

LIQ03

Notice of progress report in voluntary winding up



Companies House

TUESDAY



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29/09/2020

#15

COMPANIES HOUSE

1 Company details

Company number 0 4 3 0 1 1 7 5

Company name in full A & H Properties (UK) Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Darren

Surname Edwards

3 Liquidator's address

Building name/number 40a

Street Station Road

Post town Upminster

County/Region Essex

Postcode R M 1 4 2 T R

Country

4 Liquidator's name

Full forename(s)

Surname

Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number

Street

Post town

County/Region

Postcode

Country

Other liquidator

Use this section to tell us about
another liquidator.

Notice of progress report in voluntary winding up

From date	1	8	0	7	2	0	1	9
To date	1	7	0	7	2	0	2	0

☐ The progress report is attached

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LIQ03

Notice of progress report in voluntary winding up

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.

Darren Edwards

Aspect Plus Limited

40a Station Road

Upminster

Essex

Postcode

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DX

0800 988 1897

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.

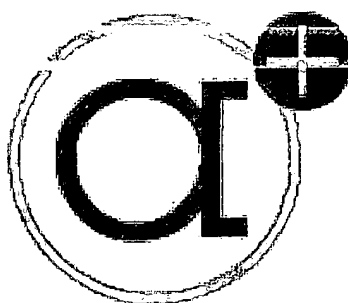
Further information

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

IN THE MATTER OF
A & H PROPERTIES (UK) LIMITED - IN LIQUIDATION
AND
THE INSOLVENCY ACT 1986

THE LIQUIDATOR'S ANNUAL PROGRESS REPORT
PURSUANT TO SECTION 104A OF THE INSOLVENCY ACT 1986
FOR THE YEAR ENDED 17 JULY 2020



Aspect Plus Limited
40a Station Road
Upminster
Essex
RM14 2TR

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- 2. Time Analysis for the period 18 July 2019 to 17 July 2020 and cumulative 18 July 2014 to 17 July 2020.
- 3. Charge out rates and disbursement policy
- 4. Detailed review of work undertaken



(a) Introduction

The Company was placed into Liquidation by a Special Resolution of the members followed by a meeting of the creditors convened under Section 98 of the Insolvency Act 1986, on 18 July 2014. This report provides an update on the progress in the Liquidation for the sixth year ended 17 July 2020 and should be read in conjunction with my previous reports.

Rule 18.3: Progress Report

(b) Statutory Information

Company name:	A & H Properties (UK) Limited
Former trading name:	n/a
Registered office:	40a Station Road, Upminster, Essex RM14 2TR
Former registered office:	2 Orchard View, Robinson Road, Horndon on the Hill, Stanford Le Hope, SS17 8PU
Company number:	04301175
Trading address:	2 Orchard View, Robinson Road, Horndon on the Hill, Stanford Le Hope, SS17 8PU

(c) Liquidator's name and address

Liquidator name:	Darren Edwards
Liquidator firm:	Aspect Plus Limited
Liquidator address:	40a Station Road, Upminster, Essex RM14 2TR
Appointment date:	18 July 2014

(d) Basis of Liquidator's remuneration

Pre-appointment costs

I can advise that a fixed fee of £4,000.00 plus VAT and disbursements was agreed and paid prior to the S98 meeting of creditors by Paul John Hubbard, who is associated to the Company due to his appointment as a Director of the Company.

This fee relates to the assistance given to the Director of the Company in notifying and convening the members and creditors meetings under Section 98 of the Insolvency Act 1986; and the preparation of the Statement of Affairs and Directors' report to creditors. This fee was a fixed fee and was approved at the first meeting of creditors.

Basis of remuneration

At the meeting of Creditors on 18 July 2014, a resolution was passed approving that the basis of the remuneration of the Liquidator to be fixed by reference to the time properly spent by the Liquidator and his staff in attending to matters arising in the winding-up.

