in accordance with Rule 3.32 of the Insolvency (England & Wales) Rules 2016

# AM02

# Notice of statement of affairs in administration



SATURDAY



A18

30/11/2019 #10'

		COMPANIES HOUSE
1	Company details	
Company number	07757908	→ Filling in this form Please complete in typescript or in
Company name in full	TMDP (Special Projects) Limited	bold black capitals.
2	Administrator's name	
ull forename(s)	Peter John	
urname	Windatt	
3	Administrator's address	
Building name/number	100 St James Road	
Street	Northampton	
ost town	NN5 5LF	
County/Region		
Postcode		
Lountry		
	Administrator's name o	
ull forename(s)	Brian	Other administrator     Use this section to tell us about
urname	Baker	another administrator.
5	Administrator's address o	
Building name/number	Devonshire House	<b>O</b> Other administrator
itreet		Use this section to tell us about another administrator.
Post town	60 Goswell Road	
Lounty/Region	London	
ostcode	EC1M7AD	
	ILLOITEME FOR ALD	<b>\</b>

# AM02 Notice of statement of affairs in administration

6	Attachment
	I have attached a copy of:  X Statement of affairs  X Statement of concurrence
7	Date of the statement of affairs
Date	0 8 1 0 2 0 1 9
8	Date of the statement of concurrence (if applicable)
Date	0 8 T T T Y O Y T Y 9
9	Sign and date
Administrator's Signature	Signature ×
Signature date	2 8 1 1 1 2 0 1 9

# AM02

# Notice of statement of affairs in administration

# 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	Ryan Jago
Сотрану пате	BRI Business Recovery and
	Insolvency
Address	100 St James Road
	Northampton
Post town	NN5 5LF
County/Region	
Postrode	
Country	
DX	
Telephone	01604 754352

# ✓ 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 and dated 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

# TMDP (SPECIAL PROJECTS) LIMITED

# (IN ADMINISTRATION) JOINT ADMINISTRATORS' STATEMENT OF PROPOSALS

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# TMDP (SPECIAL PROJECTS) LIMITED (IN ADMINISTRATION) JOINT ADMINISTRATORS' STATEMENT OF PROPOSALS

Following my appointment as joint administrator of TMDP (Special Projects) Limited ('the Company') on 8 October 2019, the following report is the joint administrators' statement of the administrators' proposals for achieving the purpose of the administration. The Insolvency Rules (England & Wales) Rule 2016 determine the content of these Proposals.

# 1 Statutory and general information

Court: High Court of Justice - Business Court Leeds

Court number: CR2019LDS001095

Company number: 07757908

Registered office: 100 St. James Road

Northampton NN5 5LF

Formerly: Bridge Farm

Holt Lane Ashby Magna LE17 5NJ

Joint administrators: Peter John Windatt of BRI Business Recovery and Insolvency, 100 St James

Road, Northampton, NN5 5LF, licensed to act as an Insolvency Practitioner in the United Kingdom by the ICAEW under registration number 8611 and Brian Baker of Moore Kingston Smith & Partners LLP, Devonshire House, 60 Goswell Road, London, EC1M 7AD, licensed to act as an Insolvency Practitioner in the United Kingdom by the ICAEW under registration number 10530 were appointed joint administrators by the qualifying floating

charge holder, Security Trustees Services Limited.

For the purposes of Paragraph 100(2) of Schedule B1 the Insolvency Act 1986, all of the functions of the administrators are to be exercised by either

of the administrators.

**Appointment** The joint administrators were appointed on 8 October 2019

Authorised share capital: 50 ordinary A shares of £1 each

50 ordinary B shares of £1 each

Issued share capital: 50 ordinary A shares of £1 each

50 ordinary B shares of £1 each

Directors (last three years): Appointed Resigned

Scott Brian Moore 31 August 2011 - Nikki Vera Bryan 11 January 2014 -

Shareholders:	Number of shares held	Type of shares
TMDP Group Limited	50	Ordinary A
TMDP Group Limited	50	Ordinary B

# 2 Circumstances leading up to the appointment of joint administrators

- 2.1 TMDP (Special Projects) Limited ("the Company") was formed from origins within The Martin Design Partnership in 2011 and was driven to become incorporated following a direct instruction from the partnerships PI insurer and the requirement to separate the businesses. This was supported by the partners who subsequently became directors.
- 2.2 Full trading for the Company began in the middle of 2011 with an already established client base. Business increased year on year, with an original ambition to have £20m turnover by completion of the 2020 trading year. This was subsequently paired back to £15m following investment from a secured creditor and personally guaranteed loans being secured by the directors.
- 2.3 During the 18 months prior to the cessation of trade the Company suffered a series of events which included a building failure in Leicester, a number of overruns leading to an unnatural number of projects, large bad debts and a number of contract disputes. Due to mounting creditor pressure during 2019 the directors of the Company engaged the assistance of their accountants and subsequently had meetings with BRI Business Recovery and Insolvency on 24 July 2019 and 6 September 2019 to provide advice on the best way forward for the benefit of creditors. During a difficult cash-flow period due to non-payments, a decision was taken on the morning of 9 September 2019 to cease trading with immediate effect. Whilst alternative avenues of recovery were being investigated and considered, creditor pressure became too much for the Company.
- 2.4 It was hoped that a significant sum would be received in respect of an ongoing PI claim but, due to circumstances out of the directors' control, it became clear that the funds would not be received in time to enable the Company to continue. This matter is ongoing. Further advice was taken on what actions the Company could take following cessation of trade.
- 2.5 The Company had discussed the possibility of a company voluntary arrangement ("CVA") but, due to cash flows issues, and mounting creditor pressure it was decided that a CVA was not feasible. Funds were introduced by associated companies but these were not enough to continue trading.
- 2.6 Following the notice of two county court judgements ("CCJ's") and further support not being forthcoming from creditors the Director took the steps necessary to appointed Peter Windatt and John William Rimmer of BRI Business Recovery and Insolvency as Joint Administrators. Notice of the intended appointment was served on the Company's secured creditor who subsequently appointed Peter Windatt of BRI Business Recovery & Insolvency and Brian Baker of Moore Kingston Smith & Partners LLP as joint administrators on 8 October 2019. Brian Baker had no involvement with the Company prior to this appointment.
- 2.7 The former Directors of the Company continue to support the joint administrators to ensure that, so far as possible, the full value of all assets are realised for the benefit of creditors.
- 3 Steps taken since the appointment of the administrators and how the purpose of the administration will be achieved, incorporating the statement of work done and to be done
- 3.1 Creditors should note that this section of the proposals is also a statement of work done and to be done which is provided to creditors together with the fee estimates schedule at Appendix 3 to assist creditors in evaluating the reasonableness of the joint administrators' fees.

# Objective of the administration

- 3.2 As joint administrators of the Company, we are officers of the Court, and we must perform our duties in the interests of the creditors as a whole in order to achieve the purpose of the administration, which is to achieve one of the three objectives set out in the insolvency legislation, namely to:-
  - (a) rescue the Company as a going concern; or
  - (b) achieve a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in administration); or
  - (c) realise property in order to make a distribution to one or more secured or preferential creditors.
- 3.3 Objective (a) is not possible as no purchaser could be found for the shares of the Company and the nature of the Company's trading and its financial circumstances meant that a Company Voluntary Arrangement was not feasible.
- 3.4 On the information provided to BRI in initial meetings with the directors it was the aim of the joint administrators to achieve objective (b), with the intention to maximise realisations in the joint venture agreement over two semi-detached properties situated in Leicester. Please see further information at section 3.12. Objective (b) is, on present information is not possible.
- 3.5 Objective (c) will be achieved and is the main purpose of the administration. As we were appointed by the secured creditor our priority is to realise assets to enable us to repay them. It is expected that there will be surplus funds to allow a return to unsecured creditors. Further detail regarding how realisations are likely to be achieved is detailed below.

# Steps taken on appointment

- 3.6 As previously mentioned this is a joint appointment. Moore Kingston Smith & Partners LLP ("MKS") and BRI Business Recovery and Insolvency ("BRI") agreed a split in duties to ensure all steps were taken appropriately and without duplication.
- 3.7 On appointment, MKS ensured that the appointment was advertised in the London Gazette and all necessary documents were filed with the Registrar of Companies. Various notifications were sent to HMRC, and a bank account was opened. BRI notified creditors of the Administrators appointment.
- 3.8 BRI assisted with making redundancies and commenced the collection of books and records.
- 3.9 The joint administrators also notified the director(s) of their responsibility to provide a statement of the affairs of the company, and copies of the appropriate forms were provided.
- 3.10 This work does not provide any financial benefit to creditors, it is necessary to ensure that all relevant legislation is complied with.

# Assets

3.11 Following appointment, BRI instructed independent agents Peter Davies & Sons Limited ("PDS") to value and sell the Companies chattel assets. PDS had no prior knowledge of the assets and no previous dealings with the Company. The assets that PDS are dealing with include a property development site subject to a Joint Venture Agreement, plant, equipment, vehicles and computer hardware.

# 3.12 Joint Venture Agreement ("JVA")

The JVA comprises a property development site for the building of two 2-bedroomed, semi-detached houses on the outskirts of Leicester city centre. These properties are part way through completion and are weatherproof.

Prior to appointment, BRI were advised of the following:

The Company has a share in the construction and completion of two semi-detached properties. The Company's share is approximately 50% with a third party owning the other 50%. An associated company, TMDP Properties Ltd (Properties) owns the land and will receive circa £60,000 from the sale of the properties in the event of a sale regardless of whether the properties are complete or not.

# Non-complete

On appointment the two properties required internal works completing. In their initial condition the value was estimated by the director to be £150,000. Once Properties receive £60,000 from the sale we were given to understand that this would leave £90,000 to be split between the Company and the third party, realising circa £45,000.

# Complete

The estimated cost to complete the properties was £50,000. Their value once complete was estimated to be circa £440,000. Properties would receive £60,000 leaving £330,000. Once the funds were split between the Company and the third party, it was estimated the Company would realise £165,000. This was significantly greater than if sold in their initial, non-completed, condition. It was initially the joint administrators intention that they would arrange completion of the works to maximise realisations.

# Current position

- 3.13 Since appointment the administrators have been made aware that the unconnected company claims to have a 50% share in the land and that the total price paid for the land was £120,000 not £60,000. As a result, this appears to indicate that Properties and the unconnected company own the land jointly and will receive circa £60,000 each from the sale of the properties regardless of whether the properties are sold complete or not.
- 3.14 The unconnected company also claims to have contributed a far greater sum to the build costs. This information is yet to be verified and is to be investigated further, with legal advice likely to be requested. We are advised that there is no formal agreement between the Company and the unconnected company in respect of the JVA which will further complicate matters.
- 3.15 For creditors information, based on the information provided prior to appointment and without prior knowledge of the complications mentioned above, PDS instructed two estate agents to provide valuations of the property in their uncompleted state and the value once completed. Further details are below:

# 3.16 If sold incomplete:

The estate agents instructed to value the properties have estimated that they would realise around £300,000 in their current state.

