

WU07

Notice of progress report in a winding-up by the court



Companies House

WEDNESDAY



A36 *A7F9VEF5* #33
26/09/2018
COMPANIES HOUSE

1 Company details

Company number 0 4 5 8 2 2 1 9

Company name in full AAC Enterprises Ltd

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Kikis Kallis FCCA

Surname FABRP

3 Liquidator's address

Building name/number Mountview Court

Street 1148 High Road

Post town Whetstone

County/Region London

Postcode N 2 0 0 R A

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.

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6 Period of progress report

| | | | | | | | | |
|-----------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|
| From date | ^d 0 | ^d 1 | ^m 0 | ^m 7 | ^y 2 | ^y 0 | ^y 1 | ^y 7 |
| To date | ^d 3 | ^d 0 | ^m 0 | ^m 6 | ^y 2 | ^y 0 | ^y 1 | ^y 8 |

7 Progress report

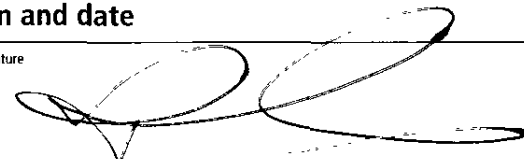
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

| | | | | | | | |
|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|
| ^d 2 | ^d 4 | ^m 0 | ^m 9 | ^y 2 | ^y 0 | ^y 1 | ^y 8 |
|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|

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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 **Kevin Donnelly**

Company name **Kallis & Company**

Address **Mountview Court**

1148 High Road

Post town **Whetstone**

County/Region **London**

Postcode **N 2 0 0 R A**

Country

DX

Telephone **020 8446 6699**



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

AAC Enterprises Ltd
IN CREDITORS' VOLUNTARY LIQUIDATION

*LIQUIDATOR'S SECOND PROGRESS REPORT IN ACCORDANCE WITH RULE 18.3 OF THE
INSOLVENCY ACT 1986 FOR THE YEAR ENDING 30 JUNE 2018.*

Contents:

- 1. Statutory Information*
- 2. Introduction*
- 3. Liquidator's Actions Since Appointment*
- 4. Receipts And Payments*
- 5. Assets*
- 6. Liabilities*
- 7. Dividend Prospects*
- 8. Investigation into the Affairs of the Company*
- 9. Liquidator's Remuneration*
- 10. Liquidator's Expenses*
- 11. Further Information*
- 12. Summary*

Appendices:

- 1. Receipts & Payments Account for the period from 1 July 2017 to 30 June 2018.*
- 2. A schedule of actions undertaken under each category in the reporting period*
- 3. A schedule of Liquidator's time costs incurred to date and the period from 1 July 2017 to 30 June 2018.*
- 4. An explanatory note which shows Kallis & Company's fee policy*
- 5. Proof of debt form*

AAC Enterprises Ltd – In Creditors' Voluntary Liquidation

LIQUIDATORS' PROGRESS REPORT TO CREDITORS AND MEMBERS

For the year ending 30 June 2018

1. STATUTORY INFORMATION

| | |
|-----------------------------------|---|
| Company name: | AAC Enterprises Ltd |
| Registered office: | Mountview Court 1148 High Road Whetstone London N20 0RA |
| Former registered office: | 1146 High Road Whetstone London N20 0RA |
| Registered number: | 04582219 |
| Liquidator's name: | Kikis Kallis FCCA FABRP |
| Liquidator's address: | Mountview Court 1148 High Road Whetstone London N20 0RA |
| Liquidator's date of appointment: | 1 July 2011 |

2. INTRODUCTION

AAC Enterprises Ltd ("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 1 July 2011.

The Company traded as property developers from premises at 212 Regents Park Road, London N3 3HP.

As detailed in my previous reports to creditors, all company assets were dealt with during the period that the company was in administration. No assets remained at the time that the company entered into liquidation.

In the course of my administration, I have reviewed the Company's affairs to establish whether there were any potential undisclosed asset recoveries or conduct matters that justified further investigation. I can confirm that there were no major assets identified.

3. LIQUIDATORS' ACTIONS SINCE LAST REPORT

As per my last report to creditors, HMRC had ongoing enquiries into the Company's Corporation Tax affairs and these have not yet been concluded. I have sent periodic letters querying the progress of their investigations and have requested clearance from HMRC to finalise the liquidation, which has not yet been given.

In addition, there is certain work that I am required by the insolvency legislation to undertake work in connection with the liquidation that also provides no financial benefit for the creditors. A description of the work undertaken since my last progress report is contained in Appendix 1.

4. RECEIPTS AND PAYMENTS

My Receipts & Payments Account for the period from 1 July 2012 to 30 June 2017 is attached at Appendix 2.

As the Company was registered for VAT, all items are shown as net of VAT on the receipts & payments account, and the VAT was recovered for the benefit of the insolvent estate.

5. ASSETS

As detailed in my previous reports to creditors, all company assets were dealt with during the period that the company was in administration. No assets remained at the time that the company entered liquidation.

