

LIQ03

Notice of progress report in voluntary winding up



Companies House

FRIDAY



A935GGR5

A02

17/04/2020

#235

COMPANIES HOUSE

1 Company details

Company number

Company name in full

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

2 Liquidator's name

Full forename(s)

Surname

3 Liquidator's address

Building name/number

Street

Post town

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 ②

Building name/number

Street

Post town

County/Region

Postcode

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 2	^d 6	^m 0	^m 2	^y 2	^y 0	^y 1	^y 9
To date	^d 2	^d 5	^m 0	^m 2	^y 2	^y 0	^y 2	^y 0

7 Progress report

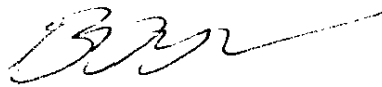
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 1	^d 6	^m 0	^m 4	^y 2	^y 0	^y 2	^y 0
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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 **Ben Dyer**

Company name **Peters Elworthy & Moore**

Address
Salisbury House
Station Road

Post town **Cambridge CB1 2LA**

County/Region

Postcode

Country

DX

Telephone

01223 728222



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

Joint Liquidators Annual Progress Report to Creditors & Members

**Cambridgeshire Construction Limited
- In Liquidation**

16 April 2020

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

CONTENTS

- 1** Introduction and Statutory Information
- 2** Receipts & Payments
- 3** Progress of the Liquidation
- 4** Creditors
- 5** Joint Liquidators Remuneration
- 6** Creditors' Rights
- 7** Next Report

APPENDICES

- A** Receipts and Payments Account for the Period from 26 February 2019 to 25 February 2020
- B** Time Analysis for the Period from the 26 February 2019 to 25 February 2020
- C** Additional information in relation to Liquidator's Fees, Expenses & Disbursements

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

1 Introduction and Statutory Information

- 1.1 I, Ben Dyer of PEM, Salisbury House, Station Road, Cambridge, CB1 2LA, was appointed as Joint Liquidator of Cambridgeshire Construction Limited (the **Company**), together with my colleague Kate Merry on 26 February 2019. This progress report covers the period from 26 February 2019 to 25 February 2020 (**the Period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1.2 Information about the way that we will use, and store personal data on insolvency appointments can be found at http://www.pem.co.uk/sites/default/files/PEM_Privacy_Notice.pdf. If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.3 The principal trading address of the Company was Frith Meadow Green End, Landbeach, Cambridge, CB25 9FD.
- 1.4 The registered office of the Company has been changed to PEM, Salisbury House, Station Road, Cambridge, CB1 2LA and its registered number is 07320390.

2 Receipts and Payments

- 2.1 At Appendix A is my Receipts and Payments Account covering the Period of this report.
- 2.2 In Section 3 below, you will find an update on the progress made during the Period in realising the Company's assets and dealing with its affairs.

3 Progress of the Liquidation

- 3.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidator and his staff.

Administration (including statutory compliance & reporting)

- 3.2 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated would need to be done in this area was outlined to creditors in my initial fees estimate/information.
- 3.3 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidator.
- 3.4 As noted in my initial fees estimate/information, this work will not necessarily bring any financial benefit to creditors, but is required on every case by statute.

Realisation of Assets

Goodwill

- 3.5 The Director's estimated statement of affairs detailed goodwill with an uncertain to realise value. Following appointment, I instructed independent agents ITC Valuers to deal with the assets of the Company. The goodwill was subsequently sold to 5Star Drainage Services & Construction Ltd for £8,000, payment has not been forthcoming and is currently being pursued.

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

Hand Tools/Equipment, stock and motor vehicle

- 3.6 The Company owned hand tools & equipment, stock and a motor vehicle which had been estimated by the director in the statement of affairs to have values of £1,500, £700 and £450, respectively. These assets were also sold to the above Company by ITC Valuers as a single lot for £2,000 and payment has been received in full which is currently being held by the agent.

