

LIQ13

Notice of final account prior to dissolution in MVL



Companies House

WEDNESDAY



A8G0G2TD

A16

23/10/2019

#417

COMPANIES HOUSE

1 Company details

Company number 04085244

Company name in full Rhymney Pharmacy Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) David

Surname Moore

3 Liquidator's address

Building name/number Leonard Curtis

Street 6th Floor, Walker House

Exchange Flags

Post town Liverpool

County/Region

Postcode L2 3YL

Country

4 Liquidator's name ●

Full forename(s) Lisa

Surname Ion

● Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address ●

Building name/number Leonard Curtis

Street 6th Floor, Walker House

Exchange Flags

Post town Liverpool

County/Region

Postcode L2 3YL

Country

● Other liquidator
Use this section to tell us about
another liquidator.

LIQ13

Notice of final account prior to dissolution in MVL

6

Final account

☒ I have delivered the final account of the winding up to the members in accordance with Section 94(2) and attach a copy.

7

Sign and date

Liquidator's signature

Signature

X



X

Signature date

22 10 2019

LIQ13

Notice of final account prior to dissolution in MVL



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

Alison McLauchlan

Company name

Leonard Curtis

Address

6th Floor, Walker House

Exchange Flags

Liverpool

Post town

County/Region

Postcode

L 2 3 Y L

Country

DX

Telephone

0151 556 2790



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



LEONARD CURTIS
BUSINESS RESCUE & RECOVERY

**Rhymney Pharmacy Limited
(In Members' Voluntary Liquidation)**

Company Number: 04085244

Former Registered Office: 51 High Street, Rhymney, Tredegar, Gwent NP22 5LP

Trading Address: 51 High Street, Rhymney, Tredegar, Caerphilly NP22 5LP

**Joint Liquidators' Final Account
pursuant to Section 94(1) of the Insolvency Act 1986 (as amended)
and Rule 18.14 of the Insolvency (England and Wales) Rules 2016**

**Report period
14 November 2017 to 17 October 2019**

17 October 2019

**Leonard Curtis
6th Floor, Walker House, Exchange Flags,
Liverpool L2 3YL
Tel: 0151 556 2790 Fax: 0151 556 2791
recovery@leonardcurtis.co.uk
Ref: I/39/AM/R700E/1010**

CONTENTS

- 1 Introduction
- 2 Conduct of the Liquidation
- 3 Receipts and Payments Account
- 4 Payments to Creditors
- 5 Distributions to Members
- 6 Joint Liquidators' Remuneration, Expenses and Disbursements, and Members' Rights
- 7 Other Matters

APPENDICES

- A Final Account of Joint Liquidators' Receipts and Payments from 14 November 2017 to 17 October 2019
- B Summary of Joint Liquidators' Expenses from 14 November 2017 to 17 October 2019
- C Leonard Curtis Policy Regarding Fees, Expenses and Disbursements
- D Privacy Notice

TO ALL MEMBERS AND THE REGISTRAR OF COMPANIES

1 INTRODUCTION

- 1.1 David Moore and John Titley were appointed joint liquidators of Rhymney Pharmacy Limited ("the Company") by the members on 14 November 2017.
- 1.2 David Moore and John Titley are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 7510 and 8617, respectively.
- 1.3 Mr Titley will soon retire from practice and has agreed to transfer the management of his insolvency caseload to other appropriate insolvency practitioners within Leonard Curtis. In accordance with Rules 12.36 and 12.37 of the Insolvency (England and Wales) Rules 2016 therefore, an application was made to Court for an Order to remove Mr Titley as Insolvency Practitioner on each of his cases and replace him with another insolvency practitioner within Leonard Curtis. The Order was granted by the Court on 31 May 2019. Accordingly, Mr Titley ceased to act as Joint Liquidator of this case on 31 May 2019 and Lisa Ion was appointed in his place. Lisa Ion is licensed in the UK by the Institute of Chartered Accountants in England and Wales.
- 1.4 Any creditor may apply to vary or discharge this Order within 28 days of the date of this communication.
- 1.5 The liquidation is now, for practical purposes, complete and this is the joint liquidators' final account as required by Section 94(1) of the Insolvency Act 1986 (as amended) and Rule 18.14 of the Insolvency (England and Wales) Rules 2016 ("the Rules"). It shows how the liquidation has been conducted and the Company's property disposed of, the outcome for members and other information that the liquidators are required to disclose.
- 1.6 All figures are stated net of VAT.

