

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 06877471

Company name in full Ash Surfacing Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Christopher

Surname Ratten

3 Liquidator's address

Building name/number 9th Floor

Street 3 Hardman Street

Post town Manchester

County/Region

Postcode M33HF

Country

4 Liquidator's name ①

Full forename(s) Lindsey J

Surname Cooper

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 9th Floor

Street 3 Hardman Street

Post town Manchester

County/Region

Postcode M33HF

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 <div>2</div>	^d <div>1</div>	^m <div>1</div>	^m <div>0</div>	^y <div>2</div>	^y <div>0</div>	^y <div>2</div>	^y <div>1</div>	
To date	^d <div>2</div>	^d <div>0</div>	^m <div>1</div>	^m <div>0</div>	^y <div>2</div>	^y <div>0</div>	^y <div>2</div>	^y <div>2</div>	

7 Progress report

<input checked="" type="checkbox"/> The progress report is attached	
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8 Sign and date

Liquidator's signature	<div>Signature</div> <div>X </div> <div>X</div>								
Signature date	^d <div>1</div>	^d <div>5</div>	^m <div>1</div>	^m <div>2</div>	^y <div>2</div>	^y <div>0</div>	^y <div>2</div>	^y <div>2</div>	

**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	Tom Haley									
Company name	RSM UK Restructuring Advisory LLP									
Address	9th Floor 3 Hardman Street									
Post town	Manchester									
County/Region										
Postcode	M	3		3	H	F				
Country										
DX										
Telephone	0161 830 4000									

**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

**Ash Surfacing Limited In Members' Voluntary Liquidation
(‘the company’)**

Joint Liquidators' Progress Report

14 December 2022

**Christopher Ratten and Lindsey J Cooper
Joint Liquidators**

RSM UK Restructuring Advisory LLP

**9th Floor
3 Hardman Street
Manchester
M3 3HF**

Tel: 0161 830 4000

Email: restructuring.manchester@rsmuk.com

Sections

1. Progress of the liquidation in the previous twelve months
2. Distributions to shareholders
3. Details of what remains to be done and matters preventing closure
4. Receipts and payments summary
5. Joint Liquidators' remuneration, expenses and disbursement
6. Members' right to information and ability to challenge remuneration and expenses

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- D. Charging, expenses and disbursements policy statement
- E. Current charge out and category 2 disbursement rates
- F. Statement of expenses incurred in the period from 21 October 2021 to 20 October 2022
- G. Joint Liquidators' time cost analysis for the period 21 October 2021 to 20 October 2022

This report has been prepared in accordance with insolvency legislation to provide members and the Registrar of Companies with information relating to the progress of the liquidation in the period from 21 October 2021 to 20 October 2022.

This report has been prepared solely to comply with the statutory requirements of the relevant legislation. It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the company.

Neither the Joint Liquidators nor RSM UK Restructuring Advisory LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

1 Progress of the liquidation in the previous twelve months

1.1 Payments to creditors

A notice for creditors to prove in the liquidation was advertised in the London Gazette on 29 October 2021.

No claims have been received in the period.

1.2 Realisation of assets / Sale of business

The Joint Liquidators are obliged to realise and get in the company's property and maximise realisations. Details of the realisations made are set out below, with information relating to dividends, if any, contained within Appendix B.

1.2.1 Cash at bank

The declaration of solvency detailed cash at bank of £209,899.00. This was based on the Company's balance sheet as at 11 October 2021.

Of the cash at bank detailed in the declaration of solvency, £209,246.25 was realised.

1.2.2 Directors' loan accounts

The declaration of solvency detailed director loans of £238,630.

The loans were repaid in full following appointment.

1.2.3 Corporation Tax ('CT') refunds

Following the submission of all outstanding pre appointment Corporation Tax returns, we were advised that the company was due corporation tax refunds of £11,922.08 for the 12 months ending 31 March 2020 and £495.06 for the 12 months ending 31 March 2021.

We have contacted HMRC's CT team on numerous occasions during the period to request that the refunds are paid into the liquidation bank account, however, the refunds have not yet been released.

1.3 Case specific matters

1.3.1 Tax Clearance – Corporation Tax

During the period we have liaised with HMRC's CT team in order to obtain clearance to progress the liquidation to closure.

As detailed in section 1.2.3 above, the company is due CT refunds totalling £12,417, however, the refunds will not be released until HMRC's MVL team provide approval to do so.

The CT team will not provide us with clearance until the refund has been released.