# 3.17 Sold complete:

Chartered surveyors were instructed to comment and advise upon the cost necessary to complete the interior fit-out and external works in order to establish the benefit (if any) of completing the subject works. The estimated cost to finish the developments is £71,000. The estate agents instructed to value the properties believe that the estimated to realise amount once complete to be £400,000.

3.18 With the current position in respect of the JVA still under review we are unable to comment on realisations for the benefit of creditors at this point and hope to report in full in our next report.

# 3.19 Plant, equipment, vehicles and computer hardware

The company's chattel assets including the plant, equipment, unencumbered vehicles and computer hardware have been auctioned by the agents, PDS. The initial estimated to realise value of all assets, to included encumbered assets was £20,250. These assets realised £46,311 plus VAT. After settlement of finance agreements on two assets totalling £16,281 the sum of £30,030 is being held by PDS. Therefore an increased realisation of some £10,000 on the original estimate was achieved. A schedule of assets sold is detailed below:

JCB 535-125 Telehandler
Terex 6003 PTFA 6t dumper
Benford 2t High Tip Swivel Dumper
Thwaites 1t High Tip Dumper
Red Rhino 5000T Crusher
Kubota KX71-3 Mini Excavator
Bomag BW71E-2 Pedestrian Vibratory Roller
Genie GS-1932 Scissor Lif
Trailer Mounted Bunded Fuel Bowser
Arrowhead Hammer
Unbadged Hammer
Belle PM20 100XT cement mixer
Belle PREMXT Cement Mixer
Belle PM20 Cement Mixer

Belle PM20 Cement Mixer
Crane Jib Attachment
BSV 760/50Z Block Grab,
Diesel Powered Pressure Washer
Steel Forklift Mounted Man Cage
Stephill Generator
Belle GPX2700 Generator
Prama E3250 Generator
Stephiill 3.4KvA Generator
Unbadged Pump
CR30DV Dehumidifier
JCB Portable Breaker with Hammer
Vauxhall Movano Maxi-Load van

## 3.20 Contract Debts

The Company had been contracted to carry out the design and building work at several sites, mostly in the midlands. The Company operated as the main contractor and engaged various sub-contractors at each project site.

- 3.21 The individual projects were at differing stages of completion, but all contracts have now been terminated by the respective customers as a result of the Company entering Administration and being unable to continue work.
- 3.22 However, on the completed/nearly completed jobs it appears that there may be retentions or other recoveries still due to the Company. I have instructed specialist construction agents Contract Recovery Solutions Limited ("CRS") to review the relevant contracts and documentation and to recover any monies due.
- 3.23 The Director has detailed knowledge of the projects and also holds a large amount of physical paperwork and electronic data. The Director is working closely with CRS to assist them their collections activity.

## 3.24 The Parade, High Street, Watford ("The Parade")

The Company was contracted to develop 15 flats and 2 commercial units at the Parade. This development is almost complete and a Practical Completion Certificate was issued on 3 September 2019.

3.25 Though there appear to be outstanding payments and retentions due from the customer, Aimrok Development Limited ("Aimrok"), I understand that there were issues with alleged defective works at the Parade which has have resulted in legal action being taken by the Company and Aimrok jointly against two third party subcontractors. It is understood that there is a formal agreement between the Company and Aimrok that no monies will be due directly from the contract as a result of the joint pursuit of this claim. Further detail is included in 'Legal Claims' below.

# 3.26 Deacon Street, Leicester ("Deacon Street")

This contract was terminated on 8 October 2019 and I am aware that the customer has issued a Delay Notice to the Company. CRS continue to review the contracts and potential recoveries on this matter. The Director considers there may be a number of legal claims against subcontractors available and these will be reviewed by CRS.

# 3.27 Edgware Lane, Edgware ("Edgware Lane")

This contract has been completed and a final account submitted by the Company to the customer, Edgwarebury Partnership ("Edgwarebury"). The application for payment detailed an amount due of £85,265 and there are known retentions of £52,214. However, CRS advised that Edgwarebury have made claims against the Company for additional works required and delay costs at Edgware Lane, together with claims for damages.

3.28 CRS are reviewing the position and will take matters forward with Edgwarebury at the end of the defects period, which expires in February 2020.

# 3.29 The George Pub, Great Oxeden, Leicestershire ("The George")

This project is complete and the Company made an application for payment to the customer at The George for £81,975, but a dispute with the customer progressed to formal adjudication which the Company lost. CRS are looking into the potential to revive this matter and enter into further adjudication. Additional details are included in 'Legal Claims' below.

# 3.30 Granby Street, Leicester ("Granby Street")

This project was terminated prior to the Administration due to the Company's failure to progress works. However, the Company had issued an application for payment of £236,742 and the customer had certified payment up to £77,904. Additionally, there are retentions due totalling £50,562 on completion of the project. CRS continue to review the matter to ascertain what may be recoverable. There are a number of legal claims relating to this project which are detailed in 'Legal Claims' below.

# 3.31 Tilton Road, Twyford

This development was completed and the defects period ends in May 2020. Company records indicate that retentions of £12,347 will be due.

- 3.32 In addition, there is a £16,000 highways bond held with the local council, which should be repayable to the Company, less costs, once access roads to the project are finished.
- 3.33 There is also a £13,000 bond held with the National House Building Council, which is understood to be due back to the Company now the project is complete.

# 3.34 New Walk, Leicester ("New Walk")

This project was not completed and the customer, Zone Developments Limited ("Zone") has now terminated the contract with the Company. Zone has commenced legal proceedings against the Company for a significant amount, which has invoked the Company's Professional Indemnity ("Pl") insurance policy. The Company has also brought a number of legal claims against subcontractors for this project, which are detailed in 'Legal Claims' below.

# 3.35 Narborough Council Offices

CRS have advised that there is a retention on this project of £12,000 which may be due in May 2020.

# 3.36 <u>Legal Claims - Subcontractor A</u>

Subcontractor A was successful in formal adjudication against the Company in respect of unpaid invoices for work at The Parade, totalling £62,384 plus interest of £2,797 and costs of £5,040. The Company has not made any payment to date and Subcontractor A has issued Court proceedings to recover the sums due.

- 3.37 The Joint Administrators will review the findings of the adjudication to assess whether Subcontractor A's claim can be accepted in full.
- 3.38 In addition, the Company has a potential claim against Subcontractor A for alleged overpayments at the Granby Street project, totalling £59,990. The Joint Administrators are currently reviewing the merits of this claim with the legal advisors Gateley Plc ("Gateley") before initiating recovery action against Subcontractor A. Gateley are also evaluating whether or not the claims brought by/against Subcontractor A can be set off against one another under insolvency legislation.

# 3.39 Subcontractor B

Planning conditions for the New Walk development specified that the front façade of the original structure should be preserved. Subcontractor B was engaged to provide a temporary support structure for the front façade to reinforce it whilst the remainder of the building work was undertaken.

- 3.40 The temporary support structure failed causing a partial collapse of the front façade at New Walk. As detailed above the customer, Zone, instigated legal proceedings against the Company claiming c. £1.2m in respect of the costs of remedial work, delay costs and damages. This prompted the Company to bring separate proceedings against Subcontractor B.
- 3.41 The Company's PI insurers appointed Mills & Reeve LLP to both defend the claim against Zone and pursue the claim against Subcontractor B. It is estimated that the claim against Subcontractor B will realise in excess of £500,000.
- 3.42 Gateley are also providing separate advice to the Joint Administrators on the handling of these claims and whether the Company's PI insurer will be able to assert a right of set off between them.
- 3.43 Subcontractor B was also appointed by the customer at Granby Street. This appointment was novated to the Company, who did not pay Subcontractor B's invoices alleging that the work was defective. Subcontractor B has issued a claim for £31,653. Given the moratorium in force due to the Administration, proceedings have been stayed until the Administration concludes.

# 3.44 Subcontractor C

The Company has a claim against Subcontractor C in respect of alleged incorrect design work at The Parade. This claim is being brought jointly with Aimrok and is connected to a similar claim against Subcontractor D, below. The claim is being led by Aimrok and is potentially significant. If successful, any proceeds arising from the claim are to be split 50:50 with Aimrok.

3.45 Subcontractor C have obtained an adjudicator's award of £20,400, plus costs, against the Company in respect of a dispute at the Granby Street. Again, the Joint Administrators will be required to review the background to this award before admitting it as an unsecured claim in the proceedings and will have to consider potential set off implications.

## 3.46 Subcontractor D

As described above, the Company's claim against Subcontractor D is brought jointly with Aimrok and relates to alleged significant design errors at The Parade development. The claim is being led by Aimrok and is potentially significant. If successful, any proceeds arising from the claim are to be split 50:50 with Aimrok.

# 3.47 Subcontractor E

The Company engaged Subcontractor E for supply and installation of a timber frame at a project separate to those listed above. The quality of the timber frame was considered to be deficient and it was removed and replaced. The customer has therefore brought a claim against the Company for the costs of this, and the Company has also brought a claim against Subcontractor E.

## 3.48 Customer at The George

As described above, the Company lost an adjudication against the customer at The George but Gateley believe it may be possible to revive the adjudication. If the Company were successful it may have a large counter claim.

- 3.49 Creditors will appreciate that all legal matters are at an early stage and the estimated outcome of each claim is therefore uncertain. It would not be appropriate to comment on the level of potential recoveries on each claim at this stage as this could jeopardise the progress of the proceedings.
- 3.50 A general, low estimate of recoveries for both the contract debts and legal claims is provided in the Estimated Outcome Statement. However, to provide creditors with an indication of potential recoveries, I consider the likely potential minimum recoveries to be in excess of £800,000.

# 3.51 Preferential creditors

There are no preferential creditors.

# 3.52 Prescribed part

There are provisions of the insolvency legislation that require an Administrator to set aside a percentage of a Company's assets for the benefit of the unsecured creditors in cases where the Company gave a "floating charge" over its assets to a lender on or after 15 September 2003. This is known as the "prescribed part of the net property." A Company's net property is that left after paying the preferential creditors, but before paying the lender who holds a floating charge. An Administrator has to set aside:

- 50% of the first £10,000 of the net property; and
- 20% of the remaining net property up to a maximum of £600,000.

The Company gave a floating charge to security Trustee Service Limited on 16 June 2017 and the prescribed part provisions will therefor apply. The Statement of Affairs of the Company shows that the net property of the Company is £802,884, and I estimate that the prescribed part of the net property for unsecured creditors is £163,576. However, these estimates do not take into account the costs of the administration which will reduce the amount of the Company's net property.

# 3.53 <u>Unsecured creditors</u>

Claims received from unsecured creditors have been logged and, where they differ from the statement of affairs/company records, further information has been requested. On current information it is anticipated that there will be surplus funds available to make a distribution to creditors, although at present we are unable to give an indication of the likely size and timing of the distribution.

