

AM10

Notice of administrator's progress report



Companies House

WEDNESDAY



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19/08/2020

#226

COMPANIES HOUSE

1 Company details

Company number 0 7 2 6 5 7 7 0

Company name in full Euromark Marking and Coding Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Administrator's name

Full forename(s) Simon Franklin

Surname Plant

3 Administrator's address

Building name/number 9 Ensign House

Street Admirals Way

Post town Marsh Wall

County/Region London

Postcode E 1 4 9 X Q

Country

4 Administrator's name ①

Full forename(s) Daniel

Surname Plant

① Other administrator

Use this section to tell us about
another administrator.

5 Administrator's address ②

Building name/number 9 Ensign House

Street Admirals Way

Post town Marsh Wall

County/Region London

Postcode E 1 4 9 X Q

Country

② Other administrator

Use this section to tell us about
another administrator.

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6 Period of progress report

From date	d	0	d	6	m	0	m	2	y	2	y	0	
To date	d	0	d	5	m	0	m	8	y	2	y	0	

7 Progress report

☐ I attach a copy of the progress report.

8 Sign and date

Administrator's
signature

Signature

X



X

Signature date	d	1	d	9	m	0	m	8	y	2	y	2	y	0
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Notice of administrator's progress report



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 **Simon Franklin Plant**

Company name **S F P**

Address **9 Ensign House**

Admirals Way

Post town **Marsh Wall**

County/Region **London**

Postcode **E 1 4 9 X Q**

Country

DX

Telephone **020 7538 2222**



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

Strictly Private and Confidential

Euromark Marking and Coding Limited (In Administration)

Progress Report to Creditors

**Simon Franklin Plant
MIPA FABRP**

**Daniel Plant
MIPA FABRP**

**SFP
9 Ensign House
Admirals Way
Marsh Wall
London
E14 9XQ**

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This report has been written and presented for the sole purpose of complying with the relevant provisions of the Insolvency Act 1986. It may not be disclosed, disseminated or copied without our prior written permission, other than to those entitled under statute or otherwise as ordered by the Court, and no liability will be accepted to any other person or party who acts or refrains from acting on its contents.

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1. Introduction

- 1.1 This report is prepared pursuant to the Rules in relation to the Company. The Rules provide that a progress report is issued every six months from the date of the last progress report to inter alia all creditors within one month of the end of the period covered by the report.
- 1.2 This report provides details of the progress made since the Sixth Report to 5 August 2020 and of matters that are yet to be concluded. Attached at **Appendix I** are definitions of terms used in this report and at **Appendix II** is a summary of statutory information on the administration.
- 1.3 As agreed by the Court the period of the administration has been extended to 5 February 2021.

2. Progress of the Administration / Asset Realisations

- 2.1 Attached at **Appendix III** is the Joint Administrators' Receipts and Payments Account, which details the realisations achieved and costs paid for the Review Period and for the administration as a whole. An update of the progress made since the Sixth Report is detailed below.

The Sale of the Business and Assets

- 2.2 As previously reported, a sale of the Company's business and assets to New Code was completed on 14 February 2017. Sales consideration in full has been received.

3. Statutory and General Administration

- 3.1 Throughout the Review Period, the Joint Administrators have carried out the following material tasks in this category:
 - 3.1.1 drafting this progress report;
 - 3.1.2 consulting with and instructing staff and independent advisers as regards practical, technical and legal aspects of the case to ensure efficient progress;
 - 3.1.3 maintaining case files, which must include records to show and explain the administration and any decisions made by the Joint Administrators that materially affect the administration;
 - 3.1.4 conducting periodic case and bond reviews to ensure that the administration is progressing efficiently, effectively and in line with the statutory requirements;
 - 3.1.5 maintaining and updating the estate cash book and bank account, including regular bank reconciliations and processing receipts and payments; and
 - 3.1.6 completing periodic tax returns and settling any associated liabilities.

4. Investigations

- 4.1 In accordance with the Joint Administrators' duties, investigations have been made into the conduct of the Company's directors. The requisite report was submitted to the Insolvency Service. All information contained in the report is strictly confidential and the Joint Administrators are not permitted to divulge details of their report to the Insolvency Service.
- 4.2 The Joint Administrators have been carrying out an investigation into the Company's affairs prior to it being placed into Administration to examine whether there were any potential claims arising from transactions made by the Company prior to Administration that might give rise to an action for recovery.
- 4.3 Initial assessment of the Company's records suggested that there could be a matter that might lead to recoveries for the insolvent estate and thus further investigations were considered necessary.

