

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number	0	3	9	4	8	7	4	2
Company name in full	Marston Hotels Holdings Limited							

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s)	Anthony
Surname	Hyams

3 Liquidator's address

Building name/number	Allan House
Street	10 John Princes Street
Post town	London
County/Region	
Postcode	W 1 G 0 A H
Country	

4 Liquidator's name ①

Full forename(s)	
Surname	

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number	
Street	
Post town	
County/Region	
Postcode	
Country	

② Other liquidator

Use this section to tell us about
another liquidator.

LIQ03

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6

Period of progress report

From date

^d2^d7^m0^m9^y2^y0^y2^y2

To date

^d2^d6^m0^m9^y2^y0^y2^y3

7

Progress report

☒ The progress report is attached

8

Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d2^d0^m1^m1^y2^y0^y2^y3

**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

Sabrina Frappalo

Company name

Insolve Plus Ltd

Address

Allan House

10 John Princes Street

Post town

London

County/Region

Postcode

W 1 G 0 A H

Country

DX

Telephone

020 7495 2348

**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

Our ref: AHH/M073T/3.1

20 November 2023

LIQUIDATOR'S PROGRESS REPORT TO MEMBERS

FOR THE PERIOD ENDING 26 SEPTEMBER 2023

Marston Hotels Holdings Limited ("the Company") – In Members' Voluntary Liquidation

1. Introduction

Following my appointment as Liquidator of the Company on 27 September 2018 and in accordance with Section 92A of the Insolvency Act 1986 and all associated provisions of the Insolvency (England & Wales) Rules 2016, I hereby report on the progress of the Liquidation following the fifth anniversary of my appointment.

2. Statutory Information

Company name:	Marston Hotels Holdings Limited
Registration number:	03948742
Principal Trading Address:	Wellington House Cliffe Park Bruntcliffe Road, Morley, Leeds, West Yorkshire, LS27 0RY
Registered Office:	4th Floor Allan House, 10 John Princes Street, London, W1G 0AH
Principal trading activity:	Activities of Head Offices
Liquidator's name:	Anthony Hyams
Liquidator's address:	Allan House, 10 John Princes Street, London, W1G 0AH
Liquidator's contact details:	ispadmin@insolveplus.com and 020 7495 2348.
Date of appointment:	27 September 2018

3. Liquidator's actions for the period 27 September 2022 to 26 September 2023

Following the fourth anniversary of my appointment, I issued my annual report on 25 October 2022.

I am awaiting confirmation from HM Revenue & Customs ("HMRC") that the Company has been deregistered from the VAT group and once confirmation is received, I will be in a position to take steps to close my files.

4. Liquidator's Receipts & Payments Account

Attached to this report is a full account of receipts and payments for the period from 27 September 2022 to the fifth anniversary of my appointment, being 26 September 2023 upon which I specifically comment as follows.

Members will note that as the Company is registered for VAT, any transactions will be shown exclusive of VAT where applicable.

4.1 Receipts

There are no receipts in this reporting period.

4.2 Assets Remaining to be Realised

I am not aware of any assets remaining to be realised.

4.3 Payments

No payments have been made during the period covered by this report.

5. Liabilities

5.1 Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

5.2 Preferential Creditors

The Declaration of Solvency did not anticipate any preferential creditors and I can confirm that no claims have been received.

5.3 Crown Creditors

The Declaration of Solvency did not include any amount owed to HMRC and no claims have been received.

5.4 Unsecured Creditors

The Declaration of Solvency did not include any non-preferential unsecured creditors and I can confirm that no claims have been received.

6. Distribution to Members

No distributions have been made to the Members during the period covered by this report.

7. Pre-Appointment Fees

I can confirm that no fees were charged in respect of any pre-appointment work carried out by Insolve Plus Ltd.

