The Insolvency Act 1986

### Administrator's progress report

Name of Company

AL Realisations Limited

Company number

03576867

In the

High Court of Justice, Chancery Division, Birmingham District Registry

(full name of court)

Court case number 8132 of 2012

(a) Insert full name(s) and address(es) of administrator(s) I (a) Helen Dale Grant Thornton UK LLP 30 Finsbury Square

London EC2P 2YU

administrator of the above company attach a progress report for the period

(b) Insert date

(b) 22 January 2016

10

(b) 13 July 2016

Signed

From

Administrator

Dated

9/ A46/16

### **Contact Details**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form

The contact information that you give will be visible to searchers of the public record

Helen Dale

Grant Thornton UK LLP 30 Finsbury Square

London

EC2P 2YU

DX Number

020 7184 4300 DX Exchange



A28

\*A5D9Z0WR\* 13/08/2016 # COMPANIES HOUSE

#332

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Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff



Our Ref HJD/ZLC/KLM/TXA/A00609/

To the creditors

Recovery and Reorganisation

Grant Thornton UK LLP 4 Hardman Square Spinningfields Manchester M3 3EB

T +44 (0)161 953 6900 F +44 (0)161 953 6317 grantthornton co uk

9 August 2016

Dear Sus

### AL Realisations Limited - In Administration High Court of Justice, Chancery Division, Birmingham District Registry No 8132 of 2012

### 1 Introduction

- 1 1 I now report on the progress of the administration to 18 July 2016 and attach
  - Appendix A, Form 2 24B, together with an account of my receipts and payments for the period from 22 January 2016 to 18 July 2016 and also for the whole administration to date
  - Appendix B, a statement of the remuneration charged by the administrator in the period 22 January 2016 to 18 July 2016 and a statement of expenses incurred in the period
  - Appendix C, an analysis of my time costs as required by Statement of Insolvency Practice 9
  - Appendix D, an extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator (Rule 2 48A)
  - Appendix E, an extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the administrator's remuneration or expenses, if excessive (Rule 2 109)
- As previously reported, David Bennett was appointed as administrator of the company on 6 March 2012 and has subsequently left the firm David Riley was appointed by Order of the Court to act as sole administrator. David Riley has also since left the firm and was formally removed from this case on 28 April 2015 by Order of the Court. I was appointed as sole administrator on the same day.
- 1 3 I am authorised by the Insolvency Practitioners Association to act as an insolvency practitioner

### 2 Statutory information

21 The company's statutory details are as follows

Registered number

03576867

Registered office

Grant Thornton UK LLP 4 Hardman Square Spinningfields Manchester M3 3EB

## 3 Progress report

#### **Assets**

- 3 1 As previously reported, the business and assets of the company were sold upon appointment to Advance (International) Limited (the Purchaser)
- 3 2 A sale of the Bridge Farm property to the Purchaser was subsequently completed on 15 August 2012
- 3 3 All funds realised in respect of the sale of the business and assets and the Bridge Farm property are shown in my receipts and payments account at Appendix A

### **Commerce Street**

- 3 4 The company's only remaining asset is its interest in the freehold property at Units 1, 2 and 3, the boiler house and the land to the north thereof at 73/76 Commerce Street, Melbourne, Derbyshire (the Commerce Street Property) which is subject to a mortgage held by Loughborough Building Society (LBS)
- 3 5 A third party owns land lying to the northwest of the Commerce Street Property GVA Grimley Limited (GVA), upon approval from LBS, was appointed to act as agents to market the Commerce Street Property for sale together with the third party land in order to maximise any realisations
- 3 6 As previously reported the location of the telecommunications mast situated on the Commerce Street property has caused complications with the sale process. I have been in continuous dialogue with LBS and in correspondence with the mast owner trying to resolve the planning issues and moving the mast in order to progress a sale.
- 3 7 I am currently in discussions with an interested party and LBS with a view to ultimately achieving a sale, subject to the relocation of the mast

