

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

WEDNESDAY



A25 \*A807IUL5\* #196  
27/02/2019  
COMPANIES HOUSE

### 1 Company details

Company number 0 5 8 7 5 3 1 6  
Company name in full A & D FABRICATIONS UK LIMITED

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

### 2 Liquidator's name

Full forename(s) JONATHAN  
Surname AMOR

### 3 Liquidator's address

Building name/number THE PORTERGATE  
Street ECCLESALL ROAD  
Post town SHEFFIELD  
County/Region SOUTH YORKSHIRE  
Postcode S 1 1 8 N X  
Country ENGLAND

### 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.

LIQ03

Notice of progress report in voluntary winding up

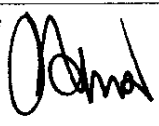
**6** Period of progress report

From date	d	3	1	m	1	2	y	2	0	1	7
To date	d	3	0	m	1	2	y	2	0	1	8

**7** Progress report

☒ The progress report is attached

**8** Sign and date

Liquidator's signature	Signature										
	X										
		X									
Signature date	d	2	6	m	0	2	y	2	0	1	9

LIQ03

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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	JONATHAN AMOR				
Company name	A.M. INSOLVENCY LIMITED				
Address	THE PORTERGATE				
ECCLESALL ROAD					
Post town	SHEFFIELD				
County/Region	SOUTH YORKSHIRE				
Postcode	S	1	1	8	N X
Country	ENGLAND				
DX					
Telephone	01142096088				



**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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

**PRIVATE & CONFIDENTIAL**

**TO ALL KNOWN CREDITORS**

Our Ref: A002/AR3/JA

26 February 2019

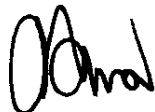
Dear Sir/Madam

**A & D Fabrications UK Limited ("the Company") -- In Creditors' Voluntary Liquidation**

This is my report to members and creditors following the third anniversary of my appointment as Liquidator. This report should be read in conjunction with my previous progress reports.

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 me by email at [jonathan@aminsolvency.co.uk](mailto:jonathan@aminsolvency.co.uk) or by phone on 0114 209 6088.

Yours faithfully  
For and on behalf of  
A & D Fabrications UK Limited



Jonathan Amor  
**Liquidator**

Enc.

The Portergate  
Ecclesall Road,  
Sheffield S11 8NX

Telephone 0114 209 6088  
[jonathan@aminsolvency.co.uk](mailto:jonathan@aminsolvency.co.uk)

**A & D Fabrications UK Limited – In Creditors' Voluntary Liquidation**

**LIQUIDATOR'S PROGRESS REPORT TO CREDITORS AND MEMBERS**

**For the year ending 30 December 2018**

**STATUTORY INFORMATION**

Company name: A & D Fabrications UK Limited

Registered office: Enterprise House, Carlton Road, Worksop, S81 7QF

Former registered office: Crabtree Lane, Clayton, Manchester, M11 4GU

Registered number: 05875316

Liquidator's name: Jonathan Amor

Liquidator's address: The Portergate, Ecclesall Road, Sheffield, S11 8NX

Liquidator's date of appointment: 31 December 2015

**LIQUIDATOR'S ACTIONS SINCE LAST REPORT**

Since my last report and while waiting for confirmation from HMRC regarding their enquiries into the EBT scheme, I have approached a litigation funder to see if there is any appetite for funding a claim regarding the EBT scheme. The litigation funder declined an offer of funding. As there are insufficient funds in the case to fund litigation, I will take steps to finalise the liquidation and close the case. I have kept the case open until now on the request of HMRC however I am unable to keep the case open indefinitely.

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

## **RECEIPTS AND PAYMENTS**

My Receipts & Payments Account for the period from 31 December 2017 to 30 December 2018 is attached at Appendix 2.

The balance of funds are held in an interest bearing estate bank account.

## **ASSETS**

There have been no asset realisations in the reporting period. Bank interest of £1.14 has been received.

## **LIABILITIES**

### Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

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 such that the prescribed part provisions do not apply.

### Preferential Creditors

The statement of affairs anticipated no claims from preferential creditors however a claim of £3,189.50 has been received from the Redundancy Payments Office in respect of arrears of wages and holiday pay claims paid to former employees.

### Crown Creditors

The statement of affairs showed there was no debt to HMRC. HMRC's final claim of £852,306.50 has been received. This relates to an EBT scheme that the Company had in place prior to the liquidation.

### Non-preferential unsecured Creditors

The statement of affairs included 3 non-preferential unsecured creditors with an estimated total liability of £310,428.35. I have received claims from 11 creditors at a total of £169,606.13.

## **DIVIDEND PROSPECTS**

Secured creditors – there are no secured creditors in this case.

Preferential creditors – there is no prospect of a dividend to preferential creditors.

Floating charge creditors – there are no floating charge creditors in this case.

Non-preferential unsecured creditors – there is no prospect of a dividend to preferential creditors.

## **INVESTIGATION INTO THE AFFAIRS OF THE COMPANY**

The Former Liquidator 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.

No action has been taken in the reporting period. Please refer to previous reports for matters where further action was taken.

Within six months of their appointment, a Liquidator is required to submit a confidential report to the Secretary of State to include any matters which have come to their attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that the former Liquidator's report has been submitted.

## **PRE-APPOINTMENT REMUNERATION**

The Board & creditors previously authorised the payment of a fee of £3,000 for my assistance with preparing the statement of affairs and convening and holding the meeting of creditors at a meeting held on 14 September 2011.