2 CONDUCT OF THE LIQUIDATION

- 2.1 The Company's registered office was changed to 6th Floor, Walker House, Exchange Flags, Liverpool L2 3YL on 1 December 2017.

Assets Realised

- 2.2 Details of the assets realised are as follows:

2.3 Cash in Hands of Leonard Curtis

The director transferred £1,700,000 into the Leonard Curtis client account prior to the Liquidators appointment in order to facilitate a faster distribution to the shareholders.

2.4 Balance at Bank

The sum of £108,564.03 has been received, being the residual balance held with the former bankers Barclays plc.

2.5 Retention Money: Sale of Business

The Declaration of Solvency included a debtor of book value £15,000 relating to the sale of the business. The debt was subsequently assigned by the Company to Mr JC Wootton and Mrs PA Wootton jointly under the terms of the Sale and Purchase Agreement and is, therefore, not a Company asset. The sum of £15,028.56 has since been paid to Mr and Mrs Wootton as assignees under the assignment agreement.

2.6 Tax Refund

The sum of £1,029.71 has been received from HM Revenue & Customs in respect of a refund of PAYE dating from prior to appointment which had not been included on the Declaration of Solvency.

2.7 Sundry Receipt

The solicitors who had dealt with the sale of the business and former property were holding £57.89 in their client account. This small balance of funds held has now been repaid to us.

2.8 Bank Interest Received

A total of £1,034.48 has been received in respect of funds held by the liquidators in an account with Allied Irish GB.

Unrealisable Assets

2.9 The original Declaration of Solvency showed NHS debtor monies expected to realise approximately £10,000 but it has been confirmed that these funds were received into the Barclays Bank account prior to the date of liquidation.

2.10 In addition as previously discussed in 2.5 above there was a debtor of £15,000 shown on the Declaration of Solvency relating to the retention due under the sale and purchase agreement, but as this had been assigned by the Company it is not a Company asset.

2.11 As a consequence, there are no assets that proved unrealisable and no further assets to be realised.

3 RECEIPTS AND PAYMENTS ACCOUNT

3.1 Attached at Appendix A is a summary of the joint liquidators' receipts and payments for the whole of the liquidation period to date, including details of all receipts and payments for the period of this report.

4 PAYMENTS TO CREDITORS

4.1 As detailed in the declaration of solvency, liabilities were estimated to total £359,800, which included HM Revenue & Customs Corporation Tax liability of £310,000.

4.2 A notice for creditors to submit claims was advertised on 17 November 2017.

4.3 Creditor claims totalling £312,923.37 were paid in full, together with statutory interest of £6,525.16.

5 DISTRIBUTIONS TO MEMBERS

5.1 The Company's share capital consists of 1,000 ordinary £1 shares and distributions to the members have been made as follows:

Date	Distribution	Type	£	£ / Share
29/01/2018	First Interim	Cash	1,200,000.00	1,200.00
15/08/2019	Second & Final	Cash	284,360.70	284.36
			<u>1,484,360.70</u>	<u>1,484.36</u>

6 JOINT LIQUIDATORS' REMUNERATION, EXPENSES AND DISBURSEMENTS, AND MEMBERS' RIGHTS

Remuneration

6.1 On 14 November 2017, the members resolved that the joint liquidators' remuneration be payable as a set amount of £3,000.00 plus VAT.

- 6.2 The full amount of £3,000.00 has been drawn.

Expenses and Disbursements

- 6.3 A summary of the joint liquidators' expenses from 14 November 2017 to 17 October 2019 is attached at Appendix B. To assist members' understanding of this information, it has been separated into the following two categories:

- *Standard Expenses*: this category includes expenses payable by virtue of the nature of the liquidation process and / or payable in order to comply with legal or regulatory requirements.
- *Case Specific Expenses*: this category includes expenses likely to be payable by the joint liquidators in carrying out their duties in dealing with issues arising in this particular liquidation. Included within this category are costs that are directly referable to the liquidation but are not paid to an independent third party (and which may include an element of allocated costs). These are known as 'category 2 disbursements' and they may not be drawn without creditor approval.

- 6.4 Authority to take category 2 disbursements was approved by members on 14 November 2017. No category 2 disbursements have been incurred in this case.

- 6.5 Attached at Appendix C is additional information in relation to the firm's policy on staffing, the use of subcontractors, disbursements and details of current charge-out rates by staff grade.