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), a schedule of this firm's charge-out rates was issued to creditors at the time the basis of the Liquidator's remuneration was approved.

I can advise that there has been an increase in the charge-out rates during this appointment and current and previous rates are detailed at Appendix 3.



Staff allocation and the use of subcontractors

The general approach to this firm's resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case. The constitution of the case team will usually consist of a Partner, Manager, Senior Administrator and an Administrator. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and additional staff may be allocated to meet the demands of the case. We have not utilised the services of any subcontractors in this case.

(e) Basis of Liquidator's remuneration (continued)

This firm's time costs for the year under review are £10,799.00. This represents 43.80 hours at an average rate of £246.55 per hour. I attach at Appendix 2 a Time Analysis which provides details of the activity during the year, analysed by staff grade.

The firm's time costs for the total period of the Liquidation are £25,449.00, representing 125.20 hours at an average hourly rate of £203.27. These time costs are also detailed at Appendix 2.

During the period under review, Liquidator's fees of £25,000.00 have been drawn representing the Liquidator's remuneration.

To view an explanatory note concerning Liquidators' remuneration issued by the Joint Insolvency Committee, please contact this office to arrange for a hard copy to be sent to you. Alternatively, you may view the guide to Liquidators' guide to fees online by copying the link below to your web browser:

<http://www.insolvency-practitioners.org.uk/regulation-and-guidance/guides-to-fees>

A copy of this firm's charge out rates and disbursement policy is attached at Appendix 3.

I can advise that R3, the Association of Business Recovery Professionals have a website for creditors which provides information to assist those creditors who are unfamiliar with the insolvency process. Please copy the following link in your web browser to access information: -

www.creditorinsolvencyguide.co.uk

Included in the work undertaken by me and my staff during this fifth year of the Liquidation is the following:-

- Dealing with creditors' enquiries both by correspondence and by telephone and noting their claims.
- Pursuing claims against the Directors and Shareholders of the Company.
- Liaising with solicitors, Causeway Law Solicitors ("Causeway"), to assist with reviewing the monies distributed to the respective shareholders and achieving a settlement with the shareholders.
- Undertaking my administrative functions in dealing with statutory obligations as part of the Liquidation.
- Preparation of my annual report to creditors.



(f) Liquidator's expenses

Creditors have previously been provided with the definitions of Statement of Insolvency Practice 9 ("SIP 9"), Category 1 and Category 2 Disbursements. During the period under review, no further expenses have been incurred.

No expenses have been recovered as Category 1 or Category 2 disbursements during the period under review.

(g) Other professional costs

No other professionals have been instructed in the Liquidation during the period under review.

(h) Details of progress for the period under review

As previously advised, transactions prior to liquidation from the Company's bank account to shareholders were identified which would have had an effect on the Company's ability to meet its liabilities.

A demand was made for repayment of the monies from the connected parties and a protracted response was received. Matters became further complicated insofar as some of the shareholders had sadly deceased.

Solicitors, Causeway Law were instructed to provide provided advice regarding recover actions and corresponded with the relevant parties and their representative.

I can advise that following a without prejudice meeting with the shareholders and their representative in September 2019 an agreed settlement between all parties was reached and in December 2020 the sum of £100,000.00 was received.

A Receipts and Payments Account is attached at Appendix 1, which details the period under review and cumulative from 18 July 2014 to 17 July 2020 is further explained below. It should be noted that all figures in the Receipts and Payment Account are shown net of VAT.

Receipts

Bank Interest Gross

Gross bank interest in the sum of £23.25 has been received during the period in the estate account.

Shareholders Settlement Agreement

The sum of £100,000.00 has been received in relation to the shareholders settlement agreement.

Payments

Liquidators fees

Liquidators fees of £25,000.00 have been drawn in the period.



Legal Fees

The sum of £40,000.00 has been paid to Causeway Law Solicitors in respect of legal fees in connection with the shareholders settlement.

Storage Costs

The sum of £10.00 has been paid in respect of storage costs.