8. Liquidator's Post Appointment Fees

A resolution was passed at the General Meeting of Members held on 27 September 2018 whereby my remuneration be charged on a fixed fee basis of £1,500 plus disbursements plus VAT. The sum of £1,500 plus disbursements plus VAT was paid in full by Delta Norton Park Holdings Limited in respect of this post-appointment fee

In addition, in the event that the Liquidation continues for longer than 12 months, I was authorised to charge a fixed fee of £1,000 plus VAT per annum. It was also resolved that in the event that the Liquidator is required to complete any tasks in addition to those listed in the engagement letter, the time spent on those matters will be charged on a time costs basis at the discretion of the Liquidator. I have not yet charged any additional fees in this matter.

A Members' Guide to Fees, which provides guidance as to how an insolvency practitioner's remuneration is authorised, may be obtained from the Insolve Plus Ltd website via the following link, www.insolveplus.com/faq. Alternatively, you may telephone this office requesting a copy of the said document, whereupon one will be sent to you free of charge.

9. Liquidator's Expenses

Expenses are any payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also includes disbursements. Disbursements are payments which are first met by the office holder and then reimbursed to the office holder from the estate. Expenses are split into:

- category 1 expenses, which are payments to persons providing the service to which the expense relates who are not an associate of the office holder; and
- category 2 expenses, which are payments to associates or which have an element of shared costs. Before being paid category 2 expenses require approval in the same manner as an office holder's remuneration.

I have not incurred or paid any category 1 or 2 expenses in the period covered by this report.

10. Further Information

A Member may, with the permission of the court or with at least 5% of the total voting rights of all the Members having the right to vote at general meetings of the Company request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report.

A Member may, with the permission of the court or with at least 10% of the total voting rights of all the Members having the right to vote at general meetings of the Company, apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report.

The Liquidation will remain open until the Company has been deregistered from its VAT Group. I estimate that this will take approximately 3 months and once resolved the Liquidation will be finalised and my files will be closed.

If members have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Catherine Smith on 020 7495 2348, or by email at ispadmin@insolveplus.com.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Anthony Hyams', with a long horizontal stroke extending to the right.

Anthony Hyams FCCA
Liquidator

Rule 18.9 – Creditors’ and members’ requests for further information in administration, winding up and bankruptcy

18.9.—(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—

- (a) a secured creditor;
- (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
- (c) members of the company in a members’ voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
- (d) any unsecured creditor with the permission of the court; or
- (e) any member of the company in a members’ voluntary winding up with the permission of the court.

(2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.

(3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—

- (a) providing all of the information requested;
- (b) providing some of the information requested; or
- (c) declining to provide the information requested.

(4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—

- (a) the time or cost of preparation of the information would be excessive; or
- (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
- (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
- (d) the office-holder is subject to an obligation of confidentiality in relation to the information.

(5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.

(6) A creditor, and a member of the company in a members’ voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—

- (a) the office-holder giving reasons for not providing all of the information requested; or
- (b) the expiry of the 14 days within which an office-holder must respond to a request.

(7) The court may make such order as it thinks just on an application under paragraph (6).

Rule 18.34 – Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive

18.34.—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
- (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
- (c) the expenses incurred by the office-holder are in all the circumstances excessive.

(2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—

- (a) a secured creditor,
- (b) an unsecured creditor with either—
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
- (c) in a members' voluntary winding up—
 - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
 - (ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

Marston Hotels Holdings Limited

In Liquidation

Liquidator's Summary of Receipts and Payments (Accruals Basis)

Declaration of Solvency £	From 27 September 2022	From 27 September 2018
	To 26 September 2023	To 26 September 2023
	£	£
ASSET REALISATIONS		
Tax Refund	0.00	100.00
	0.00	100.00
COST OF REALISATIONS		
Office Holders Fees	0.00	83.33
VAT Irrecoverable	0.00	16.67
	0.00	(100.00)
0.00	0.00	0.00
REPRESENTED BY		
		NIL