

Liquidator's Progress Report

S.192

Pursuant to Sections 92A and 104A and 192
of the Insolvency Act 1986

To the Registrar of Companies

Company Number

04809559

Name of Company

Magnaco Limited /a Parking Control Services

I / We

Graham P Petersen
5-6 The Courtyard
East Park
Crawley
West Sussex
RH10 6AG

Julie P Vahey
5-6 The Courtyard
East Park
Crawley
West Sussex
RH10 6AG

the liquidator(s) of the company attach a copy of my/our Progress Report
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 21/06/2012 to 20/06/2013

Signed



Date

16/8/2013

Benedict Mackenzie Recovery Limited
5-6 The Courtyard
East Park
Crawley
West Sussex
RH10 6AG

Ref M062/GP/JV/PB/GA

SATURDAY



A27

17/08/2013
COMPANIES HOUSE

#2

**Magnaco Limited t/a Parking Control Services
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments**

Statement of Affairs		From 21/06/2012 To 20/06/2013
	ASSET REALISATIONS	
2,200 00	Plant & Machinery	8,000 00
325 00	Furniture & Equipment	9 00
7,700 00	Motor Vehicles	7,420 00
5,100 00	Stock	NIL
5,000 00	Book Debts	6,439 96
327 99	VAT Refund	NIL
6,348 86	Cash at Bank - NatWest	8,061 89
231 00	Cash at Bank - Benedict Mackenzie	231 00
	Rates Refund	611 40
	Cash in Hand	283 39
	Bank Interest Gross	6 02
		<u>31,062 66</u>
	COST OF REALISATIONS	
	Specific Bond	117 60
	Preparation of S of A	7,500 00
	Liquidator's Fees	12,500 00
	Agents/Valuers Fees (1)	4,154 70
	Corporation Tax	1 19
	Re-Direction of Mail	120 00
		<u>(24,393 49)</u>
	PREFERENTIAL CREDITORS	
(19,185 54)	Employee Arrears/Hol Pay	<u>NIL</u>
		NIL
	UNSECURED CREDITORS	
(24,238 64)	Trade & Expense Creditors	NIL
(44,126 99)	Employees	NIL
(20,563 27)	HMRC - PAYE/NIC	<u>NIL</u>
		NIL
	DISTRIBUTIONS	
(20 00)	Ordinary Shareholders	<u>NIL</u>
		NIL
<u>(80,901.59)</u>		<u><u>6,669.17</u></u>
	REPRESENTED BY	
	Bank 1 Current	2,669 17
	Vat Control Account	4,000 00
		<u><u>6,669 17</u></u>



Graham P Petersen
Joint Liquidator

**Joint Liquidators' annual progress report to the members and creditors
For the period 21 June 2012 to 20 June 2013**

Company Name Magnaco Limited t/a Parking Control Service (In Creditors' Voluntary Liquidation) ("the Company")

Registered Office 5-6 The Courtyard, East Park, Crawley, West Sussex RH10 6AG

Registered Number: 04809559

Court & Ref No -

Joint Liquidators Graham P Petersen and Julie P Vahey both of Benedict Mackenzie, 5-6 The Courtyard, East Park, Crawley, West Sussex RH10 6AG
Tel 01293 447799 Fax 01293 447800 Email Crawley@benemack.com

1. Introduction

- 1 1 We were appointed Joint Liquidators ("the Liquidators") of the Company on 21 June 2012. We now present our progress report covering the period 21 June 2012 to 20 June 2013 (the 'Period') pursuant to Section 104A of the Insolvency Act 1986.
- 1 2 At the date of our appointment the Company had ceased trading and accordingly we have taken steps to realise the remaining assets with a view to distributing the funds to creditors, after costs, in the prescribed order of priority. As Liquidators, we are also obliged to investigate the Company's affairs. At the outset, it was anticipated there would be no return to unsecured creditors. It can be seen from section 4 below that this remains the case.
- 1 3 A receipts and payments account in the form of an abstract for the Period is attached.
- 1 4 Details of progress during the period are set out in sections 2 to 5 below.

2. Asset realisations and assets that remain to be realised

**2 1 Plant and Machinery
Furniture and Equipment
Motor Vehicles
Stock**

Having inspected these assets, where possible, and prepared a report and valuation for the purpose of the statement of affairs, John M Peyto & Co Ltd, independent agents and valuers, were engaged to act as our agents to dispose of the items. Total realisations from these assets amounted to £15,429 which is just over the overall forced sale value of £15,325.