### Mast rental

3.8 The telecommunications mast generates rental income of £8,000 per annum Rental income received to date totals £36,970

### Liabilities

### Secured creditors

- 3.9 As previously reported, there are three secured creditors, summarised as follows
  - Natwest Bank plc (RBS), which provided a mortgage for Bridge Farm as well as an
    overdraft facility. At the date of my appointment the balance outstanding was £596,630.
     Distributions totalling £552,284 have been paid to date.
  - RBS Invoice Finance Limited (RBSIF), which provided a Confidential Invoice Discounting facility and was assigned the company's book debts. At the date of appointment, the balance outstanding was £312,737 which has been repaid in full
  - LBS, which provided a mortgage for Units 1, 2 and 3, the boiler house and the land to the
    north thereof at 73/76 Commerce Street, Melbourne, Derbyshire (the Commerce Street
    Property) At the date of my appointment LBS had an outstanding balance of £531,003
    To date payments totalling £62,237 have been made in respect of the accruing interest on
    the property

### Preferential creditors

3 10 There are no preferential creditors in this matter

#### **Unsecured creditors**

3 11 There will be insufficient funds to enable a distribution to this class of creditor

### 4 Extension of the administration

- 4.1 On 17 August 2015 the Court ordered that the administrator's term of office as administrator be extended for a period of 12 months giving a revised date for the automatic termination of the administration of 5 September 2016
- 4.2 In accordance with paragraph 76(2)(a) of Schedule B1 to the Insolvency Act 1986, I am seeking a further extension of 12 months from the Court in order to allow further time to complete a sale of the Commerce Street Property and settle all associated costs

### 5 Administrator's remuneration and expenses

- The secured creditors resolved that I draw my remuneration by reference to my time costs
- You will note from the SIP 9 table attached at Appendix C that my time costs to date are £231,282 and from the receipts and payments account attached at Appendix A that I have drawn £55,194. I have also drawn £9,306 in relation to pre-appointment fees. Time costs incurred in the period of £10,687 but not drawn as remuneration to date are disclosed in Appendix B. In addition I have incurred but not yet drawn expenses of £275 and have further expenses to take in due course as set out in Appendix B.
- The majority of time spent during the period relates to the on-going issues surrounding a potential sale of the Commerce Street property and correspondence with various parties

5 4 Background information regarding the fees of administrators can be found at https://www.r3.org.uk/media/documents/publications/professional/Guide\_to\_Administrat ors\_Fees\_Nov2011 pdf Alternatively, we will supply this information by post on request. Time is charged in 6 minute units

### 6 Other expenses incurred by the administrator

- 6.1 In the period JLT Specialty has been paid £1,420 in relation to the ongoing insurance of the company
- 62 Security costs of £2,018 have been paid to GMS Property Support Services Limited

#### 7 Contact

7 1 Should you require any further information, please contact Heather Thomson on 0161 214 6369.

Yours faithfully for and on behalf of AL Realisations Limited

Helen Dale Administrator

The affairs, business and property of AL Realisations Limited are being managed by Helen Dale, appointed as administrator

