 until further notice	
		Time spent by support staff such as secretarial, administrative
Partner	395	and cashiering satff is charged directly to cases. It is not carried
Senior Manager	310	as an overhead.
Manager	265	
Administrator	135	Time is recorded in 6 minute units.
Junior Administrator	110	
Cashier	110	
Secretarial	110	



From 04/05/2012 to 18/03/2019

CASE NAME:

OFFICE HOLDER:

FIRM:

ADDRESS: TELEPHONE:

TYPE OF APPOINTMENT: DATE OF APPOINTMENT:

Access Flooring Services (UK) Limited

J J Beard & J Walters Begbies Traynor

2/3 Pavilion Buildings, Brighton, East Sussex BN1 1EE

01273 322960 Administration 4 May 2012

DAILOIA	F F O II V I I WIE I		4 may 20	14					
		H	ours				[,	
Classification of work function	Partner	Senior Manager	Manager	Other Senior Professionals	Administrator	Assistants & Support Staff	Total Hours	Time Cost	Average hourly rate (£)
Administration and planning	161.5	5.9	16.7	1.8	181.4	15.5	382.8	96,610.00	252.38
Investigations	7.2	0.7	59.9	0.0	92.2	0.0	160.0	31,381.50	196.13
Realisation of assets	216.1	0.4	8.8	0.0	251.3	0.0	476.6	121,741.00	255.44
Compliance	4.0	3.0	19.1	0.0	179.4	23.2	228.7	34,342.50	150.16
Creditors	93.0	0.7	1.1	0.0	43.9	1.0	139.7	43,280.00	309.81
Tax Matters	0.0	0.8	3.3	0.0	30.8	5.9	40.8	5,929.50	145.33
Total Hours	481.8	11.5	108.9	1.8	779.0	45.6	1,428.6	-	•
Total Time Costs (£)	190,311.00	3,565.00	28,858.50	369.00	105,165.00	5,016.00	-	333,284.50	233.29

	1 May 2011 until further	
	notice	
		Time spent by support staff such as secretarial, administrative
Partner	395	and cashiering satff is charged directly to cases. It is not carried
Senior Manager	310	as an overhead.
Manager	265	
Assistant Manager	205	Time is recorded in 6 minute units.
Administrator	135	
Junior Administrator	110	
Cashier	110	
Secretarial	110	

STATEMENT OF ADMINISTRATORS' EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred	Amount discharged	Balance (to be discharged)	
		£	£	£	
Expenses incurred w	ith entities not within the Beg	gbies Traynor Gr	oup		
Bank charges	HSBC Bank plc	71.37	71.37	Ongoing	
Legal fees	Addleshaw Goddard	10,000.00	8,000.00	Ongoing	
Postage	Neopost	131.23	131.23	Ongoing	
Storage	rage Restore		Nil	Ongoing	

CUMULATIVE STATEMENT OF EXPENSES

Name of party with whom expense incurred	Amount incurred £
Ridett / RPA	68,350.53
Addleshaw Goddard	39,443.58
Edward Symmons / RPA	12,488.90
Neopost / Royal Mail	2,995.94
Courts Advertising	76.50
Restore	7,562.13
AUA Insolvency Risk Services	30.00
AUA Insolvency Risk Services	2,834.97
HSBC Bank plc	908.30
Pelstar Computing	125.00
Various	500.00
	Ridett / RPA Addleshaw Goddard Edward Symmons / RPA Neopost / Royal Mail Courts Advertising Restore AUA Insolvency Risk Services HSBC Bank plc Pelstar Computing