Bank Charges

Bank charges of £23.10 have been incurred in respect of the funds held in the estate account.

Counsels Fees

Counsel fees of £5,850.00 have been paid in relation the successful shareholders settlement.

ATE Insurance Cover

The sum of £14,000.00 has been paid in respect of after the event insurance cover in respect of the legal fees incurred in bringing the shareholders settlement action.

VAT Control Account

VAT in the sum of £14,222.76 has been paid in respect of the payments made on behalf of the estate. This amount is being reclaimed from HM Revenue as detailed below.

Specific Bond

The sum of £400.00 has been paid in respect of the Liquidators bond insurance based on the level of realisations.

Statutory Advertising

The sum of £253.80 has been paid in respect of statutory advertising.

Insolv IT Software

The sum of £110.00 has been paid in respect of insolvency IT software.

(i) Details of any assets that remain to be realised and outstanding matters

As detailed above a VAT refund in the sum of £14,222.76 is awaited from HM Revenue & Customs.

I am awaiting receipt of the final claim from HM Revenue & Customs which has been hampered by the Covid-19 pandemic.

Subject to the above beign received the agreement of creditors' claims will be carried out to enable a distribution to unsecured creditors.

(j) Investigations

As previously reported, in accordance with the Company Directors Disqualification Act 1986 a report/return on the conduct of the Directors of the Company has been submitted to the Department for Business Innovation & Skills.

The investigations led to the successful recovery action from the Company shareholders referred to above.

(k) Creditors' rights to request information and their right to challenge the Liquidator's remuneration and expenses

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) may request in writing that the Liquidator provides further information about his remuneration or expenses which have been itemised in this progress report.

Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the basis fixed for the Liquidator's remuneration, the remuneration charged or the expenses incurred by the Liquidator as set out in this progress report are excessive.

(l) Any other relevant information:

Prescribed Part

As Liquidator, I have a duty to advise whether the prescribed part applies in respect of the amount of funds available for unsecured creditors. This provision only applies where the Company has granted a floating charge to a secured creditor on or after 15 September 2003. I can advise that the Company has not granted any charges and therefore there is no prescribed part in this instance.

Secured creditors

There are no secured creditors.

Preferential creditors

The Liquidator has not received any preferential claims.

Unsecured creditors

Unsecured creditors' claims in the sum of £119,319.00 have been received and noted.

Based on current information, a dividend payable to the unsecured creditors, is dependent upon a successful outcome from the action referred to above. The quantum and timing is not known at present.

(m) EC Regulations (Whether Proceedings Are Main Proceedings Or Territorial)

The Company's centre of main interest was in 2 Orchard View, Robinson Road, Horndon on the Hill, Stanford Le Hope, SS17 8PU and therefore it is considered that the EC Regulations will apply. These proceedings are main proceedings as defined in Article 3 of the EC Regulation.



(n) Next report

The administration of the Liquidation will currently be continuing in order to finalise the VAT position and the agreement of creditors claims detailed earlier in this report.

I am required to provide a further report on the progress of the Liquidation within two months of the end of the next anniversary of the Liquidation, unless I have concluded matters prior to this date and issued my final account.

COMPLAINTS

Every endeavour will be made to try to resolve any issues that may arise, however, if any matter is not dealt with to your satisfaction your complaint should be made to the Insolvency Service whose website address for complaints is <http://www.bis.gov.uk/insolvency/contact-us/IP-Complaints-Gateway>. Alternatively you may contact the Insolvency Service in writing, by email or by telephone as follows: -

By Email ip.complaints@insolvency.gsi.gov.uk

By Post The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds
LS11 9DA;

By telephone 0845 602 9848 - calls are charged at between 1p and 10.5p per minute
from a land line; for mobiles, between 12p and 41p per minute if you're
calling from the UK.

I trust you will find this report adequate for your purposes but should you require any further information, please do not hesitate to contact in the first instance Livia Schmidt at this office.