Book Debts Cash at Bank

- 3.7 The estimated statement of affairs detailed book debts with an estimated value of £3,758.28. The debtor paid prior to our appointment and monies had credit the Company's bank account prior to our approval. We therefore received cash at bank totalling, £2,603.74

Insurance Claim

- 3.8 The Company had an insurance claim with an uncertain to realise value in respect of stolen equipment. Since my appointment we have written to the insurance Company requesting payment, but they are unwilling to pay out unless certain paperwork is supplied. The director is unable to supply this as copies had not been taken when the originals went missing in the post. I am therefore assessing whether this claim can be taken any further.
- 3.9 It is considered that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors. This may be a distribution to secured creditors of the Company only (from which a Prescribed Part fund may be derived for the benefit of unsecured creditors) or may, depending on realisations and the extent of any 3rd party security, result in a distribution to the preferential and unsecured creditors of the Company.

Creditors (claims and distributions)

- 3.10 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 3.11 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 3.12 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.

Investigations

- 3.13 Some of the work the Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.
- 3.14 I can confirm that I have submitted a report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986. As this is a confidential report, I am unable to disclose the contents.
- 3.15 Shortly after appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account any information provided by creditors. My investigations

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

remain ongoing and I am still seeking clarification regarding several transactions from the Company bank account and the details of previous advisors.

Matters still to be dealt with

- 3.16 I will continue to pursue payment for the goodwill, together with my agent.
- 3.17 I am also continuing to conduct my investigations as outlined above.

Connected Party Transactions

- 3.18 In accordance with Statement of Insolvency Practice 13, I would advise you that the following assets were sold to a company which shares a common director with this Company during the period covered by this report:

Date of transaction	Assets involved & nature of transaction	Consideration paid	Sold to	Relationship
30 May 2019	Hand Tools/Equipment, stock and motor vehicle	Paid In full	5 Star Drainage Services & Construction Ltd	Common director
30 May 2019	Goodwill	Outstanding	5 Star Drainage Services & Construction Ltd	Common director

- 3.19 Following a review of the assets by ITC Valuers and receipt of an offer from 5Star Drainage Services & Construction Ltd it was concluded that this was the best price achievable and no other offers had been received.

4 Creditors

Secured Creditors

- 4.1 There are no secured creditors on this case.

Preferential Creditors

- 4.2 There are no preferential claims on this case.

Unsecured Creditors

- 4.3 I have received claims totalling £282,492.28 from 6 creditors. I have yet to receive claims from 12 creditors whose debts total £47,543.13 per the Company's statement of affairs.
- 4.4 I would confirm that it is currently anticipated there will be insufficient funds realised after defraying the expenses of the liquidation to pay a dividend to unsecured creditors. However, this may depend upon the outcome of further investigations detailed above.

5 Joint Liquidators Remuneration

- 5.1 Creditors approved that the basis of the Liquidators remuneration be fixed by reference to time properly spent by them and their staff in managing the Liquidation. My fees estimate/information was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

5.2 A copy of the approved fee estimate is reproduced below:

Category of work	Estimated Number of Hours	Average blended charge out rate £	Estimated cost £
Administration (inc statutory compliance & reporting)	15.00	187.67	2,815.00
Realisation of assets	17.00	256.76	4,365.00
Reporting	9.00	251.67	2,265.00
Creditors (claims & distributions)	16.00	274.38	4,390.00
Investigations	8.00	283.75	2,270.00
Tax/VAT	8.00	205.38	1,643.00
Total estimated fees			£17,748.00

5.3 My time costs for the Period are £18,578.50. This represents 263.15 hours at an average rate of £70.60 per hour. Attached as Appendix C is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent by me in managing the liquidation. To date nothing has been drawn on account.

5.4 I now consider that the fee estimate I previously provided for the liquidation is insufficient to complete my duties. However, given the level of assets in the case I do not propose seeking an increase in my fees.

5.5 I have received £2,500 in respect of my pre-appointment fees and have a further balance of £4,000 outstanding.

5.6 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <http://www.pem.co.uk/services/guides-fees>.

5.7 Attached as Appendix C is additional information in relation to the Liquidator's fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

6 Creditors' Rights

6.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.

6.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

7 Next Report

- 7.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 7.2 If you have any queries in relation to the contents of this report, I can be contacted by email at bdyer@pem.co.uk.