2 2 Book Debts

The director provided a customer contact list which showed a total of £29,278.05 due to the company, the majority of which related to parking permits and signage rental. However, there were no dates or invoice numbers on this list and they were not expected to realise more than £5,000. Having written to all of the debtors listed following our appointment, significant time was then spent dealing with the resultant queries and disputes. Final recoveries from these debts amounted to £6,439.96 and it has been necessary to write off the remaining amounts as irrecoverable.

2 3 VAT Refund

HMRC has submitted a claim in the liquidation in respect of outstanding VAT in the sum of £2,483 00. As such, no recoveries have been made in respect of the VAT refund recorded on the statement of affairs of £327 99.

2 4 Cash at Bank

2 4 1 The sum of £8,061 89 was received in respect of the closing balance held on the Company's bank account with NatWest.

2 4 2 The sum of £231 00 held on suspense account for the Company was released to the Liquidators following appointment.

2 5 Rates Refund

A rates refund of £611 40 has been received from Crawley Borough Council.

2 6 Cash in Hand

The Company held a small amount of cash in Euros which converted to £283 39.

2 7 Bank Interest

Gross bank interest has been received during this Period of £6 02 in respect of funds held on the liquidation bank account.

2 8 Assets that have yet to be realised

There are no other known assets that have yet to be realised.

3 Creditors' Claims

3 1 Secured Creditors

There are no known secured creditors and there are no outstanding charges registered at Companies House.

3 2 Preferential Creditors

Preferential creditors' claims have been received to date as follows:

	Statement of Affairs £	Claims Lodged £
Employees Arrears/Holiday Pay	19,185 54 }	
Redundancy Payments Service	}	8,830 57
Total	£19,185 54	£ 8,830 57

3 3 Unsecured (Non-Preferential) Creditors

The following claims have been received from unsecured creditors to date

	Statement of Affairs £	Claims Lodged £
Trade & Expense	24,238 64	56,266 78
Employees (12)	44,126 99 }	-
Redundancy Payments Service	} 20,563 27	22,054 16
HMRC – PAYE/NIC	-	4,253 13
HMRC – VAT	-	2,483 00
Total	£ 88,928 90	£ 85,057 06

Sixteen creditors recorded on the statement of affairs with potential debts totalling £13,484 41 have not submitted a claim to date. In addition, employees' claims have not been quantified in respect of any shortfalls after receiving payment from the Redundancy Payments Service.

No claims' adjudication work has been undertaken as no dividend is expected to unsecured creditors.

4 Distribution of Funds

After allowing for the costs of the liquidation, there will be no funds available to enable a dividend to be paid to any class of creditor in this matter.

5 Investigations

- 5 1 We have a duty under the Company Directors Disqualification Act 1986 to submit confidential reports/returns to the Department for Business, Innovation & Skills on the conduct of those persons who were directors at the date of liquidation or who had been a director at any time in the three years preceding liquidation. We have complied with this obligation.

6 Liquidators' Remuneration and Disbursements

Statement of Affairs Fee

- 6 1 Creditors will be aware that it was resolved at the first meeting of creditors held on 21 June 2012 that this firm's costs in connection with convening the statutory meetings and assisting the director with the preparation of the report and statement of affairs presented thereto in the sum of £7,500 00 00 plus VAT plus disbursements were to be borne as an expense of the liquidation payable out of the first available assets. These fees have been paid.

Liquidators' Remuneration

- 6 2 Creditors will be aware that it was also resolved at the first meeting of creditors that the joint liquidators should be remunerated on a time cost basis and that sums could be drawn from time to time on account of time spent.
- 6 3 The work described in the sections above has been undertaken by the joint liquidators and their staff.
- 6 4 In addition to the work described in sections 2 to 5 above, the following has also been undertaken:
- (i) Preparation and circulation of a report to creditors
 - (ii) Filing of forms and returns with the Registrar of Companies
 - (iii) Extensive work in relation to the collection of book debts

- (iv) Maintenance of bank accounts, sundry administrative matters and compliance generally with the insolvency legislation
- (v) Preparation and submission of a corporation tax return

6 5 During the period covered by this report our time ledger shows 204 05 hours spent on the administration of this case amounting to £28,473 00 excluding VAT. The average hourly charge out rate for this period is £139 54. Remuneration has been drawn to date in the sum of £12,500 00 plus VAT, leaving an undrawn balance at the end of this Period of £15,973 00 excluding VAT.