Darren Edwards
Liquidator of A&H Properties (UK) Limited

Date: 14 September 2020



Appendix 1

A & H Properties (UK) Limited - In Creditors Voluntary Liquidation
Liquidator's Abstract of Receipts & Payments

From 18 July 2019 to 17 July 2020

S of A £	As Previously Reported	18/07/19 to 17/07/20	Total £
RECEIPTS			
NIL Cash at Bank	61.79	NIL	61.79
NIL Bank Interest Gross	0.06	23.25	23.31
NIL Shareholder's Settlement Agreement	NIL	100,000.00	100,000.00
NIL	61.85	100,023.25	100,085.10
PAYMENTS			
NIL Sundry	(28.00)	NIL	(28.00)
NIL Office Holders Fees	NIL	(25,000.00)	(25,000.00)
NIL Legal Fees	NIL	(40,000.00)	(40,000.00)
NIL Storage Costs	NIL	(10.00)	(10.00)
NIL Bank Charges	(3.85)	(23.10)	(26.95)
NIL Counsel's Fees	NIL	(5,850.00)	(5,850.00)
NIL ATE Insurance Cover	NIL	(14,000.00)	(14,000.00)
NIL Vat Control Account	NIL	(14,222.76)	(14,222.76)
NIL Specific Bond	(30.00)	(400.00)	(430.00)
NIL Statutory Advertising	NIL	(253.80)	(253.80)
NIL Insolv IT Software	NIL	(110.00)	(110.00)
0	(61.85)	(99,869.66)	(99,931.51)
0 CASH IN HAND	NIL	153.59	153.59



A & H PROPERTIES (UK) LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION
Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986
14 September 2020

Appendix 2

Liquidator's Remuneration Schedule
A & H Properties (UK) Limited
Between 18 July 2019 and 17 July 2020

Classification of work function	Partner/Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	6.40	0.10	5.10	5.10	16.70	4,258.00	254.97
Investigations	0.30	0.00	3.10	6.10	9.50	1,789.00	188.32
Realisation of Assets	4.90	3.00	3.80	3.50	15.20	4,266.00	280.65
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	0.00	0.60	1.80	2.40	486.00	202.50
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total hours	11.60	3.10	12.60	16.50	43.80		
Time costs	4,640.00	930.00	2,769.00	2,460.00		10,799.00	
Average hourly rate	400.00	300.00	219.76	149.09			246.55

Description	Total Incurred £	Total Recovered £
	0.00	0.00
Totals	0.00	0.00

Summary of Fees

Time spent in administering the Assignment	Hours	43.80
Total value of time spent to 17 July 2020	£	10,799.00
Total Liquidator's fees charged to 17 July 2020	£	0.00



A & H PROPERTIES (UK) LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION
Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986
14 September 2020

Appendix 2

Liquidator's Remuneration Schedule
A & H Properties (UK) Limited
Between 18 July 2014 and 17 July 2020

Classification of work function	Partner/Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	12.60	11.60	7.30	31.50	63.00	11,658.00	185.04
Investigations	4.80	19.10	3.60	11.10	38.60	7,981.00	206.76
Realisation of Assets	4.90	3.80	4.40	3.50	16.60	4,588.00	276.38
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	2.10	2.30	2.60	7.00	1,222.00	174.57
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total hours	22.30	36.60	17.60	48.70	125.20		
Time costs	7,956.00	7,709.00	3,492.00	6,292.00		25,449.00	
Average hourly rate	356.77	210.63	198.41	129.20			203.27

Description	Total Incurred £	Total Recovered £
	0.00	0.00
Totals	0.00	0.00

Summary of Fees

Time spent in administering the Assignment	Hours	125.20
Total value of time spent to 17 July 2020	£	25,449.00
Total Liquidator's fees charged to 17 July 2020	£	0.00