## 3.54 Distributions

As it is anticipated that there will be a distribution to unsecured creditors, all claims will be adjudicated on and any discrepancies investigated and resolved. The claims will then be reviewed and agreed for dividend purposes.

## 3.55 HM Revenue & Customs

During the course of the administration, all appropriate VAT and tax returns will be submitted. Any tax arising post appointment will be calculated and paid over to the respective departments.

# 3.56 Case monitoring and reviews

The case strategy and, in particular the purpose of the administration will be reviewed on a regular basis and periodical reviews, as required by best practice, will be undertaken. During the life of the case, all general correspondence from creditors, agents, and solicitors will be dealt with.

# 3.57 Statutory requirements

The local bank account will be maintained, with reconciliations being undertaken in accordance with BRI and MKS policies. After six months a progress report will be prepared and circulated to creditors.

The overall benefit to creditors is that the joint administrators have ensured that all statutory requirements have been dealt with, and all assets have been realised, thereby being assured that the joint administrators have used their best endeavours to secure assets for the benefit of creditors.

# 3.58 Investigations

We have a duty to consider the conduct of those who have been directors of the Company at any time in the three years preceding the administration. We are also required to investigate the affairs of the Company in general in order to consider whether any civil proceedings should be taken on its behalf. We should be pleased to receive from you any information you have that you consider will assist me in this duty. We would stress that this request for information forms part of our normal investigation procedure.

# 3.59 Proposals

The joint administrators have prepared and circulated to all creditors full details of their proposals for achieving the purpose of the administration. A creditors meeting has been convened and will be held to consider the proposals made by correspondence. All creditors will be notified of the outcome, and whether the proposals have been accepted. The sending of proposals is a matter that is required by law, and provides the creditors with full details as to the progress of the administration, and how the administrators intend to achieve the purpose of the administration.

# 3.60 Conclusion

The joint administrators have a duty to realise as much as possible for the benefit of the creditors. Once we are satisfied that enough realisations have been made a distribution will be made to the secured creditor and preferential creditors.

# 4 The directors' statement of affairs

- 4.1 The directors of the company were asked to submit a statement of affairs. A copy of this statement of affairs is attached as Appendix 2.
- 4.2 Creditors should note that the sums anticipated to be realised in respect of the contract debts and the insurance claims are the minimum realisations expected.

# 5 Basis of joint administrators' remuneration.

- 5.1 It is proposed that, having provided the creditors with a statement of the work that will be undertaken, BRI's remuneration shall be fixed in the sum of £63,948.50 plus VAT and will be taken on a time costs basis.
- 5.2 It is proposed that, having provided the creditors with a statement of the work that will be undertaken, MKS' remuneration shall be fixed in the sum of £50,060 and will be taken on a time costs basis together with 10% plus VAT on any realisations from the legal claims detailed in the Joint Administrators Report and Proposals.
- 5.3 BRI's total time costs to date amount to 28 November 2019 total £20,778 which have been charged at an average charge out rate of £157. Appendix 4 shows a summary of these time costs.
- 5.4 MKS's total time costs to date amount to 27 November 2019 total £16,186.25, which have been charged at an average charge out rate of £288. Appendix 4 shows a summary of these time costs.
- 5.5 For the benefit of creditors, the Association of Business Recovery Professionals publish 'A Creditors' Guide to Administrators' Fees'. This document is available by entering the following website address, www.briuk.co.uk then clicking on the 'Creditor information' option on the headings bar. Please note that there are different versions for cases that commenced before or after 6 April 2010 and in this case you should refer to the post April 2010 version. A hard copy of this document can be obtained on request from any of our offices.

# 6 Joint administrators' expenses

- 6.1 It is proposed by the joint administrators that CFW Chartered Accountants and Business Advisers ("CFW") should be paid as an expense of the administration for their work carried out and their assistance in providing the joint administrator's information that they have required. CFW have an outstanding invoice for £2,307.75 plus VAT for professional services provided.
- 6.2 I propose that the joint administrators be authorised to draw category 2 expenses as defined in Appendix 9 of these proposals.

# 7 Exit from administration

- 7.1 It is proposed the administration will end by placing the Company into creditors' voluntary liquidation. It is proposed that both myself and Brian Baker of Moore Kingston Smith and Partners LLP are appointed joint liquidators of the Company and that we be authorised to act either jointly or separately in undertaking our duties as liquidators.
- 7.2 Please note that, as a creditor, you may nominate a different person(s) as the proposed liquidator(s), but you must make the nomination(s) at any time after you receive these proposals, but before they are approved.

# 8 EC Regulations

8.1 The EC Regulation on Insolvency Proceedings 2000 applies to this administration and these proceedings are main proceedings by virtue of the fact that the Company's main interests are situated within this jurisdiction.

- 9 Creditors' decision procedure to consider the proposals and the joint administrators' pre appointment remuneration
- 9.1 Notice of the decision by correspondence is attached as Appendix 5. This notice includes details of how you can vote on the proposals.
- 9.2 Creditors are also given the opportunity to appoint a creditors' committee, and notice to creditors to decide whether to establish a committee is attached as Appendix 7. A committee is made up of between three and five representatives of creditors who will then meet me on a regular basis to discuss the administration of the Company. If a committee is appointed then it will be for them to approve both pre and post appointment costs and expenses. If a committee is not appointed then a separate resolution will be taken at the meeting to approve pre-appointment costs and expenses.
- 9.3 A separate resolution is included to approve pre-appointment costs and expenses.

This statement of proposals, which will be delivered on 28 November 2019 will be subject to such modifications as the creditors may approve or impose, subject to the approval of the joint administrators.

If creditors or members have any queries regarding the proposals or the conduct of the administration in general, they should contact Ryan Jago on 01604 595609.

Dated: 28 November 2019

Perer John Windatt Joint Administrator

The joint administrators act as agents of the company and without personal liability.

The affairs, business and property of the company are being managed by the joint administrators,

Peter John Windatt and Brian Baker.

# TMDP (Special Projects) Limited (In Administration) Joint Administrators' Summary of Receipts and Payments To 28 November 2019

RECEIPTS	Statement of Affairs (£)	Total (£)
Motor Vehicles on Finance - Surplus	7,234.00	0.00
Insurance Claims	700,000.00	0.00
Contract Debtors	83,000.00	0.00
Joint Venture - Properties	Uncertain	0.00
Computer Equipment	150.00	0.00
Plant & Machinery	10,500.00	0.00
Unencumbered Vehicles	2,000.00	0.00
		0.00
PAYMENTS		
Floating Charge Creditor	(64,345.25)	0.00
Deficiency to Finance Companies	(27,798.00)	0.00
Trade & Expense Creditors	(1,758,737.42)	0.00
Crown Creditors	(293,576.37)	0.00
Associated Companies	(204,600.00)	0.00
Ordinary Shareholders	(200.00)	0.00
		0.00
Net Receipts/(Payments)		0.00
MADE UP AS FOLLOWS	·	

0.00

# STATEMENT OF AFFAIRS

Name of Company Company Number TMDP (Special Projects) Limited 07757908 Court case number High Court of Justice - Business Court Leeds CR2019LDS001095 Statement as to the affairs of TMDP (Special Projects) Limited **Devonshire House** 60 Goswell Road London EC1M 7AD on the 8 October 2019, the date that the company entered administration. Statement of Truth I believe the facts stated in this statement of affairs are a full, true and complete statement of the affairs of the above named company as at 8 October 2019 the date that the company entered administration. Full Name Signed Dated

# Rule 3.31 Insolvency (England & Wales) Rules 2016

# **Statement of Concurrence**

Name of company

TMDP (Special Projects) Limited

Company number

07757908

Court details

In the High Court of Justice - Business Court Leeds, CR2019LDS001095

I refer to the statement of affairs of the company, made on 28 November 2019 by Scott Brian Moore

I, Nikki Vera Bryan, concur with the Statement of Affairs of the above company and I believe that the facts stated in the Statement of Affairs are a full, true and complete statement of the affairs of the company on the date the statement was made up to, following which the Company entered administration.

NIKKI VERA BRYAN

Date: 28 November 2019

# TMDP (Special Projects) Limited Statement Of Affairs as at 8 October 2019

A -	Summary	of	Assets
	- Continue y	v.	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,

	<b>—</b>	Estima	
Assets	Book Value £	Rea	
	<u>L</u>	<u> </u>	<u> </u>
Assets subject to fixed charge:			
Motor Vehicles	9,000.00	6,400.00	
Close Brothers Finance	<u> </u>	(9,443.00)	
Deficiency c/d		(3,043.00)	
Motor Vehicles	2,300.00	1,300.00	
Motonovo Finance	•	(4,307.00)	
Deficiency c/d		(3,007.00)	
Motor Vehicles	23,200.00	17,200:00	
Lombard North Central		(18,178.00)	
Deficiency c/d		(978.00)	
Motor Vehicle	55,000.00	48,000.00	
BMW Financial Services Ltd	55,000.00	(65,600.00)	
Deficiency c/d	-	(17,600.00)	
•	<del></del>		
Motor Vehicles and Equipment	36,750.00	30,000.00	
Joyds Bank PLC		(31,920.00)	
Deficiency c/d		(1,920.00)	
Motor Vehicle	3,650.00	2,650.00	
lorthridge Finance		(3,900.00)	
Deficiency c/d		(1,250.00)	
Notor Vehicle and Equipment	20,000.00	13,500.00	
ildermore Bank PLC		(10,400.00)	
		3,100.00	3,100.00
quipment	18,500.00	10,000.00	
IFGL Limited (BNP Paribas)		(5,866.00)	4 40 4 0 4
		4,134.00	4,134.00
ssets subject to floating charge:			700 000 00
nsurance claims	700,000:00		700,000.00
contract debtors	1,441,156.00		83,000.00
oint venture - Properties	Uncertain		Uncertair 150.00
omputer Equipment	150.00		10,500.00
lant and machinery	10,500.00 2,000.00		2,000.00
nencumbered Vehicles	۵,000.00		2,000.00
ncharged assets:			
stimated total assets available for preferential creditors			802,884.00

