

LIQ03

Notice of progress report in voluntary winding up



Companies House

FRIDAY



A21 *A7IC87BS* #292
09/11/2018
COMPANIES HOUSE

1 Company details

Company number 0 6 9 4 3 7 4 4
Company name in full Ambleside Garden Centre Limited

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

2 Liquidator's name

Full forename(s) Richard Paul James
Surname Goodwin

3 Liquidator's address

Building name/number 79 Caroline Street
Street Birmingham
Post town B3 1UP
County/Region
Postcode
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 ①

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 1	^d 2	^m 0	^m 7	^y 2	^y 0	^y 1	^y 7	
To date	^d 1	^d 1	^m 0	^m 7	^y 2	^y 0	^y 1	^y 8	

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature	<div>Signature</div> <div>  </div>								
Signature date	^d 2	^d 0	^m 0	^m 7	^y 2	^y 0	^y 1	^y 8	

Ambleside Garden Centre Limited – In Creditors' Voluntary Liquidation

LIQUIDATOR'S ANNUAL AND FINAL ACCOUNT TO CREDITORS AND MEMBERS

STATUTORY INFORMATION

Company name	Ambleside Garden Centre Limited
Company number	06943744
Trading address:	Norton Lane Earlswood Solihull B94 5LR
Registered office:	79 Caroline Street Birmingham B3 1UP
Former registered office:	Dominique House 1 Church Road Netherton Dudley DY2 0LY
Principal trading activity	Garden centre
Liquidator's name	Richard Paul James Goodwin
Liquidator's address	79 Caroline Street Birmingham B3 1UP
Date of appointment	12 July 2017

LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

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 appointment as Liquidator is contained in Appendix 1.

RECEIPTS AND PAYMENTS ACCOUNT

My Receipts & Payments Account for the periods 12 July 2017 to 11 July 2018, 12 July 2018 to 20 July 2018 and for the entire period of the liquidation is attached at Appendix 2

ASSET REALISATIONS

Cash in Hand

The director purchased the assets of the Company prior to my appointment for £8,700 plus VAT. I investigated the sale following my appointment and it was in line with the valuation provided to the director by MGR Appraisals.

Cash at Bank

The Company's pre-appointment bank account was closed and the credit balance of £5,876 92 was transferred to the Liquidator's account.

Tax Refund

£366.74 was received from HM Revenue & Customs representing a pre-appointment corporation tax refund.

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 £11,076 87 in preferential creditors. Claims totaling £11,122 73 have been received

Crown Creditors

The statement of affairs included £143,201 34 owed to HM Revenue & Customs ("HMRC"). HMRC's final claim of £175,781.54 has been received.

Non-Preferential Unsecured Creditors

The statement of affairs included ninety eight non-preferential unsecured creditors with an estimated total liability of £229,768.37. I have received claims from five creditors at a total of £4,147 11. I have not received claims from ninety four creditors with original estimated claims in the statement of affairs of £225,621.26.

DIVIDENDS

A dividend will not be declared to non-preferential unsecured creditors as the funds realised have been used to make payments to meet the expenses of the Liquidation

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. Specifically, I recovered, listed and reviewed the Company's accounting records, obtained and reviewed copy bank statements for the twelve months prior to the Company ceasing to trade from the Company's bankers; and compared the information in the Company's last set of accounts with that contained in the statement of affairs lodged in the liquidation and made enquiries about the reasons for the changes.

There were no matters that justified further investigation in the circumstances of this appointment

Within three months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my 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 my report has been submitted

PRE-APPOINTMENT REMUNERATION

The Board previously authorised the payment of a fee of £5,000 plus VAT and disbursements for my assistance with preparing the statement of affairs and arranging the deemed consent procedure for creditors to appoint a liquidator. Of this £2,250 plus VAT was to be paid to GCN Accounting Services Limited for their assistance with in connection with the statement of affairs

The fee for preparing the statement of affairs and arranging the deemed consent was paid from first realisations on appointment and is shown in the enclosed receipts and payments account

LIQUIDATOR'S REMUNERATION

My remuneration was approved on a time cost basis based on a fees estimate of £25,205. The fees estimate acts as a cap and I cannot draw remuneration in excess of that estimate without first seeking approval from the creditors. My total time costs to date amount to £8,945, representing 60.55 hours work at an average charge out rate of £147.73 per hour, of which £8,825, representing 59.55 hours work, was charged in the period 12 July 2017 to 11 July 2018, at an average charge out rate of £148.19 per hour and £120, representing 1 hours work, was charged in the period 12 July 2018 to 20 July 2018, at an average charge out rate of £120. The actual average charge out rate incurred compares with the estimated average charge out rate of £146.97 in my fees estimate.