## AL Realisations Limited - in administration Summary of receipts and payments from 6 March 2012 to 18 July 2016

	Statement of Affairs	From 06/03/2012 to 21/01/2016	From 22/01/2016 to 18/07/2016	Total
	£	£	£	£
Receipts				
Freehold Land & Property		421,463 02	0 00	421,463 02
Goodwill		155,000 00	0 00	155,000 00
Book Debts		312,736 64	0 00	312,736 64
Bank Interest		245 00	0 00	245 00
Mast rental		28,969 90	8,000 00	36,969 90
Equipment		25,000 00	0 00	25,000 00
Vehicles		4,998 00	0 00	4,998 00
Stock		45,000 00	0 00	45,000 00
Assigned Loans		10,000 00	0 00	10,000 00
Customer List		1 00	0 00	1 00
Bank/ISA InterestGross		193 94	0 00	193 94
Licence Fee		82,337 90	0 00	82,337 90
Benefit of the contracts		1 00	0 00	1 00
Misc Refunds		1,736 60	0 00	1,736 60
Rates		1,314 81	0 00	1,314 81
HMRC - VAT received/paid		18,828 49	0 00	18,828 49
HMRC - Fixed VAT received/paid		2,310 36	0 00	2,310 36
		1,110,136.66	8,000.00	1,118,136.66
Payments				
Heat & Light		385 02	(356 30)	28 72
Administrators Fees		16,100 00	0 00	16,100 00
Professional Fees		530 00	0 00	530 00
Legal Fees		3,564 50	0 00	3,564 50
Agents/Valuers Fees		11,102 88	0 00	11,102 88
Other Property Expenses		3,294 70	2,017 66	5,312 36
Insurance		29,599 06	1,419 66	31,018 72
VAT Irrecoverable		3,708 87	218 98	3,927 85
Bank Charges		40 00	0 00	40 00
RBS		552,284 00	0 00	552,284 00
RBSIF		312,736 64	0 00	312,736 64
Loughborough Building Society		62,236 88	0 00	62,236 88
Administrators Fees		39,094 00	0 00	39,094 00
Administrators Expenses		60 75	0 00	60 75
Pre-administration fees		9,306 00	0 00	9,306 00

## AL Realisations Limited - in administration Summary of receipts and payments from 6 March 2012 to 18 July 2016

Statement	From 06/03/2012 to	From 22/01/2016 to	
of Affairs	21/01/2016	18/07/2016	Total
£	£	£	£
Agents/Valuers Fees (1)	2,622 00	0 00	2,622 00
Legal Fees (1)	18,494 12	0 00	18,494 12
Professional Fees	1,000 00	0 00	1,000 00
Corporation Tax	3,956 56	0 00	3,956 56
Storage Costs	94 11	0 00	94 11
Statutory Advertising	76 50	0 00	76 50
Bank Charges	20 00	0 00	20 00
Vat on Purchases	18,828 49	3 35	18,831 84
Fixed Ch VAT on Purchases	2,310 36	106 19	2,416 55
	1,091,445.44	3,409.54	1,094,854.98
Net Receipts/(Payments)	18,691.22	4,590.46	23,281.68
Made up as follows			
Fixed Current Account NIB 22/10/2013	5,169 91	4,804 80	9,974 71
Floating Current Account NIB 22/10/2013	13,521 31	(214 34)	13,306 97
	18,691 22	4,590.46	23,281.68

# B Remuneration charged and expenses incurred by the administrator in the period

	Charged/incurred in period 22/01/2016 to 18/07/2016	Cumulative charged/incurred to 18/07/2016	Of which paid to 18/07/2016
	£	£	£
Pre-appointment fees	0	9,306	9,306
Administrator's fees			
Time costs	10,687	231,210	55,194
Expenses	0	275	61
Professional fees	1		
Horton & Moss	0	530	530
Ashgate Corporate Services	0	1,000	1,000
Legal fees	<b>5</b>    -  -		
Squire Sanders (UK) LLP	0	22,059	22,059
Agents/valuers			
GVA Grimley Limited	0	11,103	11,103
Insurance	1 }		
JLT	1,420	31,019	31,019
Marketing costs Commerce Street Property Haselour House Media Limited	0	1,329	1,329

### C SIP 9 information

### Introduction

The following information is provided in connection with the administrator's remuneration and disbursements in accordance with SIP 9

Explanation of G1ant Thornton UK LLP charging and disbursement recovery policies

### **Time costs**

All partners and staff are charged out at hourly rates appropriate to their grade, as shown on the attached schedule. Details of the hourly charge-out rates are made available to creditors or committees at the time of fixing the basis of our fees. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it