Signature

Date 28 11 19

# TMDP (Special Projects) Limited Statement Of Affairs as at 8 October 2019

A1 - Summary of Liabilities		Estimated to
		Realise
		r realise
	· · · · · · · · · · · · · · · · · · ·	
Estimated total assets available for preferential creditors (Carried from F	Page A)	802,884.00
Liabilities Preferential Creditors:-		
Falicant deficiency for an income as passands an adaptating and the con-		NIL
Estimated deficiency/surplus as regards preferential creditors		802,884.00
Debts secured by floating charges pre 15 September 2003		
Other Pre 15 September 2003 Floating Charge Creditors		NIL
	_	802,884.00
		·
Estimated prescribed part of net property where applicable (to carry forward)		163,576.80
Estimated total assets available for floating charge holders		639,307.20
Debts secured by floating charges post 14 September 2003		,
Floating Charge Creditor	64,345.25	
		64,345.25
Estimated deficiency/surplus of assets after floating charges		574,961.95
Estimated prescribed part of net property where applicable (brought down)		163,576.80
Total assets available to unsecured creditors		738,538.75
Unsecured non-preferential claims (excluding any shortfall to floating charge he	27,798.00	
Deficiency b/d Total Creditors	1,758,737.42	
Crown Creditors	293,576.37	
Associated companies	204,600.00	
Associated companies	40.,000.00	2,284,711.79
Estimated deficiency/surplus as regards non-preferential creditors excluding any shortfall in respect of F.C's post 14 September 2003)		(1,546,173.04)
Estimated deficiency/surplus as regards creditors		(1,546,173.04)
count and called up capital		
ssued and called up capital Ordinary Shareholders	200.00	
Chamary Charonologic		200.00
Estimated total deficiency/surplus as regards members		(1,546,373.04)

Signature Date 28 11 19

Key	Name A	Address	100
CA00	Absolute Solar Ltd	Unit 20-21 Wanstead Ind Park, Wanstead Road, Leicester, LE3 1TR, LE3 1TR	236.04
CA01	AEB Waste Management Scrap Metal Merchant A	AEB Waste Management Scrap Metal Merchant A.E. Burgess & Sons Ltd, Ulverscoft Toad, Leicester, LE4 6BY	8,329.39
CA02	Alcon Alumininum Contracts Ltd	Unit 4, Shilton Industrial Estate, Bulkington Road, Shilton, Coventry CV7 9JY	252.00
CA03		57 Ladymead, Guildford, Surrey, GU1 1DB	3,709.37
CA04		36 Main St, Carlton, Nuneaton, CV13 0EZ	1.00
CA05	Astill Planning -	13 University Road, Leicester, LE1 7RA	2,700.00
CA06		1 Priory Business Park, Cardington, Bedford, Bedfordshire, MK44 3US	310.97
CA07	Avonside Roofing Ltd	Unit 1 Narborough Wood Park, Desford Road, Enderby, Leicester, LE19 4XT	1,812.00
CA08	A W Lumb (Midlands) Ltd	Sandway, Amington Ind Estate, Tamworth, B77 4DS	6,857.04
CA09		1st Floor Block D, Apex Place, Forbury Road, Reading, RG1 1AX	241.28
CB00	Barton Petroleum	1485 Melton Rd, Queniborough, Leicestershire, LE7 3FP	1.00
CB01	Build Environmental Consulting ( East midlands) 1 Kayes Walk, Lacemarket, Nottingham, NG:	1 Kayes Walk, Lacemarket, Nottingham, NG1 1PY	23,730.00
CB02	Berkeley Insurance Group	2 Colton Square, Leicester, LE1 1QH	65,974.31
CB03	BEW Electrical Distribution	C/O Nexus CIFS, 52-56 Leadenhall Street, London, EC3A 2EB	19,220.40
CB04	al Support Ltd	3 Crown Way, Langley Mill, Nottingham, NG16 4GU	1,191.84
CB05	Blaby Fencing	Rowlands Way, Glen Parva, Leicester, LE2 9HS	1.00
CB06	Bravejoin Company Ltd	Unit 4 Felspar Road, Amington Ind Est, Amington, Tamworth, B77 4DP	68,000.00
CB07	Brent Signs & Graphics Ltd	14 Fairisle Way, Countesthorpe, Leicestershire, LE8 5WX	545.00
CB08	British Safety Council	70 Chancellors Road, Hammersmith, London, W6 9RS	1,778.30
CB09	Brotherwood CIS	2 Nursery Gardens, Dunton Bassett, Leics, LE17 5LA	1.00
CBOA	BSD Building Services Design Consulting Engin	BSD Building Services Design Consulting Engin 1 Weekley Wood Close, Kettering, Northamptonshire, NN14 1UQ	6,900.00
CB0B	Buildbase Civils & Lintels Ltd ( Grafton)	Central Payments Office, 302 Drumoyne Road, Glasgow, G51 4DX	6,900.00
CBOC	Bakers Waste Ltd	123 Granby Street, Leicester, LE1 6FD	266.70
CB0D	British Gas	British Gas Trading, Blaise Pascal House, 100 Pavilion Drive, Northampton, NN4 7YP	26.64
0000	CABS Coatings & Blasting Services	Unit 4 Ash Court, Viking Way, Winch Wen Ind Est, Swansea, SA1 7DA	1,00
CC01	Capital Plant Services Ltd	Unit 7c Nobel Road, Eley Industrial Estate, Edmonton, London, N18 3BH	1,351.55
CC02	Certsure LLP	Warwick House, Houghton Hall Park, Houghton Regis, Dunstable, LU5 5ZX	1.00
CC03	CFW Accountants LLP	C F W Accountants LLP, 3 Weekley Wood Close, Kettering, Northants, NN14 1RZ	8,648.00
CC04	C.H.A.P.S	CHAPS (Central Heating & Plumbing Services), The Orchard, Kingsthorpe Village,	4,777.22
		Northampton, NN2 6QS	

Signature

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Key	Name	Address	છ
CC05	Cityserve Mechanical Ltd	Cooper House, Corbett Business Park, Shaw Lane, Stoke Prior, Bromsgrove, B60 4EA	202,246.35
9000	Contract Architectural Services (Navin)	7 OLga Drive, Burberry Grange, Tipton, DY4 )BG	1.00
CC07	Cosby Treecare	Foxlands Farm, Croft Road, Cosby, Leicester, LE9 1SG	1.00
CC08	Coventry Turf & Landscaping	104 - 108 Avon Street, Coventry, CV2 3GN	1.00
6000	Cross Productions Ltd	17 Mandervell Road, Oadby, Leicester, LE2 5LR	1,818.79
CC0A	Cube Metals Limited	East Lodge, Bedlars Green, Great Hallingbury, Bishop Stratford, CM22 7TL	1.00
CCOB	Diamond Technique	Unit 5 C & V Business Park, Leicester Road, Lutterworth, Leicester, LE17 4HE	977.00
2000	F & S Roofing	38 Hinckley Road, LFE, Leicester, LE3 3GH	1.00
G000	Interior Screed Ltd	52 Cygnet Court, Timothys Bridge Road, Stratford Upon Avon, Warwickshire, CV37 9NW	1.00
CCOFF	JJ Scaffolding Leicester Ltd	16 Ingarsby Lane, Houghton on the Hill, Leicestershire, LE7 9JJ	1.00
CCOF	KP Roofing Leicester Ltd	3 Calvos Close, Leicester, LE4 9AS	1.00
CCOG	Libra concrete Pumping Services	Unit 8a, Broadway Business Park, Yaxley, Peterborough, PE7 3EN	1,920.00
CCOH	Martin Bailey Fabrications	4 Geary Close, Narborough, Leicester, LE19 2RD	6,500.00
CC01	Martin Construction	20-22 Wenlock Road, London, N1 7GU	216.00
CCOK	Norray Joinery Ltd	The White Cottage, 10 Scotland Lane, Houghton on the Hill, Leicester, LE7 9GH	8,372.06
CCOL	Perrin Fencing Solutions Ltd	84 Redland Drive, Kingsthorpe, Northampton, NN2 8TU	15,955.37
CCOM	Proclif FM Ltd	The Point, Granite Way, Loughborough, LE12 7TZ	2,134.00
CCON	Rhina Brickwork	5 Hedge Grove, Midway, Swadlincote, Derbyshire, DE11 0XW	1.00
000	Spires Decorating	34 Duston Wildes, Northampton, NN5 6ND	872.00
CCOP	Streamline	26 New Street, Queniborough, Leicester, LE7 3FS	260.00
200	Summit Scaffold Solutions Ltd	2 Old Chapel Walk, Claybrooke Magna, Leicestershire, LE17 5FE	1,264.00
CCOS	Close Brothers Motor Finance	Spinner Point, Lakeside Boulevard, Doncaster, Sotuh Yorkshire, DN4 5PL	244.68
CD00	D & M Tankers Ltd	2 Masefield Ave, Enderby, Leicester, LE19 4QS	180.00
CDO1	DAB Safety Services Ltd	21 Ileston Road, Bramcote, Nottingham, NG9 3JP	1.00
CD02	DAB Civil Engineering Contractors Ltd	1 Gypsum Close, off Lewisher Road, Leicester, LE4 9AB	30,000.00
CD03	Design2 Print Ltd	Unit B3 Armston Farm Business Park, Broughton Road, Cosby, Leicestershire, LE9 1RD	1.00
CD04	Diddi Mix Tarmac Trading Limited	Accounts Recieveable, PO Box 16766, Portland House, Bickenhill Lane, Birmingham, B37 9DE	26,612.77
CD05	Direct Hoist Ltd	Gilroyd, Vicarage Lane, Redbourne, Gainsborough, Lincolnshire, DN21 4QW	1.00
CD06	Drain 24/7	Drain 247 Group, 35-37 Ludgate Hill, London, EC4M 7JN	1.00
;	·)		
	/		

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1.00 1.00	Office 2, The Barn, Holt Lane, Ashby Magna, Leicestershire, LE17 5NJ 78-84 Sparkenhoe Street, Leicester, LE2 0TH	J A Clarke & Co Ltd	CJ00
1,680.00 32,369.07 2,385.87	OVI house, 17-21 Chornon Street, Manchester, M1 3HY OVI house, 11 Ratcher Way, Mansfield, nottingham, NG19 0FS C/O Baker Tilly, Creditor Services, Sallsbury House, 31 Finsbury Circus, London, EC2M 5SQ	Integrated Doorset Solutions Limited Investec Asset Finance PLC DD	C102
1.00	PAYE & NIC, BX9 1LE		CH05
293,576.37 108.55	Entorcement & Insolvency Service, Ty Glass, Llanishen, Cardiff, CF14 5ZP Fields Farm Road, Long Eaton, Nottingham, NG10 3FZ	HM Hevenue & Customs Hire Station	CH04 CH04
1.00	Hunter Mason Blake House, 2A St. Martin's Lane, York YO1 9RD, YO1 6LN		CH02
345.21	ייייר כי, באַטרו Chartwell Trading Estate. Wigston   eigester   בין אַטרו Chartwell Trading Estate. Wigston   eigester   בין	Howdens Joinery	CH01
1.00	Gorge House, Great Bridge IND EST, Toll End Road, Tipton, DY4 0HR		CG04
1.00	Stables End Court Main Street, Market Bosworth, Nuneaton, Warwickshire, United Kingdom, CV13 0JN	Glympton Construction Ltd	CG03
3,387.07	C/O Begbies Traynor (SY) LLP, 3rd Floor, Westfield House, 60 Charter Row, Sheffield, S1 3FZ	Saint-Gobain Building Distribution Ltd (Gibbs &	CGO1
1,838.70			CGOO
43,312.00	3 Drumard Road, Knockloughrim, Magherafelt, BT45 8QA		CF05
828.00	Clifford Chambers, 4 Clifford St, York YO1 9RD		CF04
1.00	Lindenwood, 4 Linden Avenue, Countesthorpe, Leicester, LE8 5PG		CF03
12,144.00	62 Highcross Street, 2nd Floor, Leicester, LE1 4NN		CF02
1.00	27 King Street, Delph, Oldham, OL3 5DH		CF01
101,000.00	71 Queen Victoria Street, London, EC4V 4AY	Funding Circle	CF00
204.00	Unit 32 Crawford House, Chartwell Drive, Leicester, LE18 2FB		CE04
1.00	201 Upwell St, Sheffield, S4 8AL	Evogo	CE03
352.11	Dome House, 48 Artillery Lane, London, E1 7LS	Euro Office Ltd	CE02
17,773.30	Westhaven House, Arleston Way, Shirley, Solihull, B90 4LH	E H Smith	CE01
209.95	PO Box 123, Nottingham, NG1 6HD		CE00
823.00	The Symington Building, Adam & Eve Street, Market Harborough, LE16 7AG	District of Harborough	CD07
m	Address	Name	Key