I have drawn £8,859.80 plus VAT to date

A detailed schedule of my time costs incurred for the period 12 July 2017 to 11 July 2018, 12 July 2018 to 20 July 2018 and for the entire period of the case compared with my original fees estimate is attached as Appendix 2.

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 Butcher Woods's fee policy are available at the link www.butcher-woods.co.uk/creditors-information.php. Please note that there are different versions of the Guidance Notes and in this case you should refer to the April 2017 version

LIQUIDATOR'S EXPENSES

I have incurred total expenses in the Liquidation of £900.06

I have drawn £900.06 plus VAT to date.

I have incurred the following expenses in the period since my appointment as Liquidator:

Type of expense	Amount incurred/ accrued in the reporting period
Photocopying	£463.95
Postage	£264.31
Bordereau	£80.00

I have incurred the following category 2 disbursements in the period since my appointment as Liquidator:

Type of category 2 disbursement	Amount incurred/ accrued in the reporting period
Mileage	£91.80

I have used the following agents or professional advisors in the reporting period:

Professional Advisor	Nature of Work	Basis of Fees
Asset Storage Limited	Storage	Fixed fee

The choice of professionals was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also considered that the basis on which they will charge their fees represented value for money. I have reviewed the charges they have made and am satisfied that they are reasonable in the circumstances of this case.

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 final account. 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 final account. 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 Butcher Woods can be found at www.butcher-woods.co.uk

SUMMARY

The winding up of the Company is now for all practical purposes complete and I am seeking the release of myself as Liquidator of the Company. Creditors and members should note that provided no objections to my release are received we shall obtain my release as Liquidator following the delivery of the final notice to the Registrar of Companies, following which my case files will be placed in storage.

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 Jim Goudie by email at jim.goudie@butcher-woods.co.uk, or by phone on 0121 236 6001 before my release.



R P J Goodwin
LIQUIDATOR

Appendix 1

1. Administration
 - Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case
 - Setting up physical case files
 - Setting up the case on the practice's electronic case management system and entering data
 - Issuing the statutory notifications to creditors and other required on appointment as office holder, including gazetting the office holder's appointment.
 - Obtaining a specific penalty bond.
 - Seeking a decision from creditors on the basis of the office holder's remuneration
 - 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.
 - Preparing, reviewing and issuing annual progress reports to creditors and members
 - Filing returns at Companies House
 - Preparing and filing VAT returns.
 - Preparing and filing Corporation Tax returns.
 - Seeking closure clearance from HMRC and other relevant parties
 - Preparing, reviewing and issuing a final report to creditors and members.
 - Preparation of final account
 - Filing final returns at Companies House
2. Creditors
 - Obtaining information from the case records about employee claims
 - Completing documentation for submission to the Redundancy Payments Office
 - Corresponding with employees regarding their claims
 - Liaising with the Redundancy Payments Office regarding employee claims
 - Dealing with creditor correspondence, emails and telephone conversations regarding their claims
 - Maintaining up to date creditor information on the case management system.
3. Investigations
 - Submitting an online return on the conduct of the directors as required by the Company Directors Disqualification Act

Ambleside Garden Centre Limited
(In Liquidation)

Liquidator's Summary of Receipts and Payments

RECEIPTS	Statement of Affairs (£)	From 12/07/2017 To 11/07/2018 (£)	From 12/07/2018 To 20/07/2018 (£)	Total (£)
Book Debts	10,440.00	10,440.00	0.00	10,440.00
Tax Refund		366.74	0.00	366.74
Cash at Bank		5,876.92	0.00	5,876.92
		16,683.66	0.00	16,683.66

PAYMENTS

Preparation of S. of A.		2,250.00	2,750.00	5,000.00
Office Holders Fees		0.00	8,859.80	8,859.80
Office Holders Expenses		0.00	900.06	900.06
Petitioner's Costs		920.00	0.00	920.00
Storage Costs		750.00	0.00	750.00
Statutory Advertising		253.80	0.00	253.80
Employee Arrears/Hol Pay	(11,076.87)	0.00	0.00	0.00
Trade & Expense Creditors	(164,599.13)	0.00	0.00	0.00
Employees - Pay in Lieu and Redundancy	(32,813.41)	0.00	0.00	0.00
Director's Loan Account - Mr Davies	(63,182.22)	0.00	0.00	0.00
Lloyds Bank Plc	(2,027.02)	0.00	0.00	0.00
HM Revenue & Customs - PAYE/NIC	(28,129.61)	0.00	0.00	0.00
HM Revenue & Customs - VAT	(115,071.73)	0.00	0.00	0.00
Ordinary Shareholders	(1.00)	0.00	0.00	0.00
		4,173.80	12,509.86	16,683.66