6 5 1 A schedule setting out details of the time costs incurred during this period by work category is attached. The following changes have been made to charge out rates since the last notification to creditors:

	Previous rates as at 31 December 2012	New rates with effect from 1 January 2013
Director/Officeholder	£220 - £250 per hour	£250 - £300 per hour
Manager	£150 per hour	£200 per hour
Administrator	£110 per hour	£120 - £150 per hour
Junior Administrator	£80 per hour	£80 per hour

6 5 2 Explanatory notes entitled "A Creditor's Guide to Liquidators' Fees" are available from the Benedict Mackenzie website www.benemack.com, or free of charge by contacting the above office.

Liquidators' Disbursements

Ward Mackenzie, an associated firm, pays expenses on behalf of the case where necessary and is reimbursed when funds become available.

6 6 Category 1 Disbursements

In relation to disbursements paid or where Ward Mackenzie has been reimbursed the actual payment made on behalf of the case, eg statutory advertising costs, each category of expenditure is shown separately on the receipts and payments account.

The following expenses have been incurred during the period of this report but have yet to be recharged:

Statutory Advertising	229 50
Document Upload Service	<u>20 00</u>
	£ 249 50

6 7 Category 2 Disbursements

Disbursements which include an element of shared or allocated cost (eg photocopying) incurred to date and not yet drawn are as follows:

Travel Costs	£ 1 84
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6 8 Professionals, sub-contractors and other expenses

6 8 1 Where appropriate, we have employed professionals to advise us in relation to certain specialist matters. In particular, we engaged a firm of independent valuers and agents to value the Company's chattel assets and to handle the sale of those assets.

6 8 2 The firm engaged to provide these professional services was chosen on the basis of their experience and knowledge of the area on which they were assisting, taking into account the complexity of the

assignment They were contracted to be paid a on a time cost basis The fees charged have been reviewed for reasonableness, given the amount and level of work undertaken

(i) The following expenses (excluding VAT) have been incurred and paid during this Period

<i>Name</i>	<i>Basis of fee</i>	<i>Incurred</i>	<i>Paid</i>
		£	£
John M Peyto & Co Ltd	Time Cost	960 80	960 80
John M Peyto & Co Ltd	Time Cost	3,049 80	3,049 80
John M Peyto & Co Ltd	Disbursements	144 10	144 10

6 9 Creditors' Right to Request Information

Any secured creditor, or an unsecured creditor with the support of at least 5% in value of unsecured creditors or with the leave of court, may (in writing) request we provide additional information regarding remuneration or expenses already supplied within this report In accordance with Rule 4 49E of The Insolvency Rules 1986, such a request or application for leave must be made within 21 days of receipt of this report

6 10 Creditors' Right to Challenge Remuneration and/or Expenses

Any secured creditor, or an unsecured creditor with the support of at least 10% in value of the unsecured creditors or with the permission of the court, may apply to court for one or more orders under Rule 4 131(4) of the Insolvency Rules 1986 In accordance with Rule 4 131, such applications must be made within eight weeks of receipt of this report

7 **Conclusion**

We are now in a position to proceed towards finalising our administration



Graham P Petersen
Joint Liquidator



Julie P Vahey
14 August 2013

**Magnaco Limited t/a Parking Control Services
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments**

Statement of Affairs		From 21/06/2012 To 20/06/2013	From 21/06/2012 To 20/06/2013
	ASSET REALISATIONS		
2,200 00	Plant & Machinery	8,000 00	8,000 00
325 00	Furniture & Equipment	9 00	9 00
7,700 00	Motor Vehicles	7,420 00	7,420 00
5,100 00	Stock	NIL	NIL
5,000 00	Book Debts	6,439 96	6,439 96
327 99	VAT Refund	NIL	NIL
6,348 86	Cash at Bank - NatWest	8,061 89	8,061 89
231 00	Cash at Bank - Benedict Mackenzie	231 00	231 00
	Rates Refund	611 40	611 40
	Cash in Hand	283 39	283 39
	Bank Interest Gross	6 02	6 02
		<u>31,062 66</u>	<u>31,062 66</u>
	COST OF REALISATIONS		
	Specific Bond	117 60	117 60
	Preparation of S of A	7,500 00	7,500 00
	Liquidator's Fees	12,500 00	12,500 00
	Agents/Valuers Fees (1)	4,154 70	4,154 70
	Corporation Tax	1 19	1 19
	Re-Direction of Mail	120 00	120 00
		<u>(24,393 49)</u>	<u>(24,393 49)</u>
	PREFERENTIAL CREDITORS		
(19,185 54)	Employee Arrears/Hol Pay	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	UNSECURED CREDITORS		
(24,238 64)	Trade & Expense Creditors	NIL	NIL
(44,126 99)	Employees	NIL	NIL
(20,563 27)	HMRC - PAYE/NIC	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	DISTRIBUTIONS		
(20 00)	Ordinary Shareholders	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
<u>(80,901.59)</u>		<u>6,669 17</u>	<u>6,669 17</u>
	REPRESENTED BY		
	Bank 1 Current		2,669 17
	Vat Control Account		4,000 00
			<u>6,669 17</u>


