The Insolvency Act 1986

Notice to Registrar of Companies of Voluntary Arrangement Taking Effect

Pursuant to section 4 of, or paragraph 30 of Schedule A1 to, the Insolvency Act 1986 S. 4/ Para 30 Sch A1

	For Official Use				
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Company numb		_		_	

To the Registrar of Companies

05207849

Name of company

(a) Insert full name of company

(a) 129B Milton Road Management Company

Limited

I (b) Luke Cockerton DCA Business Recovery LLP 2 Nelson Street Southend-on-Sea Essex SS1 1EF

(b) Insert full name and address

the chairman of meetings held in pursuance of [section 4 of][paragraph 30 of Schedule A1 to](c) the Insolvency Act 1986 on (d) 2 December 2013 enclose a copy of my report of the said meetings

(c) Delete as applicable (d) Insert date

Signed

Date 02/12/13

Presenter's name, address and reference (if any)

129B Milton Road Management Company Limited Luke Cockerton DCA Business Recovery LLP 2 Nelson Street Southend-on-Sea Essex SS1 1EF For Official Use





A14 13/12/2013 COMPANIES HOUSE

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#### IN THE SOUTHEND COUNTY COURT

SPECIAL NO: OF 2013

# IN THE MATTER OF THE INSOLVENCY ACT 1986 AND 2000 ENTERPRISE ACT 2002 INSOLVENCY RULES 1986 AND 129B MILTON ROAD MANAGEMENT COMPANY LIMITED

#### THE CHAIRMAN'S REPORT

#### OF THE MEETING OF CREDITORS AND MEMBERS

#### **HELD ON 25 NOVEMBER 2013**

I, Luke Cockerton an employee of the firm DCA Business Recovery LLP, 2 Nelson Street, Southend-on-Sea, Essex, SS1 1EF, on behalf of the Nominee of the company, acted as Chairman of the meeting of creditors and members held at 2 Nelson Street, Southend on Sea, Essex, SS1 1EF on 25 November 2013 at 10 00 am and 10 30, and at the adjourned meetings held on 02 December 2013 at 10 00 am and 10 30am

In accordance with Rule 1 24 of the Insolvency Rules 1986, I provide a report of the outcome of the meetings

I confirm that the proposal for a voluntary arrangement was approved with modifications by creditors and members either present or voting at the meetings. A copy is attached to this report

Attached at **Appendix I** is the summary of the proposals approved and at **Appendix II** are details of those creditors either present or represented at the meeting and how they voted

Attached at **Appendix III** are details of those members either present or represented at the meeting and how they voted

No Creditors' Committee was formed

I also confirm that the Company's centre of main interest is in the UK. Accordingly the Council Regulations (EC) No 13461200 (the Regulation) on insolvency proceedings will apply. These proceedings will be main proceedings as defined in Article 3 of the EC Regulations.

There being no other business the meeting was closed

Luke Cockerton

Chairman of the meeting and
On behalf of the Supervisor of the
Company Voluntary Arrangement of
129B Milton Road Management Company Limited

Dated 2 December 2013

#### APPENDIX I

#### 129B MILTON ROAD MANAGEMENT COMPANY LIMITED

Summary of the proposal is listed below

- Contributions will be made by the company from trading profits of £3,500 per month for the duration of the arrangement
- The duration of the arrangement is 60 months.
- The directors are to repay the directors loan account back to the company and in turn the company is to introduce these funds to the arrangement for the benefit of unsecured creditors
- A dividend will be paid to creditors twelve months from the date of approval and annually thereafter
- The Supervisors will agree creditors' claims and pay a dividend to creditors out of the funds in their possession
- This Proposal is in full and final settlement of all claims by creditors against the company
- · There are to be no Preferential claims in the arrangement
- The estimated dividend to unsecured creditors will be 38.5 pence in the £ after the costs and expenses of the CVA and the outstanding costs of the liquidation
- Creditors who inadvertently did not receive notice of the meeting to approve the proposals shall be given the opportunity to participate in the Voluntary Arrangement as if they received the notice in the normal matter
- Claims will be calculated in accordance with the Insolvency Act and Rules 1986
- The Nominee is to be paid £8,000 in respect of their fees, together with any out of pockets expenses that will be incurred in connection with this proposal
- The Supervisor is to be paid the sum of £25,000 in respect of their fees, together with any out of pocket expenses that will be incurred in connection with this proposal

#### **APPENDIX II**

# CREDITOR PROXY SCHEDULE for Meeting of Creditors on : 02 December 2013

	£	%	Creditor Representative				
Creditors Voting for Acceptance – No Modifications							
Creditors voting for Acceptance - With modifications - accepted by debtor							
HM Revenue & Customs	150,000 00	56 82					
Inland Revenue	114,000 00	43.18					
Total Accepted :	264,000 00	100.00					
Creditors voting for Acceptance - With modifications - rejected by debtor							
Creditors voting for Rejection							
Total Rejected :	NIL	NIL					
Total Voting :	264,000. 00	100.0 0					

Creditors accepting the said proposal

I hereby advise the creditors that the said approvals obtained the requisite acceptance

100% of the unsecured creditors voted in favour of the proposal

I confirm that no connected parties voted and therefore the second vote required by Rule 1 17 was not needed

I can also confirm that the shareholders meeting confirmed in excess of 75% of shareholders ratifying the Company Voluntary Arrangement

## APPENDIX III

# SCHEDULE OF MEMBERS EITHER IN ATTENDANCE OR REPRESENTED AT THE MEETING

Name of member	Represented by	How voted
Kım Manchett	•	For

## Modifications proposed by Voluntary Arrangement Service (VAS) on behalf of HM Revenue & Customs in respect of .

### 129B MILTON ROAD MANAGEMENT COMPANY LTD

If any of the modifications are not accepted then the VAS vote(s) must be taken as a rejection

- Paragraphs 6-15 to 6-41 ('Terms included to comply with the requirements of HMRC) of 1 the proposal to be retained in full and unamended. No additional modification that compromises paragraphs 6.15 to 6.41 shall be accepted
- 2 [Directors Loan] The directors are within three months of the approval date to repay in full all loans made to them by the company. The company is within 7 days of receipts to pass all monies recovered to the supervisor for the benefit of the arrangement repayment is not made as required the supervisor is to report to the creditors his proposed actions for recovery and his reasons

We, the undersigned, confirm that we understand and agree to the above modifications -