- 6.6 During the liquidation, the following professional advisors and / or subcontractors have been used:

Name of Professional Advisor	Service Provided	Basis of Fees
Livesey Spottiswood	Accounts and Tax Services	Agreed pre appointment with the director

- 6.7 Further guidance may be found in "A Guide to Liquidators' Fees" which may be downloaded from www.r3.org.uk/what-we-do/publications/professional/fees. If you would prefer this to be sent to you in hard copy please contact Alison McLauchlan of this office on 0151 556 2790.

Members' Rights

- 6.8 Information concerning the rights of members under Rules 18.9 and 18.34 of the Rules was provided to members within the Notice of Proposed Final Account dated 19 August 2019.

7 OTHER MATTERS

Data Protection

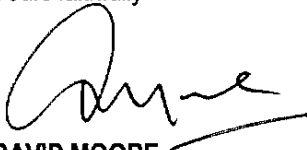
- 7.1 When submitting details of your claim in the liquidation, you may disclose personal data to the joint liquidators. The processing of personal data is regulated in the UK by the General Data Protection Regulation EU 2016/679 as supplemented by the Data Protection Act 2018, together with other laws which relate to privacy and electronic communications. The joint liquidators act as Data Controller in respect of personal data obtained in relation to this liquidation and are therefore responsible for complying with Data Protection Law in respect of any personal data processed. The joint liquidators' privacy notice, which is attached at Appendix D, explains how your personal data is processed. Terms used in this clause bear the same meanings as are ascribed to them in Data Protection Law.

Rhymney Pharmacy Limited – In Members' Voluntary Liquidation

7.2 The joint liquidators are bound by the Insolvency Code of Ethics, which can be found at:

<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>

Yours faithfully

A handwritten signature in black ink, appearing to read 'David Moore', with a horizontal line extending from the end of the signature.

DAVID MOORE
JOINT LIQUIDATOR

David Moore and Lisa Ion are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 7510 and 21912, respectively

**FINAL ACCOUNT OF JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS
FROM 14 NOVEMBER 2017 TO 17 OCTOBER 2019**

	Estimated to realise £	Previous periods £	14/11/2018 to 17/10/2019 £	Cumulative £
RECEIPTS				
Cash In Hands of Leonard Curtis	1,700,000	1,700,000.00	-	1,700,000.00
Balance at Bank	106,641	108,564.03	-	108,564.03
Book Debts – NHS	10,000	-	-	-
Retention re Sale of Business	15,000	-	-	-
Tax Refund	-	-	1,029.71	1,029.71
Sundry Receipts	-	57.89	-	57.89
Bank Interest Received	-	712.17	322.31	1,034.48
Unrealisable assets				
	1,831,641	1,809,334.09	1,352.02	1,810,686.11
PAYMENTS				
Liquidators' Remuneration		2,500.00	500.00	3,000.00
Category 1 Disbursements:				
Statutory Advertising		249.07	-	249.07
Bordereau Fee		375.00	48.00	423.00
Software Licence Fee		87.00	-	87.00
Incidental Outlay		10.00	-	10.00
Accountants' Fees		2,950.00	-	2,950.00
BACS Fee		15.00	7.50	22.50
Tax on Interest Received		-	135.31	135.31
		6,186.07	690.81	6,876.88
DISTRIBUTIONS				
Amounts paid to preferential creditors			90.84	90.84
Amounts paid to unsecured creditors		308,931.13	3,901.40	312,832.53
Statutory interest paid		10,426.56	(3,901.40)	6,525.16
Amounts paid to contributories (£1,484.36 per share)		1,200,000.00	284,360.70	1,484,360.70
		1,519,357.69	284,451.54	1,803,809.23
BALANCE IN HAND		283,790.33	(283,790.33)	Nil

SUMMARY OF JOINT LIQUIDATORS' EXPENSES FROM 14 NOVEMBER 2017 TO 17 OCTOBER 2019

Standard Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
AML Checks	Business Tax Centre	Electronic client verification	10.00	Nil	10.00	Nil
Bond Fee	AUA Insolvency Risk Services	Insurance bond	375.00	48.00	423.00	Nil
Software Licence Fee	Pelstar	Case management system licence fee	87.00	Nil	87.00	Nil
Statutory Advertising	Courts Advertising	Advertising	249.07	Nil	249.07	Nil
		Total standard expenses	721.07	48.00	769.07	Nil

Case Specific Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Professional Fees	Livesey Spottiswood Accountants	Accountancy & Tax Services	2,950.00	Nil	2,950.00	Nil
Taxation	HMRC	Tax on interest received	135.31	135.31	135.31	Nil
Bank Charges	AIB	CHAPS Fee	15.00	7.50	22.50	Nil
		Total case specific expenses	3,100.31	142.81	3,107.81	Nil

LEONARD CURTIS POLICY REGARDING FEES, EXPENSES AND DISBURSEMENTS

The following Leonard Curtis policy information is considered to be relevant to creditors:

Staff Allocation and Charge Out Rates

We take an objective and practical approach to each assignment which includes active director involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case. Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is not charged.