6. LIABILITIES

Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company had granted the charges over the Company's properties at the time in favour of Bank of Cyprus UK, and the director, Dr. A. Christodoulou, had registered a second charge over the properties with the consent of the bank.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there were no creditors secured by a floating charge. As such, the prescribed part provisions do not apply.

Preferential Creditors

No preferential creditors were anticipated and no preferential claims have subsequently been received.

Non-preferential unsecured Creditors

The statement of affairs included seven unsecured creditors with an estimated total liability of £17,855.70. I have received claims from five creditors at a total of £1,627,748.74, including HMRC's claim of £398,964.00. To date I have not received claims from five creditors with original estimated claims in the statement of affairs of £16,400.06.

The claims received are significantly larger than what was anticipated due to the unanticipated claim from HMRC in respect of Corporation Tax assessments relating to a tax scheme currently being investigated by HMRC and the director's claim of £1,009,123.10 representing the shortfall under his charge following the sale of the property.

7. DIVIDEND PROSPECTS

On the basis of current information it is unlikely that there will be sufficient funds to enable the payment of a dividend to any class of creditors.

8. INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved.

There were no matters that justified further investigation in the circumstances of this appointment. I can advise that the Company participated in a tax scheme known as "Liberty Syndicate". This scheme is currently under investigation by HMRC and is currently being litigated in court. It is not known what the outcome will be and whether any actions may arise as a result.

9. LIQUIDATOR'S REMUNERATION

My remuneration was approved on a time cost basis. My total time costs from 1 July 2011 to 30 June 2018 amount to £9,938.29, representing 70.50 of hours work at an average charge out rate of £140.97 per hour, of which £2,467.50, representing 14.10 of hours work, was charged in the period from 1 July 2017 to 30 June 2018, at an average charge out rate of £175.00 per hour.

I have not been able to draw any remuneration in this matter.

A schedule of my time costs incurred to date and in the period since 1 July 2011 and for the period from 1 July 2017 to 30 June 2018 is attached as Appendix 3.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/>. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows Kallis & Company's fee policy are available at the link <http://www.kallis.co.uk/downloads/>. Please note that there are different versions of the Guidance Notes and in this case you should refer to the April 2010 version.

10. LIQUIDATOR'S EXPENSES

The following table details the disbursements that were incurred, paid and which remain outstanding in the Liquidation:

| | Period from 1 July 2018 to 30 June 2018 | | To date | |
|-------------------|---|--------------|---------|--------------|
| | Paid £ | To be paid £ | Paid £ | To be paid £ |
| Disbursement | | | | |
| Postage | | 7.98 | | 15.11 |
| Sec of State Fees | | | 530.00 | |

11. FURTHER INFORMATION

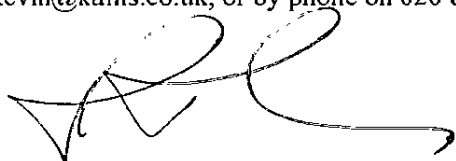
An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

To comply with the Provision of Services Regulations, some general information about Kallis & Company can be found in the attached summary sheet at <http://www.kallis.co.uk/downloads>.

12. SUMMARY

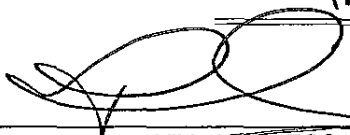
The Liquidation will remain open until HMRC's investigation has been finalised and closure clearance has been obtained from the investigators of HMRC. At present, I am unable to advise as to how long this will take. Once resolved the Liquidation will be finalised and my files will be closed.

If creditors 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 Kevin Donnelly by email at Kevin@kallis.co.uk, or by phone on 020 8446 6699.



**Kikis Kallis FCCA FABRP
LIQUIDATOR**

**AAC Enterprises Ltd
(In Liquidation)
Liquidator's Summary of Receipts & Payments**

| Statement of Affairs £ | From 01/07/2017 To 30/06/2018 £ | From 01/07/2011 To 30/06/2018 £ |
|------------------------------|---------------------------------------|---|
| COST OF REALISATIONS | | |
| O.R. Administration Fee | NIL | 2,235.00 |
| Sec of State Fees | 88.00 | 596.00 |
| Petitioners Deposit | NIL | (1,000.00) |
| | (88.00) | (1,831.00) |
| | <u>(88.00)</u> | <u>(1,831.00)</u> |
| REPRESENTED BY | | |
| ISA IB | | (1,831.00) |
| | | <u>(1,831.00)</u> |
| | | <u>(1,831.00)</u> |
| | |  |
| | | Kiki Kallis FCCA FABRP Liquidator |

Appendix 2

1. Administration

- Dealing with all routine correspondence and emails relating to the case.
- Opening, maintaining and managing the office holder's estate bank account.
- Creating, maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Filing returns at Companies House.
- Preparing and filing VAT returns.
- Preparing and filing Corporation Tax returns.

2. Creditors

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.