Net Receipts/(Payments)	12,509.86	(12,509.86)	0.00
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MADE UP AS FOLLOWS

Bank 1 Current	11,859.10	(11,859.10)	0.00
VAT Receivable / (Payable)	650.76	(650.76)	0.00
	12,509.86	(12,509.86)	0.00

Richard Paul James Goodwin
Liquidator

Time Entry - Detailed SIP9 Time & Cost Summary

1860 - Ambleside Garden Centre Limited
From 12/07/2017 To 20/07/2018
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
I35 Final Reports	0.00	0.00	1.00	0.00	1.00	120.00	120.00
I09 Case Planning	2.00	0.00	6.20	1.00	9.20	1,444.00	156.96
I11 Appointment notification	0.00	0.00	3.50	0.00	3.50	420.00	120.00
Admin & Planning	2.00	0.00	10.70	1.00	13.70	1,884.00	144.82
I40 Cashiering	0.00	0.00	0.20	0.00	0.20	24.00	120.00
I80 Chargeable secretarial - copying posting	0.00	0.00	0.00	1.25	1.25	125.00	100.00
I08 Typing	0.00	0.00	0.00	2.00	2.00	200.00	100.00
Case Specific Matters	0.00	0.00	0.20	3.25	3.45	349.00	101.16
I58 Crown Creditors	0.00	0.00	0.80	0.00	0.80	96.00	120.00
I59 Creditors	1.90	0.00	5.60	0.00	7.50	1,242.00	165.60
I70 Employees - ERA	0.00	0.00	5.20	0.00	5.20	624.00	120.00
Creditors	1.90	0.00	11.60	0.00	13.50	1,962.00	145.33
I2* Investigations - general	2.30	0.00	1.80	0.00	4.10	906.00	220.98
I93 CDDA reports	0.00	0.00	0.50	0.00	0.50	60.00	120.00
Investigations	2.30	0.00	2.30	0.00	4.60	966.00	210.00
I52 Identifying securing insuring assets	0.60	0.00	0.00	0.00	0.60	180.00	300.00
I57 ROT	3.00	0.00	21.70	0.00	24.70	3,504.00	141.86
Realisation of Assets	3.60	0.00	21.70	0.00	25.30	3,684.00	145.61
Total Hours	9.80	0.00	46.50	4.25	60.55	8,945.00	147.73
Total Fees Claimed						0.00	

Time Entry - Detailed SIP9 Time & Cost Summary

1860 - Ambleside Garden Centre Limited
From 12/07/2017 To 11/07/2018
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
109 Case Planning	2.00	0.00	6.20	1.00	9.20	1,444.00	156.96
111 Appointment notification	0.00	0.00	3.50	0.00	3.50	420.00	120.00
Admin & Planning	2.00	0.00	9.70	1.00	12.70	1,864.00	146.77
140 Cashiering	0.00	0.00	0.20	0.00	0.20	24.00	120.00
180 Chargeable secretarial - copying posting	0.00	0.00	0.00	1.25	1.25	125.00	100.00
108 Typing	0.00	0.00	0.00	2.00	2.00	200.00	100.00
Case Specific Matters	0.00	0.00	0.20	3.25	3.45	343.00	101.16
158 Crown Creditors	0.00	0.00	0.80	0.00	0.80	96.00	120.00
159 Creditors	1.90	0.00	5.60	0.00	7.50	1,242.00	165.60
170 Employees - ERA	0.00	0.00	5.20	0.00	5.20	624.00	120.00
Creditors	1.90	0.00	11.60	0.00	13.50	1,962.00	145.33
163 CDDA reports	0.00	0.00	0.50	0.00	0.50	60.00	120.00
12* Investigations - general	2.30	0.00	1.80	0.00	4.10	906.00	220.98
Investigations	2.30	0.00	2.30	0.00	4.60	966.00	210.00
152 Identifying securing insuring assets	0.60	0.00	0.00	0.00	0.60	180.00	300.00
157 ROT	3.00	0.00	21.70	0.00	24.70	3,504.00	141.86
Realisation of Assets	3.60	0.00	21.70	0.00	25.30	3,684.00	145.61
Total Hours	9.80	0.00	45.50	4.25	59.55	8,825.00	148.19
Total Fees Claimed						0.00	

Time Entry - Detailed SIP9 Time & Cost Summary

1860 - Ambleside Garden Centre Limited
From 12/07/2018 To 20/07/2018
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
135 Final Reports	0.00	0.00	1.00	0.00	1.00	120.00	120.00
Admin & Planning	0.00	0.00	1.00	0.00	1.00	120.00	120.00
Total Hours	0.00	0.00	1.00	0.00	1.00	120.00	120.00
Total Fees Claimed						0.00	