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C. C	Key
Jewson Ltd  JMS Engineers Midlands Ltd Jordan Road Surfacing Ltd  Kazzoo IT Solutions Keeton & Co Ltd Kirky Pro-Seal Mastic Pointing Services Leicester Drylining Ltd Leicester Football Club Plc Lemon Groundwork Solutions London Flooring Lombard Mabey Hire Ltd Mabey Hire Ltd Mayband Property Ltd Mayband Property Ltd Mc Ginley CEP Ltd Mc Ginley CEP Ltd Mick George Ltd Midland Rock Ltd	Name
C/O Begbies Traynor (SY) LLP, 3rd Floor, Westfield House, 60 Charter Row, Sheffield, S1 5FZ Victoria Court, Tennant Street, Nuneaton, CV11 4LZ C/O P Elliott Associates, Suite 49-49a, Westminster Buildings, Theatre Square, Nottingham BG1 6LG 6 Sandown Road, Stoneygate, Leicester, LE2 2BJ 38 Orion Crescent, Coventry, CV2 2FQ The Elms, Main Street, Nalistone, Nuneaton, CV13 0QB 11 Browns Way, Whetstone, Leicester, le8 8yp FreemansPark Campus, Welford Road, Leicester, LE2 7LW Westleigh Park, Lutterworth Road, Blaby, Leicester, LE8 4DY Aylestone Road, Leicester, LE2 7TR Russell gardens, Wickford, Essex, SS11 8BH Red Stacks, Beechenlea Lane, Kent, BR8 7PR PO Box 520, Rotherham, South Yorkshire, S63 3BR Scout Hill, Ravensthoppe, Dewsbury, WF13 3EJ 48 Tenter Road, Moulton Park, Northampton, NN3 6AX Bridge Farm, Holt Lane, Ashby Magna, Leicester, LE17 5NJ 56 Clarendon Road, Watford, Herts, WD17 1DB The Old Chapel, Station Road, Hugglesscote, LE67 2GB 3 Selbury Drive, Oadby, Leicester, LE2 5NG Metalways Ltd, Unit 20, Churchill Way, Fleckney, Leicester, LE8 8UD 6 Lancaster Way, Ermine Business Park, Huntington, Cambridgeshire, PE29 6XU 21-21a Highmeres Road, Thurmaston, Leicester, LE9 6SN 78-64 Colmore Row, Birmingham, B3 2AB Dene Park, Strattord Road, Wellesbourne, Warwickshire, CV35 9RY 28 Wensleydale, Kingsthrope, Northamtion, NN2 8UT Central Payments Office, 302 Drumyne Road, Glasgow, G51 4DX Spectrum House Beehive Ring Road, London Galwick Airport, West Sussex, RH6 0LG	Address
34,210.66 5,352.00 17,225.84 438.00 2,496.00 1,048.80 1,333.50 1,00 9,650.07 1,00 13,778.80 8,694.16 95.38 68,898.36 33,774.77 1,440.00 154,256.78 108,317.50 8,465.02 1,00 9,295.20 24,243.78 5,228.01 800.00 4,680.59 2,083.74	r

Signature

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CR05 Ra CS00 Sal CS01 Sal CS02 SB	CR03 Ro		CP07 Pro CP08 PR CP09 Mr			CO02 OP CO03 Opt CO05 Opt CP00 PB		Key Name
Ratesetter Salus Ltd Sat Secure ( Shopmassive) SB Building Supplies Ltd	Roger Budge Electrical Resonance Acoustics Limited	Rapid Electronics Ltd Richard Meakin Groundworks Ltd	Progress Pumps PRP Consulting Mr Owen Parker	rresuge Security Solutions Principal global Brand Implemetation Progeny Limited	PG Motors Leicester LTD Pirtek PJC Plant Sevices Leicester Ltd	OP Plumbing Optima Site Solutions Ltd Ottima Hardware Ltd Openreach P B Donoghue Construction Ltd	NHBC Nikki Marks NJM Custom Clothing Northridge Finance Oadby Building Products Oakwood Student Accommodation	ne
6th Floor, 55 Bishopsgate, London, EC2N 3AS Primea House, Marina Court, Maple Drive, Hinckley, Leics, LE10 3BF A10 Pearmill Industrial Estate, Stockport, SK6 2BP 1b Cropston Road, Anstey, LEICESTER, 1b Cropston Road, LE7 7BP	Address Unknown 6A Bittern Way, Boston, Lincolnshire, PE21 7NX C/O Debt Collection Services UK Ltd, Unit 5 First Floor, Silkwood Court, Wakefield, West Yorkshire, WE5 9TP	Yorkshire, WF5 9TP Severalls Lane, Colchester, Essex, CO4 5JS 11 College Avenue, Melton Mowbray, Leicestershire, LE13 0AB	75 Henley Crecent, Leicester, LE3 2SB Park House 22 Warren Park Way, Enderby, Leicester, LE19 4SA C/O Debt Collection Services UK Ltd, Unit 5 First Floor, Silkwood Court, Wakefield, West	19c audum Hoad, Blady, Leicester, LE8 4DA Tandem Ind Est, Hudderstield, HD5 0AL Progeny House Union Court, Heys Lane Industrial Estate, Lancashire, BB6 7FD	Tanglewood, Little Glen Road, Glen Parva, Leics, LE2 9TR 22 Owin Road, Brailsford Ind Park, Leicester, LE3 1HR 70 St Margarets Way, Leicester, LE4 0BT	113 Rosedale Grove, Hull, HU5 5DA Unit 5, Kingsway Business Park, Oldfield Road, Hampton, Middlesex, TW12 2HD Assured Drive, Thurmaston, Leicester, LE4 8BB Post Point EH64A, Eldon House, Charter Row, Sheffield, S1 3EF Donochue Business Park, Claremont Road, NW2 1RR	NHBC House, Davey Avenue Knowhilll, Milton Keynes, MK5 8FP Trojan House, 34 Arcadia Avenue, London, N3 2JU 5th Floor, Bank of Ireland, 1 Donegall Square South, Belfast, BT1 5LR 47 Kenilworth Drive, Oadby, Leicester, LE2 5LT Unit 21, Willow Road, Pen-y-fan Ind Estate, Croespenmaen Crumlin, NP11 4EP	Address
64,345.25 2,400.00 522.87 13,148.09	12,363.49 4,380.00	17.98 20,925.85	778.00 1.00 7,510.22	264.00 1.00 458.71	1,080.49 120.00 25,778.30	6,790,00 1.00 4,868.39 766.80 1,713.60	2,699.51 120.00 209.42 1,154.57 1.00	છ

Signature

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CS04 CS05 CS06 CS06 CS06 CS07 CS08 CS06 CS06 CS06 CS06 CS06 CT00 CT01 CT02 CT02 CT03 CT06 CT06 CT06 CT06 CT06 CT06 CT06 CT06	Key
Screwfix Direct Severn Trent Water Schindler Lifts Sky Access Scaffolding Spearing Waite S P Legal Solutions Ltd SRM Electrical Distributors Ltd Staircraft Group Ltd Staircraft Group Ltd Syston Doors Syston Doors Sytner LeicesterLtd Syston Dare Syston Doors Sytner LeicesterLtd Tale Big Bath Company Ltd The Big Bath Company Ltd The Fuelcard People DD The Knotweed Company Ltd The Knotweed Company Ltd The Victory Show THX Ltd Timberwise (UK)Ltd Travis Perkins T W Trustwood Joinery Manufacturers Ltd Treny Waters French Polishing Ltd TmDP Group Ltd TMDP LLP UK Access Solutions Ltd Varley & Guilliver Ltd	Name
Trade House Mead Avenue, Houndstone Business Park, Yeovil, BA22 8RT 2 St. Johns Street, Coventry, CV1 2LZ Sødgefield House Trident Business Park I, Birchwood, WA3 6BX 54 Flora Garden, Albion Place, Hammersmith, London, W6 0HP 34 Pocklingtons Walk, Leicester, LE1 6BU Suite 3.12 Grosvenor House, Hollinswood Road, Telford, TF2 9TW 2 Ardent Court, Henley in Arden, 895 5GF Dunns Close, Nuneaton, Warwickshire, CV11 4NF Unit 3 West Area, Farthing Road Ind Est, Ipswich, Suffolk, IP1 5AP C/O Atradius Collections, 3 Harbour Drive, Cardiff Bay, CF10 4WZ 33 Albert Street, Syston, Leicester, LE7 2JB, LE7 2JB 2 Penman Way, Grove Park, Enderby, Leicester, LE19 1ST The Warehouse, 1A Stamford Street, Leicester, LE19 1ST The Warehouse, 1A Stamford Street, Leicester, LE19 1ST The Warehouse, 1A Stamford Street, Leicester, LE19 1ST The Warehouse Park, Stright Road, Willenhall, West Midlands, WV12 5QY Brindley Road, Dodwells Ind Est, Hinckley, LE10 3BY 2 Penman Way, Grove Park, Chear Water Court, Vastern Road, Reading, RG1 8DB 2 Penman Way, Grove Water Court, Vastern Road, Reading, RG1 8DB 2 Penman Way, Grove Way, Charlage, Oxfordshire, OX12 8NE 3 Albert Street, Clear Water Court, Vastern Road, Reading, RG1 8DB 3 Warehay, Road, Cak Court, Royal Oak Way, North, Daventry, Northamptonshire, NN11 8PQ 4 Foxlands Farm, Croft Road, Cosby, Leicester, LE9 1SG 5 CO Euler Hermes UK, 1 Canada Square, E14 5DX, London 1 Drake Mews, Gadbrook Way, Gadbrook Park, Cheshire, CW9 7XF 5 Ulverscroft Road, Calverton, Northamptonshire, Le19 2GB 5 Unit 4 98 CoventryRoad, Narborough, Leicestershire, LE4 6BY 5 Unit 4 98 CoventryRoad, Narborough, Leicestershire, LC9 2GB 6 Unit 9 Hayle Road, Calverton, Northamptonshire, United Kingdom, NN14 1UQ 1 Bilport Lane, Wednesbury, West Midlands, WS10 0NT 1 Ridgacre Road, West Bromwich, B71 1BB	Address
1.00 1.00 23,011.34 17,939.78 3,767.00 1.00 73.50 11,586.27 13,439.16 480.00 15,680.00 42,351.21 29,837.05 572.00 10,431.47 1.00 720.00 4,278.67 4,502.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 11,092.29 462.00 10,384.00 95,216.00 7,000.00	3

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			1
568.36	144a New Walk, Leicester, LE1 7JA	X & Y Fertility Health Specialists	CX00
72.00	42 Boyers Walk, LFE, Leicester, LE3 3LN	Worralls Heating & Plumbing	CW02
359.22	Hammonds Way, Hinckley, Leicestershire, LE10 3EQ	Western Power Distribution	CW01
1.00	Aylestone Road, Leicester, LE2 7QN	Walter E Sturgess	CW00
10	Address	Name	Key

Signature

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A.