We will continue to chase for the refund to be paid. Once this has been completed, the Joint Liquidators will chase for CT clearance.

1.3.2 Tax Clearance – MVL Team

The Joint Liquidators are also required to obtain clearance from HMRC's MVL team before the case can be progressed to closure. The MVL team clearance covers all other taxes including VAT and PAYE.

The Joint Liquidators have liaised with HMRC's MVL team to establish whether there were any outstanding tax matters or liabilities and to obtain clearances to conclude the case.

Despite numerous requests, the MVL team have not yet provided clearance.

We will continue to chase the MVL team for clearance and to approve the repayment of the CT refunds so the liquidation can be progressed.

1.3.3 VAT Deregistration

An application to deregister the Company from VAT was made during the period. It was confirmed by HMRC that the application was successful and that the entity had become VAT deregistered as of 2 November 2021.

1.3.4 Correspondence with shareholders and advisors

During the period of the liquidation we have liaised with the Company's shareholders and advisors in respect of various matters including the progress of the liquidation, distributions and HMRC returns.

1.4 Administration and planning

Certain aspects of the work that the Joint Liquidators undertake are derived from the underlying legal and regulatory framework for cases of this nature. This work, which does not usually result in any direct financial return to shareholders, is a necessary aspect of ensuring that the Joint Liquidators are complying with both of their legislative and best practice responsibilities, and ensuring that the case is managed efficiently and effectively. It includes matters such as:

Statutory requirements

- statutory filing, advertising and appointment notifications to prescribed parties
- formalities including advertising and reporting to prescribed parties
- preparing, review and issuing reports to prescribed parties
- taxation matters, post appointment VAT, pre-appointment VAT & Tax returns, corporation and other post appointment tax returns and payments
- general taxation matters, clearance and closure

Case management matters

- client take on evaluation, engagement, guidance, advice
- periodic case reviews, ongoing case planning and statutory, liaising with joint office holders
- maintaining and updating computerised case management records
- liaising with former accountants and solicitors
- dealing with routine correspondence not attributable to other categories of work
- maintenance of cashing records, bank accounts, receipts and payments, billing
- initial and ongoing consideration of ethical, conflict & anti money laundering checks

2 Distributions to shareholders

Details of the cash distributions that have been made to shareholders and the distributions made 'in specie' are shown in Appendix B.

3 Details of what remains to be done and matters preventing closure

3.1 Assets remaining to be realised

As detailed in section 1.2.3 above, CT refunds totalling £12,417 are due to be repaid to the company. We are continuing to pursue HMRC to repay the refunds.

Other outstanding matters

In addition to the above, the Joint Liquidators cannot progress the liquidation to closure until both HMRC's MVL team and CT team have provided clearance.

4 Receipts and payments summary

We attach as Appendix C a summary of our receipts and payments for the period from 21 October 2021 to 20 October 2022.

4.1 VAT basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately.

5 Joint Liquidators' remuneration, expenses and disbursements

5.1 Authority for remuneration

The Joint Liquidators' remuneration was approved on a time cost basis by the shareholders on 21 October 2021. We have incurred time costs of £16,609.00 since the date of our appointment. This remains outstanding.

Approval was also given to the drawing of disbursements, including category 2 disbursements. Details of the current rates are attached at Appendix E.

5.2 Remuneration and disbursements incurred in the period from 21 October 2021 to 20 October 2022 and since appointment

We have incurred time costs of £16,609.00 in the current period. Details of the sums drawn in respect of remuneration and expenses in the period covered by this report are shown in the receipts and payments account at Appendix C.

5.3 Expenses and disbursements

A statement of the expenses incurred during the period is attached at Appendix F. This includes all expenses incurred by the Joint Liquidators in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix C sets out the expenses actually paid in the period, together with cumulative figures where applicable.

5.3.1 Other professional costs

Whilst professional costs are not subject to approval by the relevant approving body, all professional costs are subject to review before being paid.

No other professional costs have been incurred in the period.

5.4 Pre-appointment fees and expenses

At the Board meeting held on 31 August 2021 the company directors approved the payment of advisory fees in the sum of £1,500 plus VAT to be paid to RSM UK Restructuring Advisory LLP. These fees have also been paid by us as Joint Liquidators.

6 Members' right to information and ability to challenge remuneration and expenses

In accordance with the provisions of the relevant legislation members have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses.

A request for further information must be made in writing within 21 days of receipt of this report.