The fee for preparing the statement of affairs and convening and holding the meeting of creditors was paid from first realisations on appointment and is shown in the enclosed receipts and payments account.

## **LIQUIDATOR'S REMUNERATION**

The Liquidator's remuneration was approved on a time cost basis at a meeting held on 14 September 2011. My total time costs to 30 December 2018 amount to £5,550, representing 22.2 hours work at an average charge out rate of £250 per hour, of which £1,650, representing 6.6 hours work, was charged in the period since 30 December 2017, at an average charge out rate of £250 per hour.

I have drawn £3,109.59 to 30 December 2018 all of which was drawn in the period since 30 December 2017.

A schedule of my time costs incurred to date and in the period since 30 December 2017 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 A.M. Insolvency Limited's fee policy are available to download alongside this report.

## **LIQUIDATOR'S EXPENSES**

I have incurred expenses to 30 December 2018 of £1,200.00 of which £10.00 was incurred in the period since 30 December 2017.

I have drawn £1,180.00 to date, all of which was drawn in previous reporting periods.

I have incurred the following expenses in the period since my last progress report:

Type of expense	Amount incurred/ accrued in the reporting period
Online Report Hosting	£10.00

#### **FURTHER INFORMATION**

An unsecured creditor may, with the permission of the Court, or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question), request further details of the Liquidator's remuneration and expenses within 21 days of their receipt of this report. Any secured creditor may request the same details in the same time limit.

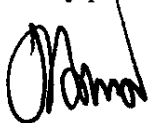
An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's 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 A.M. Insolvency Limited can be found in the attached summary sheet.

#### **SUMMARY**

The Liquidation will remain open until HMRC have finished their enquiries. Once resolved the Liquidation will be finalised and our 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 me by email at [jonathan@aminsolvency.co.uk](mailto:jonathan@aminsolvency.co.uk) or by phone on 0114 209 6088.



Jonathan Amor  
**Liquidator**



## **Appendix 1**

### **1. Administration**

- Dealing with all routine correspondence and emails relating to the case.
- Maintaining and managing the office holder's estate bank account.
- 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.
- Preparing, reviewing and issuing annual progress reports to creditors and members.
- Filing returns at Companies House.
- Preparing and filing returns with HMRC.

### **2. Creditors**

- *Maintaining up to date creditor information.*

**A & D Fabrications UK Limited - In Liquidation**  
**Liquidator's Receipts and Payments**  
**14 September 2011 to 30 December 2018**

**Appendix 2**

	14/09/2011 to 30/12/2017 £	31/12/2017 to 30/12/2018 £	Cumulative £	Statement of Affairs £
<b>Receipts</b>				
Out of Court settlement	150,000.00		150,000.00	0.00
Plant and machinery	9,000.00		9,000.00	0.00
Rent deposit refund	3,103.88		3,103.88	0.00
Funds introduced by director towards liquidation costs	4,800.00		4,800.00	0.00
Bank interest (gross)	72.06	1.14	73.20	0.00
<i>Total receipts</i>	<u>166,975.94</u>	<u>1.14</u>	<u>166,977.08</u>	<u>0.00</u>
<b>Payments</b>				
Solicitors' Fees	(69,578.67)		(69,578.67)	
Barrister's fees	(1,140.00)		(1,140.00)	
Court fees	(260.00)		(260.00)	
ATE insurance premium	(26,235.00)		(26,235.00)	
Statement of affairs fees	(3,000.00)		(3,000.00)	
Liquidator's fees	(57,847.75)	(3,109.59)	(60,957.34)	
Bordereau insolvency insurance bond	(759.20)		(759.20)	
Chattel asset agents' fees	(3,000.00)		(3,000.00)	
Legal notices	(229.50)		(229.50)	
Meeting expenses	(196.93)		(196.93)	
Rax advisory fees	(937.50)		(937.50)	
Other professional fees (investigator)	(250.00)		(250.00)	
Postage	(31.20)		(31.20)	
Motor and travel	(363.60)		(363.60)	
Company searches	(9.00)		(9.00)	
Creditor Gateway - document uploads	(28.00)		(28.00)	
<i>Total payments</i>	<u>(163,866.35)</u>	<u>(3,109.59)</u>	<u>(166,975.94)</u>	
<b>Balance in hand</b>			<u>1.14</u>	

**Time Incurred for the Period 31 December 2017 to 30 December 2018**

	Insolvency Practitioner	Total Hours	Total Time Costs
ADMINISTRATION	3.6	3.6	900.00
CREDITORS	-	-	-
INVESTIGATIONS	-	-	-
REALISATION OF ASSETS	3.0	3.0	750.00
TRADING	-	-	-
CASE SPECIFIC MATTERS	-	-	-
	<b>6.6</b>	<b>6.6</b>	<b>1,650.00</b>

**Total Time Incurred for the Period 31 December 2015 to 30 December 2018**

	Insolvency Practitioner	Total Hours	Total Time Costs
ADMINISTRATION	13.1	13.1	3,275.00
CREDITORS	3.2	3.2	800.00
INVESTIGATIONS	-	-	-
REALISATION OF ASSETS	3.0	3.0	750.00
TRADING	-	-	-
CASE SPECIFIC MATTERS	2.9	2.9	725.00
	<b>22.2</b>	<b>22.2</b>	<b>5,550.00</b>