 Graham P Petersen
 Joint Liquidator

Time Entry - Detailed SIP9 Time & Cost Summary

M062 - Magnaco Limited t/a Parking Control Services
From 21/06/2012 To 20/06/2013
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
100 Admin and Planning	0 00	0 00	13 20	0 30	13 50	1 504 00	111 41
102 Case Strategy & Planning	5 10	0 00	0 00	0 00	5 10	1 280 00	250 98
103 Statutory/Meetings	0 00	0 00	0 30	3 50	3 80	313 00	82 37
104 Receipts & Payments	0 00	0 00	9 80	0 25	10 05	1 146 00	114 03
106 Firm's Administration	0 10	0 00	0 00	0 00	0 10	25 00	250 00
Admin and Planning	5 20	0 00	23 30	4 05	32 55	4 268 00	131 12
600 Case Specific Matters	0 00	0 00	11 80	0 00	11 80	1 238 00	110 00
601 Communication with Director	0 10	0 00	0 00	0 00	0 10	25 00	250 00
Case Specific Matters	0 10	0 00	11 80	0 00	11 90	1 323 00	111 18
500 Creditors	3 00	0 00	8 50	0 00	11 50	1 721 00	149 65
503 Unsecured Creditors	0 40	0 00	3 40	0 00	3 80	506 00	133 16
504 Employees	5 40	0 00	3 60	0 00	9 00	1 971 00	219 00
505 HMRC	1 60	0 00	2 10	0 00	3 70	743 00	200 81
Creditors	10 40	0 00	17 60	0 00	28 00	4 941 00	176 46
200 Investigations	0 40	0 00	5 00	0 00	5 40	650 00	120 37
202 CDDA Report	1 60	0 00	0 60	0 00	2 20	466 00	211 82
Investigations	2 00	0 00	5 60	0 00	7 60	1 116 00	148 84
300 Asset Realisation	7 40	0 00	1 50	0 00	8 90	2 035 00	228 65
301 Book Debt Collection	2 80	0 00	99 20	0 00	102 00	11 657 00	114 28
302 Chattels	3 40	0 00	0 00	0 00	3 40	850 00	250 00
304 Land & Property	8 60	0 00	0 50	0 00	9 10	2 217 00	243 63
305 Other Assets	0 00	0 00	0 60	0 00	0 60	66 00	110 00
Realisation of Assets	22 20	0 00	101 80	0 00	124 00	16 825 00	135 89
Total Hours	39 90	0 00	160 10	4 05	204 05	28 473 00	139 54
Total Fees Claimed						12 500 00	

Statement from the Insolvency Rules 1986 (as amended) regarding the rights of creditors and members in respect of Liquidator's fees and expenses

4 49E Creditors' and members' request for further information

(1) If—

(a) within the period mentioned in paragraph (2)

(i) 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

(iii) 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, or

(b) with the permission of the court upon an application made within the period mentioned in paragraph (2)—

(i) any unsecured creditor, or

(ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

(2) The period referred to in paragraph (1)(a) and (b) is—

(a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4 108, and

(b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case

(3) The liquidator complies with this paragraph by either—

(a) providing all of the information asked for, or

(b) so far as the liquidator 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 liquidation or might reasonably be expected to lead to violence against any person, or

(iii) the liquidator is subject to an obligation of confidentiality in respect of the information, giving reasons for not providing all of the information

(4) Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of—

(a) the giving by the liquidator 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

(5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just

(6) This Rule does not apply where the liquidator is the official receiver

Statement from the Insolvency Rules 1986 (as amended) regarding the rights of creditors and members in respect of Liquidator's fees and expenses (continued)

4 131— Creditors' claim that remuneration is or other expenses are excessive

(1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the 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 liquidator,
- (b) the basis fixed for the liquidator's remuneration under Rule 4 127, or
- (c) expenses incurred by the liquidator,

is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate

(1B) The application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4 108, 4 weeks) after receipt by the applicant of the progress report, or the draft report under Rule 4 49D, 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 sufficient cause is shown for a reduction, dismiss the application, but it shall not do so unless the applicant has had an opportunity to attend the court for a hearing, of which he has been given at least 5 business days' notice but which is without notice to any other party

If the application is not dismissed under this paragraph, 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 liquidator 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 liquidator 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 liquidation,
- (e) an order that the liquidator or the liquidator'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 liquidation