Members of the company with at least 10% of the total voting rights of all members having the right to vote at general meetings of the company, or any members with the permission of the court, may apply to court that the remuneration charged, the basis fixed or expenses incurred by the liquidator are in all the circumstances excessive.

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question.

If you would like a copy of A Shareholders Guide to Liquidator's Fees, please let me know.

Should you have any further queries please do not hesitate to contact me.



Christopher Ratten
Restructuring Advisory Partner
RSM UK Restructuring Advisory LLP
Joint Liquidator

Christopher Ratten and Lindsey J Cooper are licensed to act as Insolvency Practitioners in the UK by the Institute of Chartered Accountants in England and Wales

Insolvency Practitioners are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment

Appendix A

Statutory and other information

Company information	
Company name:	Ash Surfacing Limited
Previous company names:	none
Company number:	06877471
Date of incorporation:	15/04/2009
Trading name:	Ash Surfacing Limited
Trading address:	Lowton Business Centre, Newton Road, Lowton, Warrington, WA3 2AP
Principal activity:	Construction Services
Registered office:	RSM UK Restructuring Advisory LLP 9th Floor, 3 Hardman Street, Manchester, M3 3HF
Previous registered office:	Lowton Business Centre Newton Road, Lowton, Warrington, WA3 2AP

Liquidation information		
Joint Liquidators:	Christopher Ratten and Lindsey J Cooper	
Date of appointment:	21/10/2021	
Functions:	The Joint Liquidators' appointment specified that they would have power to act jointly and severally. The Joint Liquidators' have exercised, and will continue to exercise, all of their functions jointly and severally as stated in the notice of appointment.	
Correspondence address & contact details of case manager:	Tom Haley 0161 830 4050 RSM UK Restructuring Advisory LLP, 9th Floor, 3 Hardman Street, Manchester, M3 3HF	
Name, address & contact details of Joint Liquidator:	Primary Office Holder Christopher Ratten RSM UK Restructuring Advisory LLP 9th Floor, 3 Hardman Street, Manchester, M3 3HF 0161 830 4000 IP Number: 9338	Joint Office Holder Lindsey J Cooper RSM UK Restructuring Advisory LLP 9th Floor, 3 Hardman Street, Manchester, M3 3HF 0161 830 4031 IP Number: 8931

Appendix B

Dividend prospects for creditors

Creditors	Owed	Paid to Date	Estimated future Prospects
Secured creditor	NIL	NIL	N/A
Preferential creditors	NIL	NIL	N/A
Unsecured creditors	NIL	NIL	N/A

Distributions made to shareholders

A. Cash Distributions

Date	£ per share	Total distributed
25.10.21	200	200,000
25.10.21	160	160,000
25.10.21	38.63	38,630

B. Distributions made 'in specie'

No distributions in specie have been made.

Appendix C

Summary of receipts and payments

Declaration of Solvency		From 21/10/2021 To 20/10/2022
£		£
ASSET REALISATIONS		
209,899.00	Cash at Bank	209,246.25
238,630.00	Directors' Loan Account	238,630.00
		447,876.25
COST OF REALISATIONS		
	Pre appointment advisory fee	1,500.00
		(1,500.00)
UNSECURED CREDITORS		
(495.00)	HMRC - Corporation Tax	0
		0
DISTRIBUTIONS		
	Ordinary Shareholders	398,630.00
		(398,630.00)
448,034.00		47,746.25
REPRESENTED BY		
	Lloyds Bank - Non Interest Bearing	47,446.25
	Vat Receivable	300.00
		47,746.25

Appendix D

UK Restructuring Advisory LLP Charging, expenses and disbursements policy

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time.
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators.
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate.
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done.
- The current charge rates for RSM UK Restructuring Advisory LLP Manchester are attached.
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate.
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it.
- RSM UK Restructuring Advisory LLP's charge out rates are reviewed periodically.

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 1' disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 2' disbursements.
- A decision regarding the approval of category 2 disbursements at the rates prevailing at the time the cost is incurred to RSM UK Restructuring Advisory LLP Manchester will be sought from the relevant approving party in accordance with the legislative requirements.
- General office overheads are not re-charged to the insolvency estate as a disbursement.
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party.
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate.