BRI Business Recovery and Insolvency
TMDP (Special Projects) Limited
B1 - Company Creditors - Employees & Directors

0 Entri	大ey	
0 Entries Totalling	Name	
	Address	
0.00	Pref £	
ర		
00.0	Unsac £	
0.00	Total £	

Signature

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BRI Business Recovery and Insolvency TMDP (Special Projects) Limited B2 - Company Creditors - Consumer Creditors

	0 Entries Totalling		Key Name
	otalling		Name Address
0.00		173	

Signature Page 9 of 9

IPS SQL Ver. 2015.09

# BRI Business Recovery and Insolvency TMDP (Special Projects) Limited C - Shareholders

Address  3 Weekley Wood Close, Kettering, Northamptonshire, United Kingdom, NN14 1UQ	Type ttering, Northamptonshire, United Ordinary	O	Type Nominal Value Ordinary 1.00	Type Nominal No. Value Sha Ordinary 1.00
	Type	Nom	Nominal	Nominal
	Ordinary	V:	Value	Value

Signature

Page 1 of 1

# BRI Business Recovery and Insolvency Fees and Expenses TMDP (Special Projects) Limited

# Fees

The office holder is seeking to be remunerated on a time cost basis. We use charge out rates appropriate to the skills and experience of the member of staff and the work that they perform, recording time spent in 6 minute units. Narrative is recorded to explain the work undertaken and the time spent is analysed into different categories of work. In this document the estimated time that will be spent undertaking the work in each category of work has been multiplied by the applicable charge out rate for each member of staff that it is anticipated will undertake work in that category to arrive at the estimated total time costs attributable to that category of work on the case.

The charge out rates that will be used on this case are:

T.
390
230
160
125

Work areas	Estimated time to be taken to undertake the work	Estimated value of the time costs to undertake the work £	Average hourly rate to undertake the work £
Administration and planning	30.00	5,978.50	199.28
Realisation of Assets	93.00	18,056.50	194.16
Creditors and Distributions	96.00	15,746.50	164.03
Cashiering	10.50	2,458.50	234.14
Investigations	39.00	7,386.50	189.40
Reporting	35.00	7,249.00	207.11
Closing	35.00	7,073.00	202.09
Totals	338.50	63,948.50	188.92

# Fees and Expenses TMDP (Special Projects) Limited

Note: This estimate of fees has been provided to creditors at an early stage in the administration of the case and before the office holder has full knowledge of the case. Whilst all possible steps have been taken to make this estimate as accurate as possible, it is based on the office holder's current knowledge of the case and their knowledge and experience of acting as office holder in similar cases. As a result, the estimate does not take into account any currently unknown complexities or difficulties that may arise during the administration of the case. If the time costs incurred on the case by the office holder exceed the estimate, or is likely to exceed the estimate, the office holder will provide an explanation as to why that is the case in the next progress report sent to creditors. Since the office holder cannot draw remuneration in excess of this estimate without first obtaining approval to do so, then where the office holder considers it appropriate in the context of the case, they will seek a resolution to increase the fee estimate so that they will then be able to draw additional remuneration over and above this estimate.

# Expenses

£
396.00
33.08
Uncertain
25.00
Uncertain
7,000.00
6,000.00
Uncertain
Uncertain
13,454.08

Note: The above estimate of expenses is based on the office holder's current knowledge of the case and their knowledge and experience of accting as office holder in similar cases.

# TMDP (Special Projects) Limited (In Administration) STATEMENT OF THE WORK TO BE UNDERTAKEN BY THE JOINT ADMINISTRATORS

Below are details of work BRI Business Recovery and Insolvency propose undertaking in support of my fees for the Administration

# Initial steps on appointment

On appointment, the joint administrators will ensure that the appointment is advertised in the London Gazette, and all necessary documents are filed with the Registrar of Companies. Various notifications will be sent to HMRC, and a bank account will be opened. The joint administrators will also advise the creditors of the appointment.

The above work does not provide any financial benefit to creditors, but is necessary to ensure that the joint administrators comply with all necessary statutory requirements, which includes informing the creditors of the appointment.

# Investigations

I will be obliged to review the company's books and records and consider if there has been any wrong doing. In addition the joint administrators are required, by law, to report on the conduct of the directors to the Department of Business, Energy and Industrial Strategy.

# **Proposals**

The joint administrators will prepare and circulate all creditors with full details of their proposals for achieving the purpose of the administration. A creditors meeting will be convened and held to consider the proposals. All creditors will be notified of the outcome, and whether the proposals have been accepted. The sending of proposals is a matter that is required by law, and provides the creditors with full details as to the progress of the administration, and how the administrators intend to achieve the purpose of the administration.

# Realisation of assets

In this case I am responsible for the realisation of the company's chattel assets and also the realisation of the Company's interest in the joint venture agreement.

# **Creditors' Claims**

It is my duty to record all proofs of debt received, adjudicate on claims and distribute funds to creditors in accordance with their ranking. In addition claims of employees will be recorded should a dividend to preferential creditors become payable.

# **HM Revenue & Customs**

All HMRC departments will be notified of the appointment. All appropriate VAT and tax returns will be submitted. Any tax arising post appointment will be calculated and paid over to the respective department.

# Case Monitoring and Reviews

During the course of the case, the strategy will be reviewed on a periodical basis and periodical reviews, as required by best practice, will also be undertaken. During the life of the case, all general correspondence from creditors, agents, and solicitors will be dealt with.

## **Statutory Requirements**

On the anniversary of the case (after six months) a progress report will be prepared and circulated to creditors.

#### Closure

It is anticipated that the company will move to CVL. All of the necessary procedures will be followed to ensure that the appropriate documents are filed with the court and Registrar of Companies. Following the end of the administration, all the final administrative duties will be undertaken.

# TMDP (Special Projects) Limited ("the Company")

# Moore Kingston Smith & Partners LLP Fees Information in accordance with The Insolvency (England and Wales) Rules 2016 and Statement of Insolvency Practice 9

# Fees Overview

Prior to an agreeing the basis of my remuneration as Joint Administrator, details of the work proposed to be done and the expenses it is considered will be, or are likely to be, incurred in dealing with the Company's affairs must be provided to creditors.

Where the Joint Administrators propose to take all or any part of this remuneration based on the time they and their staff will spend dealing with the affairs of the insolvent company, a fees estimate must also be provided. This will outline the anticipated cost of that work, how long it is anticipated the work will take and whether any further approvals may be needed from creditors in due course.

It should be noted that a fees estimate may be provided to a particular milestone or for a designated period in a case, where it is not possible to accurately estimate the work that will need to be done at the outset.

Creditors should be aware that the fees estimate is based on all of the information available now and may be subject to change due to unforeseen circumstances that may arise during the Administration. If it is considered that the fees estimate will be exceeded, the Joint Administrators will provide an update and seek approval to increase the previously agreed fees estimate.

As described in the Joint Administrators' Report and Proposals above, the Joint Administrators have agreed a split of duties and Mr Windatt of BRI (UK) Limited ("BRI") has provided his own fees estimate for the work to be undertaken by his firm.

For the avoidance of doubt, this fees estimate covers the work to be undertaken by Moore Kingston Smith & Partners LLP in this case only.

This report provides the information required for creditors to assess the reasonableness of the fee requested.

# Proposed Fee Basis

In this case, it is being proposed that the basis of my remuneration as Joint Administrator will be based on the time spent by me and my staff in dealing with the Company's affairs, together with a percentage of realisations, being 10% plus VAT on any realisations from the legal claims detailed in the Joint Administrators' Report and Proposals.

Attached to this document is my fees estimate, together with an explanation of the work I propose undertaking.

Each part of the work to be undertaken will necessarily require different levels of expertise and therefore related cost. In order to aid understanding, for the time cost element of my fees estimate, I have indicated an average blended rate of the grades of staff such as myself, the case manager, the case administrator and cashier when estimating the total hours to be spent on each part of the work.

This fees estimate is produced on the basis of all the work I currently propose will be necessary in the Administration. If I consider the fees estimate will be exceeded I will notify creditors accordingly, provide a revised estimate and seek further approval for my increased fees.

# Outline of work to be done by the Joint Administrator

Below are details of the work Moore Kingston Smith & Partners LLP propose undertaking in support of my fees estimate for the Administration:

## Administration (including statutory compliance & reporting)

The Joint Administrators are required to carry out certain tasks, namely administrative duties and dealing with the Company's creditors. Whilst these tasks are required by statute or regulatory guidance, or are necessary for the orderly conduct of the proceedings, they do not necessarily produce any direct financial benefit for creditors, but nonetheless still have to be undertaken.

Whilst the agreed split of duties outlines that BRI will be responsible for the majority of general administrative and statutory work, I would confirm that time was spent by my firm in attending to initial notifications in the London Gazette and to the Registrar of Companies before the formal split of duties was agreed.

In addition, for the duration of the case I will also be required to maintain my own case management software and conduct periodic internal case and bond reviews.

The split of duties also provides that my firm shall be responsible for maintaining and managing the Administration estate cashbook and bank accounts, and will consequently deal with all post-appointment VAT and corporation tax matters.

BRI are responsible for producing and delivering statutory reports to creditors. However, I will necessarily provide updates for the specific areas I am dealing with to allow BRI to complete these reports and as a result there is likely to be some crossover of time spent in this area.

# Investigations

BRI will be undertaking the investigations into the Company's affairs and Directors' conduct as required under Statement of Insolvency Practice 2, and will also submit a confidential report to the Insolvency Service under the Company Directors Disqualification Act. However, if my own work uncovers any potential antecedent transactions or matters that require further investigation, I may also spend a small amount of time in this area communicating my findings to BRI.