- 4.4 These investigations are ongoing.
- 4.5 Further investigations supported the conclusion of this initial assessment that a claim in relation to an overdrawn director's loan account and inter-company balances existed. With the assistance of solicitors, a recovery is being pursued.
- 4.6 Given the complexity of the case, it has proven necessary to draw upon the expertise of a senior forensic specialist, who is also a licensed insolvency practitioner, in addition to the accountancy staff.
- 4.7 To minimise the risk of compromising attempts to pursue a recovery, the Joint Administrators are unable to provide further explanation, but they hope to be in a position to report more fully in future reports.
- 4.8 At present, it is not known whether this work will generate any financial benefit to creditors. However, it is necessary to incur some of the costs in carrying out this work in order for the Joint Administrators to meet their statutory and regulatory requirements.

5. Creditors

- 5.1 During the Review Period, the following main tasks in this category have been carried out:

- 5.1.1 responding to creditors' queries and logging their claims and supporting information; and
- 5.1.2 maintaining the database as regards creditors' contact details and claims.

Preferential Claims

- 5.2 It is understood that there are no preferential claims in respect of outstanding arrears of wages or holiday pay, as all employees of the Company transferred to New Code pursuant to TUPE.

Anticipated Outcome

- 5.3 On present information unless the Joint Administrators' investigations lead to a recovery for the administration estate, it looks unlikely that there will be sufficient funds to pay a dividend to non-preferential unsecured creditors.

6. The Joint Administrators' Costs

- 6.1 At **Appendix III** is a breakdown of the time costs incurred by the Joint Administrators' firm over the Review Period, totalling £6,261.00, a summary of the time costs for the administration period as a whole, and the total fees drawn. A Guide to Administrators' Fees is available from <http://panel.sfpgroup.com> or a hard copy will be provided on request.
- 6.2 The attached breakdown shows that a significant proportion of the time costs incurred in the Review Period relate to statutory and general administration. Whilst these tasks have not had a direct benefit in enhancing realisations for the insolvent estate, they have assisted in the efficient and compliant progressing of the administration, which has ensured that the Joint Administrators and their staff have carried out their work to high professional standards.
- 6.3 The remuneration anticipated to be charged by the Joint Administrators (i.e. the total time costs anticipated to be incurred by the Joint Administrators and their staff to conclusion of the administration) has exceeded the fees estimate. The main reason for this is the fees estimate had been drafted on the basis that the Administration would be completed within one year, but an extension has proved necessary in view of the need to make further investigations, as explained above the limited realisations at present, the Joint Administrators do not propose to seek approval for fees in excess of the estimate at this time.

- 6.4** Appendix V provides a breakdown of the time costs incurred by SFP Property over the Review Period to date, a summary of the time costs for the administration period as a whole, and the total fees paid from the insolvent estate.
- 6.5** At Appendix VI is a schedule of SFP's charge-out rates and bases of calculation of certain expenses. The bases of these costs are subject to approval in the same manner as the Joint Administrators' fees, as detailed in Appendix II.
- 6.6** In addition, the Joint Administrators' Receipts and Payments Account attached at Appendix III provides a summary of the expenses incurred by the Joint Administrators, whether directly or by reason of their instructions to other parties.
- 6.7** The following expenses are likely to exceed the details given to creditors along with the Joint Administrators' Proposal:

Party / description	Current estimate (total to conclusion of administration)	Explanation
Insurance of Assets	£1,507	Insurance for premium for Property Damage, Public Liability and Motor Fleet marginally higher than previously estimated.
Storage / Destruction Costs	£450	Additional expense incurred in storage of records given the extension of the Administration.
Bank Charges	£15	Charges for a CHAPS bank transfer not previously anticipated.
Rents Payable	£7,923.36	Outstanding rent payments recovered from the purchaser to the landlord that were not previously estimated.
Other Professional Fees	£275	These expenses were incurred to assist with ongoing investigations and were not previously estimated.
Category 1 Disbursements	£3,210	Expenses incurred in relation to substance, travel and accommodation whilst attending site were underestimated.

- 6.8** In view of the uncertainties regarding future realisations, it is unclear at present whether these expenses will be paid in full from the administration estate.

7. Conclusion

7.1 At present, the main activities remaining to be done are

- 7.1.1** progression of claims against third parties, as explained in this report;
- 7.1.2** pursuit of clearance from the relevant government departments; and
- 7.1.3** conclusion of the administration, likely by filing notice of the move from administration to dissolution.

7.2 Should any creditor have any questions or queries in relation to the above, please contact either the Administrator dealing with this matter, Ellie Jones, or the Joint Administrator on 020 7538 2222 or by email to enquiries@sfpgroup.com.

Dated this 19 August 2020



Simon Plant
Joint Administrator

In accordance with paragraph 45 of Schedule B1 of the Insolvency Act 1986, notice is hereby given that the affairs, business and property of Euromark Marking and Coding Limited (in Administration) are being managed by Simon Franklin Plant and Daniel Plant of SFP, acting as Joint Administrators. Pursuant to paragraph 69 of Schedule B1 of the Insolvency Act 1986, the Joint Administrators act as agents of the company and without personal liability.