Analysis of Office Holder's time costs for the period 01/06/2017 To 30/06/2018

KALLIS & COMPANY
INSOLVENCY PRACTITIONERS

| Classification of Work Content | Partner Hours | Senior Manager Hours | Manager Hours | Senior Hours | Support Hours | Total Hours | Total Cost (GBP) | Average Hourly Rate (GBP) |
|---|------------------|----------------------------|------------------|-----------------|------------------|----------------|------------------------|------------------------------------|
| Administration & Planning | | | | | | | | |
| AD1.1 - Case planning and review | 2.90 | 1.30 | 0.40 | 7.30 | 0.30 | 12.20 | 2,277.50 | 186.68 |
| AD1.2 - Ongoing administration matters | 0.40 | 1.30 | 0.40 | 1.90 | 0.00 | 4.00 | 835.00 | 208.75 |
| AD1.3 - Statutory notices & reporting | 0.00 | 0.00 | 0.00 | 2.40 | 0.30 | 2.70 | 330.00 | 122.22 |
| Financials | | | | | | | | |
| AD2.1 - Completion and agreement of tax returns | 2.50 | 0.00 | 0.00 | 3.00 | 0.00 | 5.50 | 1,112.50 | 202.27 |
| AD2.2 - Banking and reconciliations | 0.00 | 0.00 | 0.00 | 0.00 | 1.90 | 1.90 | 190.00 | 100.00 |
| | 0.00 | 0.00 | 0.00 | 0.00 | 0.30 | 0.30 | 30.00 | 100.00 |
| | 0.00 | 0.00 | 0.00 | 0.00 | 1.60 | 1.60 | 160.00 | 100.00 |
| Total Hours | 2.90 | 1.30 | 0.40 | 7.30 | 2.20 | 14.10 | | 175.00 |
| Total Fees (GBP) | 855.50 | 370.50 | 104.00 | 917.50 | 220.00 | | 2,467.50 | |

Appendix 3

Analysis of Office Holder's time costs for the period 01/07/2011 To 30/06/2018

KALLIS & COMPANY
INSOLVENCY PRACTITIONERS

| Classification of Work Content | Partner Hours | Senior Manager Hours | Manager Hours | Senior Hours | Support Hours | Total Hours | Total Cost (GBP) | Average Hourly Rate (GBP) |
|---|------------------|----------------------------|------------------|-----------------|------------------|----------------|------------------------|------------------------------------|
| Administration & Planning | | | | | | | | |
| AD1 - Administration and Planning | 5.20 | 1.50 | 4.20 | 29.50 | 10.80 | 51.20 | 8,006.94 | 156.39 |
| AD1.1 - Case planning and review | 2.30 | 0.20 | 3.80 | 20.70 | 5.00 | 32.00 | 4,916.94 | 153.65 |
| AD1.2 - Ongoing administration matters | 0.40 | 1.30 | 0.40 | 3.40 | 5.00 | 10.50 | 1,597.50 | 152.14 |
| AD1.3 - Statutory notices & reporting | 0.00 | 0.00 | 0.00 | 2.40 | 0.80 | 3.20 | 380.00 | 118.75 |
| Financials | 2.50 | 0.00 | 0.00 | 3.00 | 0.00 | 5.50 | 1,112.50 | 202.27 |
| AD2 - Financials | 0.00 | 0.00 | 0.00 | 1.50 | 15.20 | 16.70 | 1,489.93 | 89.22 |
| AD2.1 - Completion and agreement of tax returns | 0.00 | 0.00 | 0.00 | 1.50 | 9.40 | 10.90 | 946.43 | 86.83 |
| AD2.2 - Banking and reconciliations | 0.00 | 0.00 | 0.00 | 0.00 | 1.80 | 1.80 | 163.50 | 90.83 |
| AD2.3 - Expense reviews and payments | 0.00 | 0.00 | 0.00 | 0.00 | 3.50 | 3.50 | 340.00 | 97.14 |
| Investigations | 0.00 | 0.00 | 0.00 | 0.00 | 0.50 | 0.50 | 40.00 | 80.00 |
| AD4 - Investigations | 0.00 | 0.00 | 0.00 | 0.20 | 0.00 | 0.20 | 26.92 | 134.60 |
| Creditors | 0.00 | 0.00 | 1.60 | 0.80 | 0.00 | 2.40 | 414.50 | 172.71 |
| AD5 - Creditors | 0.00 | 0.00 | 0.30 | 0.80 | 0.00 | 1.10 | 167.50 | 152.27 |
| AD5.1 - Communication with creditors | 0.00 | 0.00 | 1.30 | 0.00 | 0.00 | 1.30 | 247.00 | 190.00 |
| Total Hours | 5.20 | 1.50 | 5.80 | 32.00 | 26.00 | 70.50 | | 140.97 |
| Total Fees (GBP) | 1,558.50 | 425.50 | 1,130.00 | 4,624.34 | 2,199.95 | | 9,938.29 | |

Appendix 3