# Creditors (claims and distributions)

I shall not be dealing with general creditor matters in this case and all proofs of debt and creditor/employee queries should be directed to BRI in the first instance.

However, as detailed in the Joint Administrators' Report and Proposals, I am reviewing a number of complex legal claims and contractual issues related to building projects where the Company was employed as main contractor.

It is therefore likely that I will spend a significant amount of time analysing claims brought from specific subcontractors and considering any potential set off against claims brought by the Company. This will include discussions with agents CRS and legal advisors Gateley Plc and review of contracts and lengthy Court papers/adjudicators' findings to assist in evaluating the validity of these specific claims.

# Realisation of assets

Work done by the Joint Administrators, our staff and any third parties engaged to assist the Joint Administrators in realising the Company's assets will, it is anticipated, provide a financial benefit to creditors by means of a distribution subject to costs.

In this case, I am responsible for dealing with recovery of book debts arising from the Company's contracts and projects, together with pursuing the various legal claims. The work anticipated in both of these matters is detailed below.

Work anticipated to realise the contract debtors is as follows:

- Strategy meetings and discussions with the Director and CRS;
- Reviewing contracts and books and records to assess potential realisations;
- · Regular progress updates with CRS in relation to recoveries made;
- Negotiating any offers for settlement in co-operation with CRS; and
- · Receipt of contract debt recoveries into Administration estate.

In addition, I expect to undertake the following in relation to the legal claims:

- Strategy meetings and discussions with the Director and CRS and Gateley;
- Review the technical position of contracts and quantify potential claims with CRS;
- · Liaise with Gateley to bring any further formal claims;
- Liaise with Mills & Reeve and Gateley in relation to the PI claims arising from the New Walk project;
- Detailed review and analysis of legal documents, contracts and correspondence with claimants/defendants:
- Discussing and negotiating and offers for settlement with Gateleys;
- Examine and amend any Witness Statements and other documents prepared by Gateley that are required to be filed in Court; and
- Receipt of any eventual recoveries into the Administration estate.

#### Work undertaken to date

Since my appointment in this matter my work has included some initial statutory matters such as bonding, notifying Companies House of our appointment, notifying HMRC of our appointment and publishing required notices in the Gazette.

I have also held meetings and had detailed discussions with the Director, CRS and Gateley to review the current position of all of the Company's contracts and the background to the various legal claims. Due to the nature of the Company's industry this has been time consuming and involved review of complex legal and technical documents and compiling historic information from several sources.

My time incurred to date is £16,186 which represents an average of 56.17 hours at an average hourly rate of £288 per hour. Details of my time incurred to date are included at Appendix A to this fees estimate.

# Joint Administrator's Expenses

I am required to provide creditors with details of the expenses I consider will be, or are likely to be, incurred in the Administration. These may include expenses such as agent's costs for assisting in the disposal and realisation of the Company's physical assets or other routine expenses associated with an insolvency case such as statutory advertising costs or the office holder's specific penalty bond.

Again, for the avoidance of doubt, the expenses detailed in this document cover the work to be undertaken by Moore Kingston Smith & Partners LLP in this case only. BRI will have provided their own separate statement of anticipated expenses.

Expenses and Category 1 disbursements do not have to be approved, but when reporting to the creditors' committee and creditors during the course of the Administration the actual expenses incurred will be compared with the original estimate provided and I will explain any material difference (e.g. where legal costs rise due to escalated recovery action).

Category 1 disbursements are payments to independent third parties where there is a specific expenditure directly referable to the appointment.

Category 2 disbursements 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. Any Category 2 disbursements which this firm proposes to charge in this case are reflected in the table of expenses below.

I am seeking approval to charge the Category 2 disbursements as indicated below at the same time as seeking authorisation for the basis of my fees.

Below is a summary of the expenses I consider will be, or are likely to be, incurred in this case. A further update will be provided in the first progress report to creditors at the anniversary of the appointment of the Joint Administrators or sooner, if the case is concluded beforehand.

₹X(09)1810	saynettet dear
Statutory Advertising	69
Train Fares/Travel	100
Statutory Bonding	210
Agent's Fees (CRS)	c. 100,000
Legal Fees (Gateley)	c. 150,000
Category 2 Disbursements:	
IPS Licence	90

At this stage, the figures for agent's and legal fees are estimated, as CRS will receive a percentage of realisations and Gateley have agreed to work on a Conditional Fee Agreement. Therefore, the level of fees will depend directly on realisations from the contract debtors and legal claims respectively. As noted in the Joint Administrators' Report and Proposals these are complex matters and most claims are at an early stage and the estimated recoveries are based on preliminary information, so it is difficult to predict the outcome accurately at this juncture.

# Moore Kingston Smith & Partners LLP's Charge-out rates and Category 2 disbursements policy

Attached at Appendix B this document are details of my firm's current charge out rates and policy regarding the re-charge of Category 2 disbursements.

It should be noted that my firm's charge-out rates may increase periodically. If any such increases impact on the fees estimate for the Administration, creditors will be notified accordingly.

# Moore Kingston Smith & Partners LLP Fees Estimate

Below is my fees estimate for the Administration. The work I anticipate undertaking in relation to this estimate has been outlined above and this should be considered alongside BRI's own separate fees estimate. It is an estimate for the entire Administration and includes work undertaken to date as detailed above. If I consider this estimate will be exceeded, I will advise creditors and seek approval for my revised fees estimate as appropriate.

Satisfied of Work	Landing (1997)		Egymeter-ross
Administration & Planning	46.00	340.43	15,660
Investigations	13.00	328.46	4,270
Realisation of Assets	63.00	339.05	21,360
Creditors	26.00	337.31	8,770
va swerens			(15,040,50)

BRI (UK) Limited

SIP 9 Summary of hours and costs
from 01/01/1980 to 05/12/2019

Client 7180N		TMDP (Special Projects) Ltd	rojects) Ltd							
		Hours	ırs							
Classification of work function	Lead IP	Manager	Assistant manager	Senior administrator	Senior Junior administrator Administrator	Junior Administrator	Assistants and support staff	Total	Time Cost £	Average Time Cost £ hourly rate £
Admin & planning	2.80		19.00	0.40		51.30	0.10	73.60	£11,961.00	£162.51
Cashiering	0.20			0.05			0.20	0.45	£112.25	£249.44
Creditors	0.40		4.20	0.10		22.90		27.60	£4,003.00	£145.04
Investigations						2.10		2.10	£262.50	£125.00
Realisation of	0.20		8.10					8.30	£1,941.00	£233.86
Reporting						3.50		3.50	£437.50	£125.00
Posted time	3.60	0.00	31.30	0.55	0.00	79.80	0.30	115.55	£18,717.25	£161.98
Unposted time						16.50		16.50	£2,062.50	£125.00
Total time	3.60	0.00	31.30	0.55	0.00	96.30	0.30	132.05	£20,779.75	£157.36
Total time costs/grade	1,404.00	:	7,199.00	101.75		9,975.00	37.50	18,717.25	ı	

28 November 2019

# Appendix A - Moore Kingston Smith & Partners LLP Time Costs to 27 November 2019

#### Time Costs

The following is a summary of the time costs incurred by the Office Holder and his staff in the administration of this matter. It should be read in conjunction with the Office Holder's Report for the period referred to above.

Work Activity	Partner Hrs	Manager / Supervisor Hrs	Administrator Hrs	Total Hrs	Time Costs (£)	Average Costs (£)
☐ Administration & Planning	6.42	1.92	17.92	26.25	8,046.66	306.54
Case Planning/Information Capture/Interviews	5.42	0.42	8.83	14.67	4,790.00	326.52
Dealing with company/Debtor re general admin	0.25		0.58	0.83	270.42	325.81
General Admin/Billing/Filing	0.17	0.75	0.50	1.42	475.83	335.09
Set-up Administration/IPS/Initial correspondence	0.33	0.50	1.00	1.83	544.17	297.36
Statutory filing with Court, Companies House and BIS	0.25		0.58	0.83	254.17	306.23
Strategy reviews/Checklists/Diary Compliance		0.25	5.92	6.17	1,607.07	260.47
Cashiering - set-up, maintenance & control of accs			0.17	0.17	35.00	205.88
Post Appointment VAT & CTax			0.33	0.33	70.00	212.12
□ Investigations	1.50		6.92	8.42	2,112.50	250.89
Strategy, planning, meetings and interviews	1.50		6.92	8.42	2,112.50	250.89
☐ Realisation of Assets	2.83	0.50	14.58	17.92	5,027.51	280.55
Debtors & Claims	2.75		11.00	13.75	3,861.26	280.82
Tangible Assets - plant, motors, fixtures and fittings	0.08		1.25	1.33	358.75	269.74
Identification, securing, insuring & bonding		0.50	1.08	1.58	463.75	293.51
Freehold & Leasehold property/matrimonial home			1.25	1.25	343.75	275.00
☐ Creditors	0.08	0.17	3.33	3.58	999.58	279.21
Claims/Proofs	0.08		2.83	2.92	799.58	273.83
Correspondence/Preparation of Reports/Meetings		0.17	0.42	0.58	177.08	305.31
Secured/Finance Creditors & Landlords		,	0.08	0.08	22.92	286.50
Grand Total:	10.83	2.58	42.75	56.17	16,186.25	

#### Notes

<sup>1</sup> All costs are shown excluding VAT and include an element of undrawn work in progress. It should also be noted that the office holder's fees and other expenses included in his Abstract Receipts and Payments, will include irrecoverable VAT, where the insolvent was not formerly registered for VAT.

<sup>2</sup> The time accounting system utilised by Kingston Smith & Partners LLP does not allow for analysis of time, by task, prior to 30 November 2002.

<sup>3</sup> The number of hours shown have been rounded to two decimal places.

# Notice to creditors of decision procedure by correspondence consider joint administrators' proposals

TMDP (Special Projects) Limited

Company number 07757908

("the Company")

In the High Court of Justice - Business Court Leeds, CR2019LDS001095

Creditors are asked to give consideration to the following decisions:

- 1 That the proposals of the joint administrators be approved;
- Whether a creditors committee should be established;
- That BRI's remuneration be on a time costs basis as detailed in the statement of the work that I anticipate will be done, and which will not exceed £63,948.50;
- That MKS' remunerations shall fixed in the sum of £50,060 and will be taken on a time costs basis together with 10% plus VAT on any realisations from the legal claims detailed in the Joint Administrators Report and Proposals;
- 5 That the joint administrators' Category 2 disbursements be an expense of the administration;
- 6 That the pre-appointment fees and expenses be approved and paid as an expense of the administration; and
- 7 That the joint administrators' be discharged from liability arising from the appointment 28 days after filing the final progress report.

This notice is delivered by Peter John Windatt, of BRI Business Recovery and Insolvency. If creditors wish to contact the office-holder, please contact Ryan Jago on telephone 01604 754352 in the first instance.