Where it has been agreed by resolution that the office holders' remuneration will be calculated by reference to the time properly given by the office holders and their staff in attending to matters as set out in a fees estimate, then such remuneration will be calculated in units of 6 minutes at the standard hourly rates given below. In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to obtain authority from the appropriate body of creditors that their remuneration on such time shall be charged at the higher complex rate given below.

The following hourly charge out rates apply to all assignments undertaken by Leonard Curtis:

6 Jan 2014 onwards	Standard	Complex	1 Aug 2019 onwards	Standard	Complex
	£	£		£	£
Director	450	562	Director	525	656
Senior Manager	410	512	Senior Manager	445	556
Manager 1	365	456	Manager 1	395	494
Manager 2	320	400	Manager 2	345	431
Administrator 1	260	325	Administrator 1	280	350
Administrator 2	230	287	Administrator 2	250	313
Administrator 3	210	262	Administrator 3	230	288
Administrator 4	150	187	Administrator 4	165	206
Support	0	0	Support	0	0

Office holders' remuneration may include costs incurred by the firm's in-house legal team, who may be used for non-contentious matters pertaining to the insolvency appointment.

Subcontractors

Where we subcontract out work that could otherwise be carried out by the office holder or his/her staff, this will be drawn to the attention of creditors in any report which incorporates a request for approval of the basis upon which remuneration may be charged. An explanation of why the work has been subcontracted out will also be provided.

Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements.

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

Expenses

We are required to provide creditors with an estimate of the expenses we expect to be incurred in respect of an assignment and report back to them on actual expenses incurred and paid in our periodic progress reports. There are two broad categories of expenses: standard expenses and case specific expenses. These are explained in more detail below:

- a) Standard Expenses – this category includes expenses which are payable in order to comply with legal or regulatory requirements and therefore will generally be incurred on every case. They will include:

Type	Description	Amount
AML checks	Electronic client verification in compliance with the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017	£5.00 plus VAT per search
Bond / Bordereau fee	Insurance bond to protect the insolvent entity against and losses suffered as a result of the fraud or dishonesty of the IP	£10.00 to £1,200.00 dependent on value of assets within case

Rhymney Pharmacy Limited – In Members' Voluntary Liquidation

Company searches	Extraction of company information from Companies House	£1.00 per document unless document can be accessed via the free service																								
Document hosting	Hosting of documents for creditors/shareholders. Cost per upload, plus VAT.	<table> <tr> <th>Type</th><th>First 100</th><th>Every addtl 10</th></tr> <tr> <td>ADM</td><td>£14.00</td><td>£1.40</td></tr> <tr> <td>CVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>MVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CPL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CVA</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>BKY</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>IVA</td><td colspan="2">£10 p.a. or £25 for life of case</td></tr> </table>	Type	First 100	Every addtl 10	ADM	£14.00	£1.40	CVL	£7.00	£0.70	MVL	£7.00	£0.70	CPL	£7.00	£0.70	CVA	£10.00	£1.00	BKY	£10.00	£1.00	IVA	£10 p.a. or £25 for life of case	
Type	First 100	Every addtl 10																								
ADM	£14.00	£1.40																								
CVL	£7.00	£0.70																								
MVL	£7.00	£0.70																								
CPL	£7.00	£0.70																								
CVA	£10.00	£1.00																								
BKY	£10.00	£1.00																								
IVA	£10 p.a. or £25 for life of case																									
Post re-direction	Redirection of post from Company's premises to office-holders' address	0-3 months £204.00 3-6 months £303.00 6-12 months £490.00																								
Software Licence fee	Payable to software provider for use of case management system	£87.00 plus VAT per case																								
Statutory advertising	Advertising of appointment, notice of meetings etc. - London Gazette - Other	£85.95 plus VAT per advert Dependent upon advert and publication																								
Storage costs	Costs of storage of case books and records	£5.07 plus VAT per box per annum plus handling charges																								

- b) Case-specific expenses – this category includes expenses (other than office-holders' fees) which are likely to be payable on every case but which will vary depending upon the nature and complexity of the case and the assets to be realised. They will include:

Type	Description	Amount
Agents' fees	Costs of appointed agents in valuing and realising assets	Time costs plus disbursements plus VAT
Debt Collection fees	Costs of appointed debt collectors in realising debts	Generally agreed as a % of realisations plus disbursements plus VAT
Legal fees	Costs of externally appointed solicitors. Will generally comprise advice on validity of appointment, drafting of sale contracts, advice on retention of title issues and advice on any reviewable transactions.	Time costs plus disbursements plus VAT
Other disbursements	See disbursements section below	See disbursements section below

Disbursements

Included within both of the above categories of expenses are disbursements, being amounts paid firstly by Leonard Curtis on behalf of the insolvent entity and then recovered from the entity at a later stage. These are described as Category 1 and Category 2 disbursements.

- a) Category 1 disbursements: These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses (excl. mileage), and equivalent costs reimbursed to the office holder or his or her staff. Category 1 disbursements may be drawn without prior approval.
- b) Category 2 disbursements: These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage. In the event of charging for category 2 disbursements the following items of expenditure are recharged on this basis and are believed to be in line with the cost of external provision:

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£81.25 per box
Business mileage	45p per mile

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration.

**LEONARD CURTIS
PRIVACY NOTICE FOR CREDITORS**

Information we collect and hold about you

By requesting details of your claim in this insolvency, we may collect Personal Data from you, particularly if you are a consumer creditor, a sole trader or are lodging a claim in your personal capacity.

Personal Data is information relating to a living individual. Whenever Personal Data is processed, collected, recorded, stored or disposed of it must be done within the terms of the General Data Protection Regulation ("the GDPR"). Examples of Personal Data include but may not be limited to your name, address, telephone number and email contact details.

If you do not provide us with the information we require, this may adversely affect our ability to deal with your claim, but we would ask you not to submit more Personal Data than we request from you.

Legal justification for processing your Personal Data

The processing of your Personal Data by us is necessary to enable us to comply with legal obligations under the Insolvency Act 1986 and associated legislation which we are subject to as Insolvency Practitioners.

How we use your information

All information you supply to us is required to enable us to comply with our duties under the Insolvency Act 1986 and associated legislation. It will be used to enable us to assess the extent of the insolvent entity's liabilities, to allow you to vote on any decision procedures, to enable us to communicate with you, to process your claim and to pay any dividends which may be due to you from the insolvent estate.

Who we share your information with

We may be required to share some of your Personal Data with other creditors. The data which will be shared with other creditors will be limited to that specifically required to be disclosed under insolvency legislation.

We may share some of your information with our Data Processors. Data Processors include solicitors, accountants and employment law specialists who assist us with our duties where required. We will only share your information with our Data Processors if we require their specialist advice. All of our Data Processors are subject to written contracts with us to ensure that your Personal Data is processed only in accordance with the GDPR.

How long will we hold your Personal Data for?

We will need to hold your Personal Data for a period of time after the insolvency has been concluded. This is to enable us to deal with any queries which might arise. Our Records Management Policy requires us to destroy our physical files 6 years after closure of the case. Electronic data files will be removed from our Case Management System 6 years after conclusion of the case but may be held on our server for a longer period of time but with restricted access.

Your rights in respect of your Personal Data

You have the right to request access to your Personal Data and to require it to be corrected or erased. You also have the right to request a restriction in the way we process your Personal Data or to object to its processing. You should be aware however that we may not be able to comply with your request if this would affect our ability to comply with our legal obligations.

You have the right to Data Portability. This is a right to have the Personal Data we hold about you to be provided to you in a commonly used and machine-readable format so that you can transfer that Data to another organisation in a way that is not too onerous to upload the Data.

Your right to complain

You have the right to be confident that we are handling your Personal Data responsibly and in line with good practice. If you have a concern about the way we are handling your Personal Data you should contact our Privacy Manager in the first instance.

Rhymney Pharmacy Limited – In Members' Voluntary Liquidation

If you are unable to resolve your concerns with us, you have the right to complain to the Information Commissioners' Office. The Information Commissioner can be contacted at Wycliffe House, Water Lane, Wilmslow, Cheshire SK6 5AF or on 0303 123 1113.

Contacting us

If you have any questions relating to the processing of your Personal Data, please write to our Privacy Manager at Leonard Curtis, 5th Floor, Grove House, 248A Marylebone Road, London NW1 6BB Alternatively our Privacy Manager can be contacted by telephone on 0207 535 7000 or by email: privacy@leonardcurtis.co.uk.

Data Controller: LEONARD CURTIS