ASPECT PLUS LIMITED
REMUNERATION AND DISBURSEMENT POLICY 2020



Charge-out rates

Work undertaken by staff is recorded in 6 minute units in an electronic time recording system. Time properly incurred on cases is charged at the hourly rate of the grade of staff undertaking the work that applies at the time the work is done. Details of charge-out rates effective from 1 January 2019, together with those previously charged are as follows:

Grade	To 31 December 2018	From 1 January 2019
Partners	£325	£400
Managers	£250	£300
Senior Administrators	£190	£240
Administrators	£150	£190
Junior Administrators	£90	£100

Staff allocation and the use of subcontractors

The general approach to this firm's resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case. The constitution of the case team will usually consist of a Partner, Manager, Senior Administrator and an Administrator. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and additional staff may be allocated to meet the demands of the case.

Occasionally Aspect Plus will use the services of a subcontractor where it is deemed appropriate for the case. The most common use of subcontracts will be:

- where there are employee claims to be dealt with, and a firm of ERA specialists will be engaged; and
- where there are complex pension issues to be resolved, and a firm of pension specialists will be engaged.

Disbursements

Category 1 disbursements are payments to independent third parties where there is specific expenditure directly referable to the case. Specific approval from creditors to draw these expenses incurred is not required, and the amount recharged to the case is the exact amount incurred

Examples of category 1 disbursements include postage costs, advertising, specific bond insurance, company search fees, travel and properly reimbursed expenses incurred by personnel in connection with the case. Also included will be services specific to the case where these cannot practically be provided by Aspect Plus Limited, such as printing and room hire.



Category 2 disbursements are expenses that are referable to the insolvency case, but are not paid to an independent third party and include elements of shared or allocated costs incurred by Aspect Plus Limited. Aspect Plus Limited does not recover category 2 expenses, with the occasional exception of mileage costs that are charged at the rate prescribed by HM Revenue & Customs.

Expenses

The expenses arising in relation to this engagement are as follows:

Expense type	Description	Estimated Expense	Incurred to date	Paid to date
Legal & Counsel Fees & ATE Insurance	Legal fees in relation to the action and shareholders settlement.	£Uncertain	£59,850.00	£59,850.00
Bonding	Specific bond insurance as required by the Insolvency Practitioner Regulations	£30.00	£430.00	£430.00
Advertising costs	Cost to place adverts in London Gazette, as required by statute	£253.80	£253.80	£253.80
IT costs	The cost of Insolv case management software	£110	£110.00	£110.00
Storage Costs	Storage of the Company's books and records.	£Uncertain	£10.00	£10.00

Further information

To view an explanatory note concerning the office holders remuneration issued by the Joint Insolvency Committee, please contact this office to arrange for a hard copy to be sent to you. Alternatively, you may view a guide to fees online by copying the link below into your web browser:

<https://insolvency-practitioners.org.uk/uploads/documents/67fb24500548056e54569a485d8d5b0f.pdf>



Appendix 4

General Description	Includes
Statutory and General Administration	
Document maintenance/file review/checklist	Filing of documents Periodic file reviews documenting strategy Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards Maintenance of statutory and case progression task lists/diaries Updating checklists
Bank account administration	Bank account reconciliations Maintenance of the estate cash book Banking remittances and issuing cheques/BACS payments
Planning / Review	Discussions regarding strategies to be pursued Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case.
Reports	Circulating initial report to creditors upon appointment Preparing annual progress report, investigation, meeting and general reports to creditors Disclosure of sales to connected parties Circulating final report to creditors
Litigation / Realisation of assets:	Strategy meeting regarding litigation Preparing brief to solicitors/Counsel Liaising with solicitors regarding recovery actions Dealing with ATE insurers Attending to negotiations Attending to settlement matters
Creditors and Distributions	
Creditor Communication	Receive and follow up creditor enquiries via telephone
Processing proofs of debt	Preparation of correspondence to potential creditors inviting submission of POD Receipt of POD Adjudicating POD Request further information from claimants regarding POD