The decision date for the proposed decisions is 16 December 2019, and votes must be received by the convenor by 23:59 on this day.

Further information and guidance is attached regarding voting, the process for objecting to these decisions and/or requesting the convening of a physical meeting.

If creditors wish to contact the office-holder, please contact Ryan Jago on telephone 01604 754352 in the first instance.

Signed:

Peter John Windatt Joint Administrator

Date: 28 November 2019

#### INFORMATION AND GUIDANCE

# Request for a physical meeting

Creditors who meet one or more of the statutory thresholds listed below may also request that a physical meeting be held to consider any decisions proposed. The statutory thresholds to request a meeting are any of the following:

Section 246ZE(7) **IA86** 

- ❖ 10% in value of the creditors
- 10% in number of the creditors
- ❖ 10 creditors

# Termination of process on request for physical meeting:

If there are sufficient requests for a physical meeting the decision by correspondence process will be terminated and a physical meeting convened. Creditors can still request remote access to any physical meeting.

## Small debts

Rule

15.8(3)(f)

Rule 14.31(1) Any creditor whose debt is treated as a small debt (£1,000 or less) for the purposes of any dividend must still deliver a proof in respect of their claim if they wish to vote in this or in any subsequent decision making.

# Voting

Rule15.9(1)(b)

In order to vote on the decisions, creditors should complete the decision document attached to this notice and return it to the convenor by the decision date. Any vote must be accompanied by a proof in respect of the creditor's claim unless it has already been given to the convenor.

# Opted-out creditors

A creditor who has opted out from receiving notices may still vote on these decisions if a proof of debt is provided as detailed above.

# Appeal process

A creditor may appeal any actions of a chair or convener by application to the court. Any appeal Rule 15.35 must be made no later than 21 days after the decision date.

# TMDP (SPECIAL PROJECTS) LIMITED IN LIQUIDATION

# Decision procedure by correspondence Creditors' voting instructions

As detailed in the notice, Peter John Windatt has requested that the creditors consider the following decisions by correspondence.

In order to vote on the decisions, creditors should indicate their wishes next to each decision, sign and date this document and return it to Peter John Windatt, of BRI Business Recovery and Insolvency, 100 St James Road, Northampton, NN5 5LF, by 23:59 on 16 December 2019.

# **Decisions**

1	That the joint administrators' proposals with/without modifications be approved
2	For/AGAINST
2	For the appointment
	as a member of the creditors' committee.
	FOR/AGAINST
3	That BRI's remuneration be on a time costs basis as detailed in the statement of the work that I anticipate will be done, and which will not exceed £63,948.50;
	FOR/AGAINST
4	That MKS's remuneration be on a time costs basis as detailed in the statement of the work that I anticipate will be done, and which will not exceed £50,060 together with 10% plus VAT on any realisations from the legal claims detailed in the Joint Administrators Report and Proposals;
	FOR/AGAINST
5	That the joint administrators' Category 2 disbursements be an expense of the administration
	FOR/AGAINST
6	That the pre-administration expenses as detailed in the statement of the joint administrators' proposals be paid as an expense of the administration.
	FOR/AGAINST
7	That the joint administrators' be discharged from liability arising from the appointment 28 days after filing their final progress report.
	FOR/AGAINST
Sig	gned
Na	me in capital letters
Da	te
Na	me of creditor
Po	sition in relation to creditor
Fo	r office use only
Р	roof of debt received: Y/N
C	hecked by:

# Notice of invitation to decide whether to form a creditors' committee

Name of company TMDP (Special Projects) Limited - In Administration

Company number 07757908

Court details In the High Court of Justice - Business Court Leeds, CR2019LDS001095

This notice is to inform creditors that they are invited to decide whether to form a creditors' committee if sufficient creditors are willing to be members of the committee.

Creditors are also invited to nominate creditors (which may include themselves) to be members of the committee.

Nominations must be delivered to Peter John Windatt either by post or email.

Address: BRI Business Recovery and Insolvency

100 St James Road Northampton NN5 5LF

Email Address: rjago@briuk.co.uk

Telephone Number: 01604 754352

All nominations must be delivered by 4pm on Friday 13 December 2019.

Nominations can only be accepted if Peter John Windatt is satisfied as to the nominated creditor's eligibility to be a member of the committee.

Further information on the role of creditors' committees is available on the R3 website https://www.r3.org.uk/

Peter John Windatt Joint Administrator

Date: 28 November 2019

# Proof of debt - general form

# IN the matter of TMDP (SPECIAL PROJECTS) LIMITED

# And in the matter of the Insolvency Act 1986

# Date of appointment - 8 October 2019

1.	Name of creditor	
2.	Address of creditor	
3.	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at	£
4.	Details of any documents by reference to which the debt can be substantiated. [Note: the Liquidator may call for any document or evidence to substantiate the claim at his discretion]	
5.	Give details of whether the whole or any part of the debt falls within any (and if so which) of the categories of preferential debts under section 386 of, and schedule 6 to, the Insolvency Act 1986 (as read with Schedule 3 to the Social Security Pensions Act 1975)	Category  Amount(s) claimed as preferential £
6.	Particulars of how and when debt incurred	
7.	Particulars of any security held, the value of the security, and the date it was given	
8.	Signature of creditor or person authorised to act on his behalf	
	Name in BLOCK LETTERS	
	Position with or relation to creditor	

# BRI BUSINESS RECOVERY AND INSOLVENCY CREDITORS' GUIDE TO FEES

# Charge-out rates

Grade	Charge-out rate (£ per hour, charged in 6 minute units)		
Directors/Insolvency Practitioners	295-390		
Managers and Assistant managers	230		
Administrators	160-185		
Secretaries & Support Staff	125		

Rates are subject to a periodic review and are likely to increase each April. A copy of our previous rates can be found on our website at www.briuk.co.uk

# Agent costs

These are charged at cost based upon the charge(s) made by the Agent instructed. The term "Agent" includes:

- Solicitors/legal fees.
- Auctioneers/valuers.
- Accountants.
- Quantity surveyors.
- Estate agents.
- Other specialist advisors

# Storage costs

Charged at actual cost incurred for storage (and retrieval, when appropriate) of records.

# Other disbursements

Category	Basis of charge
Category 1	
Indemnity Bond	At cost of mandatory cover required in accordance with the Insolvency Act 1986 for each appointment
Insurance of assets	At cost in relation to asset coverage requirements
Company searches	At cost incurred
Travel	At actual cost including train fare and all other public transport
Other	At actual cost charged
Category 2	
Mileage	Motor vehicle at 45p per mile from 6 April 2011
Room hire	Held at BRI offices: £50 Any other venue: at actual cost
Stationery	A standard £6.50 charge is made for all initial files with a further £1.17 or 85pence (dependent upon file type) for any additional files required
Photocopying	Specific calculation of 2 pence per sheet x number of creditors
Postage	Standard charge of £15 per case plus a specific calculation of postage cost x number of creditors
Storage	Case records stored in BRI's own facility will be charges at the same rate levied by external storage providers as follows. Box costs at £4.70 per box and storage charge of £7.60 per annum.

# MOORE KINGSTON SMITH & PARTNERS LLP STATEMENT OF POLICY ON FEES IN INSOLVENCY PROCEEDINGS

#### Introduction

This statement has been prepared in accordance with guidelines amended by changes introduced by the Insolvency (England and Wales Rules) 2016 issued by the Association of Business Recovery Specialists (R3) as at 1 April 2017.

The following information applies to all appointments of partners or staff of Moore Kingston Smith & Partners LLP, to act as any of the following:-

Liquidator, Receiver, Administrator or Administrative Receiver of a Limited Company

Trustee in Bankruptcy

Supervisor of an Individual, Company or Partnership Voluntary Arrangement

Administrator under the Insolvent Estates Order

When acting as Nominee, the provisions of the Insolvency Act require that the amount of the fees payable to the Office-holder be specified within the Debtor's proposals. Such fees will nevertheless be fixed to take account of the Office-holder's expected time costs arising as referred to below.

#### Policy on fees

Fees are either fixed by reference to time costs, or as a percentage of realisations and distributions, or a set amount or any combination of all three. Where fees are agreed on a time cost basis, rates may be varied from time to time, at the sole discretion of Moore Kingston Smith & Partners LLP, and such changes will be notified in retrospect with each report to Creditors. It is the policy of Moore Kingston Smith & Partners LLP to use as junior grade of staff as compatible with the efficient conduct of the matter in order to ensure costs are kept to a minimum.

# As at 1 May 2019 the rates applicable are:

Grade	£
Partner	440
Licensed Insolvency Practitioner (Non-Partner)	400
Senior Manager	375
Manager	345
Assistant Manager	310
Junior Administrator/Administrator/ Senior Administrator	175-275
Cashier	210
Support Staff	100-200

Rates vary between individuals, reflecting experience and qualification. For certain more complex tasks, Moore Kingston Smith & Partners LLP may seek to apply a higher rate in respect of work undertaken, but subject to prior authorisation in accordance with the Act. Moore Kingston Smith & Partners LLP do not charge time spent by support staff or for work of a general cashiering nature. However, in instances where it is cost effective to carry out work of a specific nature, rather than use an external source, a time charge is made. Time is usually charged in units of 5 minutes

For further information on the manner in which an Office Holder's fees may be fixed, please refer to the guidance notes in relation to fees which can be downloaded from www.mks.co.uk/creditors-guide-fees/

#### Disbursements

# Category 1 Disbursements

These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the office holder or his or her staff.

Category 1 disbursements can be drawn without prior approval, although an office holder should be prepared to disclose information about them in the same way as any other expenses.

# Category 2 Disbursements

These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage or storage.

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration. When seeking approval, an office holder should explain, for each category of expense, the basis on which the charge is being made

Moore Kingston Smith & Partners LLP proposes to recover category 2 disbursements as follows:

Ordinary correspondence No charge is levied for stationery or postage as this is deemed to be paid by

secretarial time as charged.

Circulars and reports A charge for production of each copy of a circular report is made at 15p per sheet.

Postage is also charged on the issue of reports at the prevailing rate.

For storage Storage is either billed to specific cases by the storage company or alternatively at

16p per box per week.

Licences IPS is used in all formal appointments and will be charged at £90.00

Accountancy work Charges for the use of Moore Kingston Smith LLP to assist with Corporation Tax,

accountancy, employee or other matters can be paid as deemed necessary.

Rooms Where used for meetings at Moore Kingston Smith & Partners LLP are charged by

reference to comparable commercial facilities available locally, currently as follows:

London £200/Other offices £150

Mileage Insolvency Practitioner and staff mileage re-imbursement at HMRC approved rates –

currently 45p / mile

## **Authorising Bodies**

lan Robert, Michaela Hall, Brian Baker, Chris Purkiss and Ryan Davies are authorised to act as Insolvency Practitioners in the UK by the Institute of Chartered Accountants in England & Wales and are bound by their code of ethics.