	From	From	From
	01/07/12	01/07/13	01/07/14
			to date
	£	£	£
Partners up to	580	600	740
Managers up to	440	455	470
Administrators up to	310	320	345
Assistants and support staff up to	210	220	230

### **Disbursements**

Out of pocket expenses are charged at cost and mileage is charged at standard rates. VAT is added to disbursement charges as necessary

Advance Lighting Limited - in Administration - A30200609 - SIP 9 TIME COST ANALYSIS

Transaction period All transactions

07 70	24,743 00	Hrs 69 40
		26,284 75
		1,637 00
		3,641 00
		38,835 50
55 15	·	13,296 50
308 67		108,437.75

Total fees billed to date (Time) : £ 55,194

Advance Lighting Limited - in Administration - A30200609 - SIP 9 TIME COST ANALYSIS

Transaction period 22/01/2016 to 18/07/2016

	Par	Partner		Manager		1	Executive	I	Admi	Administrator			Total	
	E I	w	£	i i		£ ±	   64		<u> </u>	લ		1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	ယ်	Avg Hrly Rate
Administration and Planning (incl statutory reporting)			8	1,320 00		663	1,777 50	-	11 65	1,611 50		22.28	4,709.00	211.36
Chargeholders (incl bank reporting)					l	575	1,667 50				<u> </u>	676	1,667 60	280 00
Corporation Tax			1 00	365 00							L	100	365 00	365 00
Histus period												80		
Investigations and reports on directors		!				-						00		
Legal												00.		_
PAYE and VAT			25	82 50		90	145 00		30	24 00		1.05	251 50	239 62
Pensions			30	156 00	<u></u>							OE.	156 00	920 00
Preferential creditors			} <del></del>									Q	_	
Realisation of Assets Debtors									-			00.		
Realisation of Assets Other assets						;						00'	. — <b>- — —</b>	
Reallsation of Assets Property plant vehicles etc (incl HP lessing and third party)			3 50	1,380 00		7 00	2,030 00		1 00	128 00		11 60	3,538 00	307.66
Realisation of Assets Stock and WIP (Incl ROT)											<u>.                                    </u>	00:		
Sale of business												00		' '
Trading												00		
Unsecured												00		
Total			90 6	3,303.60		19.88	6,620.00	<b>#</b>	12 96	1,763.60		41.88	10,687 00	255 18

Total fees billed to date (Time) : £ 55,194

### AL Realisations Limited - In Administration

### Costs incurred in the period 22 January 2016 to 18 July 2016

	Incu	rred to da	te
	Av Hrly		
TASKS	Rate	Hrs	£
STATUTORY AND ADMINISTRATIVE TASKS	211	22	4,709
File reviews			
Bank account administration (treasury)			
Maintenance of records			
Reports to creditors			
REALISATION OF ASSETS	308	12	3,538
Correspondence with insurers			
Correspondence with the bank	(		
Correspondence with the agents			
CREDITORS	290	6	1,668
Correspondence with secured creditor			
TAXATION	301	2	617
Tax compliance			
VAI compliance			
Pensions	520	0.30	156
Standard pension compliance			
Total costs	255	42	10,687

# D An extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator

### Rule 2 48A

- (1) If
  - (a) within 21 days of receipt of a progress report under Rule 2 47 -
    - (1) a secured creditor, or
    - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
  - (b) with the permission of the court upon an application made within that period of 21 days, any unsecured creditor makes a request in writing to the administrator for further information about remuneration or expenses (other than pre-administration costs) set out in a statement required by Rule 2 47(1)(db) or (dc), the administrator must, within 14 days of receipt of the request, comply with paragraph (2)
- (2) The administrator complies with this paragraph by either -
  - (a) providing all of the information asked for, or
  - (b) so far as the administrator considers that
    - (i) the time or cost of preparation of the information would be excessive, or
    - (ii) disclosure of the information would be prejudicial to the conduct of the administration or might reasonably be expected to lead to violence against any person, or
    - (iii) the administrator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information