Yours faithfully



Ben Dyer
Joint Liquidator

Cambridgeshire Construction Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts and Payments
To 25 February 2020

RECEIPTS	Statement of Affairs (£)	Total (£)
Hand Tools/Equipment	1,500.00	0.00
Motor Vehicles	450.00	0.00
Stock	700.00	0.00
Book Debts	3,758.28	0.00
Cash at Bank		2,603.74
Insurance Claim	Uncertain	0.00
		<hr/>
		2,603.74
		<hr/>
PAYMENTS		
Goodwill		0.00
Preparation of S. of A.		2,500.00
Trade & Expense Creditors	(6,793.31)	0.00
Directors Loan Account	(40,000.00)	0.00
Banks/Institutions	(1,507.20)	0.00
HM Revenue & Customs - VAT	(151,353.14)	0.00
Ordinary Shareholders	(300.00)	0.00
		<hr/>
		2,500.00
Net Receipts/(Payments)		103.74
		<hr/>

MADE UP AS FOLLOWS

Fixed Current A/c	103.74
	<hr/>
	103.74
	<hr/>

Cambridgeshire Construction Limited - (in Liquidation)
Summary of time costs for the period 26 February 2019 to 25 February 2020

	Partner	Director/Manager	Assistant Manager/ Senior Administrator	Administrators	Total hours	Time Cost	Average Rate
Administration & planning	1.30	6.70	-	6.30	14.30	3,308.50	231.36
Asset realisations	0.60	5.20	0.50	3.80	10.10	2,434.50	241.04
Creditors	-	2.60	-	0.80	3.40	943.00	277.35
HMRC	0.20	1.80	-	0.70	2.70	741.00	274.44
Investigations	2.20	23.20	-	10.00	35.40	9,557.00	269.97
Reporting	0.50	3.60	-	-	4.10	1,393.50	339.88
Shareholders	-	0.60	-	-	0.60	201.00	335.00
Total Costs	1,802.00	14,725.00	105.00	1,946.50	-	18,578.50	-
Total Hours	4.80	43.70	0.50	21.60	70.60	-	-

*The charge out rates shown are the average rates for each grade of staff. The total average time cost is £263.15

Historical charge-out rates

As my firm's fees are based on time costs, Statement of Insolvency Practice 9 requires me to provide you with details of "any material changes in the rates charged for the various grades since the resolution was first passed". I therefore set out below a summary of charge-out rates. You will note that charge-out rates are increased annually. Hourly rates vary depending on market rates, qualifications and experience of various grades of staff. As detailed my firm's fees are based on time costs, time is recorded in 6 minute units.

Period commencing	Partner Hourly rate £	Director Hourly/Senior Manager Rate £	Manager Hourly rate £	Assistant Manager Hourly rate £	Senior Administrator Hourly rate £	Administrator Hourly rate £	Trainee Administrator (2) Hourly rate £	Insolvency Assistant rate £
October 2018	375.00	335.00	260.00	210.00	N/a	150.00	N/a	90.00
October 2019	395.00	350.00	260.00	210.00	N/a	150.00	N/a	95.00

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

Appendix C

Additional Information in Relation to the Joint Liquidators Fees, Expenses & Disbursements

1 Staff Allocation and the Use of Sub-Contractors

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

2 Professional Advisors

- 2.1 On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
AUA Insolvency Risk Services Ltd (insurance)	Risk based premium
ITC Valuer (valuation and disposal advice)	Disbursements and % of realisations

- 2.2 Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

3 Joint Liquidators Expenses & Disbursements

- 3.1 The estimate of expenses (including disbursements) which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees were approved, a copy of which is set out below:

Expense	Estimated cost £
Agents' costs	400.00
Statutory advertising	150.00
Specific penalty bond	30.00
Category 2 disbursements charged by the firm	Nil

CAMBRIDGESHIRE CONSTRUCTION LIMITED - IN LIQUIDATION

Current position of Joint Liquidators expenses

- 3.2 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Agents' costs	Nil	Nil	2,000.00
Statutory advertising	Nil	216.00	216.00
Specific penalty bond	Nil	30.00	30.00
External storage of books & records	Nil	19.65	50.00
Postage	Nil	36.38	72.76
Category 2 disbursements			
Photocopying	Nil	15.81	31.62

- 3.3 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above.
- 3.4 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.

4 Charge-Out Rates

- 4.1 PEM's current charge-out rates effective from October 2019 are detailed in appendix B. Please note this firm records its time in minimum units of 6 minutes.