Appendix E

RSM UK Restructuring Advisory LLP Manchester current charge out and category 2 disbursement rates

Hourly charge out rates		
	Rates at commencement £	Current rates £
Partner	525	700
Directors / associate directors	340 to 480	450 to 600
Manager	320 to 335	275 to 350
Assistant managers	240 to 250	-
Administrators	105 to 200	175 to 225
Support staff	195	175

Category 2 disbursement rates	
Internal room hire	£165 per room
Subsistence	£25 per night (from 3 rd September 2013)
Travel (car)	42.5p per mile (from 1 April 2011)
'Tracker' searches	£10 per case

Appendix F

Statement of expenses incurred in the period from 21 October 2021 to 20 October 2022

Expenses (excluding category 2 disbursements) Type and purpose	£		
	Incurred to date	Paid to date	Unpaid
Appointee disbursements:			
Bond	40.00	-	40.00
Statutory advertising	298.35	-	298.35
Postage	14.83	-	14.83
Sub Total	353.18	-	353.18
Category 2 disbursements			
Recipient, type and purpose			
Sub Total	-	-	-
Total	353.18	-	353.18

Appendix G

Joint Liquidators' time cost analysis for the period from 21 October 2021 to 20 October 2022

Please note that we have re-designed our SIP9 analysis table to provide a more detailed breakdown of the work carried out. This change does not alter the value of time costs recorded, purely the row within the table to which that time, and cost, has been allocated.

Statutory Requirements									
Appointment & SoA	0.0	0.0	0.0	3.1	2.7	0.0	5.8	£ 1,276.50	220.09
Case Management	0.0	0.0	0.0	0.0	0.2	0.0	0.2	£ 34.00	170.00
Pension Scheme	0.0	0.0	0.0	0.0	0.1	0.0	0.1	£ 12.50	125.00
Taxation	0.0	0.4	0.0	11.3	11.5	0.0	23.2	£ 5,476.50	236.06
Total	0.0	0.4	0.0	14.4	14.5	0.0	29.3	£ 6,799.50	232.06
Realisation of Assets									
Assets - general/other	0.0	0.1	0.0	2.8	2.0	0.0	4.9	£ 1,204.00	245.71
Assets - taxation	0.0	0.0	0.0	0.2	0.0	0.0	0.2	£ 65.00	325.00
Debtors & sales finance	0.0	0.1	0.0	0.0	0.0	0.0	0.1	£ 38.50	385.00
Total	0.0	0.2	0.0	3.0	2.0	0.0	5.2	£ 1,307.50	251.44
Investigations									
Investigations/CDDA	0.0	0.0	0.0	0.0	0.1	0.0	0.1	£ 20.00	200.00
Total	0.0	0.0	0.0	0.0	0.1	0.0	0.1	£ 20.00	200.00
Case Specific Matters									
Director(s)/Debtor/Bankrupt	0.0	0.0	0.0	0.5	0.0	0.0	0.5	£ 137.00	274.00
Shareholders / Members	0.3	0.8	0.0	4.9	2.2	0.0	8.2	£ 2,029.50	247.50
Total	0.3	0.8	0.0	5.4	2.2	0.0	8.7	£ 2,166.50	249.02
Creditors									
Secured Creditors	0.0	0.0	0.0	0.0	0.2	0.0	0.2	£ 30.00	150.00
Unsecured Creditors	0.0	0.0	0.0	0.0	0.1	0.0	0.1	£ 19.00	190.00
Total	0.0	0.0	0.0	0.0	0.3	0.0	0.3	£ 49.00	163.33
Administration and Planning									
Appointment & SoA	0.0	0.0	0.0	0.3	0.2	0.0	0.5	£ 102.00	204.00
Case Management	0.4	0.6	0.0	9.1	10.3	0.0	20.4	£ 4,765.00	233.58
Cashiering	0.6	0.3	0.0	0.2	5.2	0.0	6.3	£ 1,399.50	222.14
Total	1.0	0.9	0.0	9.6	15.7	0.0	27.2	£ 6,266.50	230.39
Total Hours (From Jan 2003)	1.3	2.3	0.0	32.4	34.8	0.0	70.8	£ 16,609.00	234.59
Total Time Cost (From Jan 2003)	£ 688.00	£ 885.50	£ 0.00	£ 8,613.50	£ 6,422.00	£ 0.00	£ 16,609.00		
Total Hours	1.3	2.3	0.0	32.4	34.8	0.0	70.8	£ 16,609.00	234.59
Total Time Cost	£ 688.00	£ 885.50	£ 0.00	£ 8,613.50	£ 6,422.00	£ 0.00	£ 16,609.00		
Average Rates	529.23	385.00	0.00	265.85	184.54	0.00	234.59		