- (3) Any creditor, who need not be the same as the creditor who requested further information under paragraph (1), may apply to the court within 21 days of -
  - (a) the giving by the administrator of reasons for not providing all of the information asked for, or
  - (b) the expiry of the 14 days provided for in paragraph (1), and the court may make such order as it thinks just
- (4) Without prejudice to the generality of paragraph (3), the order of the court under that paragraph may extend the period of 8 weeks provided for in Rule 2 109(1B) by such further period as the court thinks just

# E An extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the administrator's remuneration or expenses if excessive

### Rule 2 109

- (1) 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 the court for one or more of the orders in paragraph (4)
- (1A) Application may be made on the grounds that -
  - (a) the remuneration charged by the administrator,
  - (b) the basis fixed for the administrator's remuneration under Rule 2 106, or
  - (c) expenses incurred by the administrator, is or are, in all the circumstances, excessive or, in the case of an application under subparagraph (b), inappropriate
- (1B) The application must, subject to any order of the court under Rule 2 48A(4), be made no later than 8 weeks after receipt by the applicant of the progress report which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- (2) The court may, if it thinks that no cause is shown for a reduction, dismiss it without a hearing but it shall not do so without giving the applicant at least 5 business days' notice, upon receipt of which the applicant may require the court to list the application for a without notice hearing. If the application is not dismissed, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly.
- (3) The applicant shall, at least 14 days before the hearing, send to the administrator a notice stating the venue and accompanied by a copy of the application, and of any evidence which the applicant intends to adduce in support of it
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders -
  - (a) an order reducing the amount of remuneration which the administrator was entitled to charge
  - (b) an order fixing the basis of remuneration at a reduced rate or amount
  - (c) an order changing the basis of remuneration
  - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the administration
  - (e) an order that the administrator of the administrator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify

and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report

(5) Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable as an expense of the administration

# The Insolvency Act 1986 **Administrator's progress report**

	Name of Company		۱ ۲	Company number	
	AL Realisations Limited	i		03576867	
	In the High Court of Justice, C Birmingham District Re	Chancery Division, gistry (full name of court)		Court case number 8132 of 2012	
(a) Insert full name(s) and address(es) of administrator(s)	I (a) Helen Dale Grant Thornton UK LLF 30 Finsbury Square London EC2P 2YU				
	administrator of the abo	ove company attach a prog	gress	report for the period	
	From		Τ <u>ο</u>		
(b) Insert date	(b) 22 January 2016		Į,	b) 13 July 2016	
	Signed	Administrator			
	Dated	of Aug 16			
	( <u> </u>	<del></del>			

The Insolvency Act 1986

High Court of Justice, Chancery Division,

2.31B

### Notice of extension of period of administration

(full name of court)

Name of Company

AL Realisations Limited

Company number

03576867

In the

Court case number

8132 of 2012

(a) Insert full name(s) and address(es) of administrator(s) I (a) Helen Dale Grant Thornton UK LLP 30 Finsbury Square London

EC2P 2YU

Birmingham District Registry

(b) Insert name and address of registered office of company having been appointed administrator(s) of (b) AL Realisations Limited c/o Grant Thornton UK LLP, 4 Hardman Square Spinningfields Manchester M3 3EB ('the company')

(c) Insert date of appointment (d) Insert name of appointor/applicant on (c) 6 March, 2012

by (d) High Court of Justice, Chancery Division, Birmingham District Registry

hereby give notice that the administration has been extended

(e) Insert date

by order of the court until (e) 5 September 2017

Signed

Dated

Administrator

### **Contact Details:**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form

The contact information that you give will be visible to searchers of the public record

Helen Dale

Grant Thornton UK LLP 30 Finsbury Square London

EC2P 2YU

DX Number

020 7184 4300 DX Exchange

Companies House receipt date barcode

When you have completed and signed this form, please send it to the Registrar of Companies at -

Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff