

LIQ03

Notice of progress report in voluntary winding up



Companies House

FRIDAY



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01/05/2020

#225

COMPANIES HOUSE

1 Company details

Company number 0 7 8 2 5 7 6 6

Company name in full MICHAEL EVANS PAINTERS & DECORATORS LIMITED

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

2 Liquidator's name

Full forename(s) PHILIP BARRINGTON

Surname WOOD

3 Liquidator's address

Building name/number 570-572

Street ETRURIA ROAD

Post town NEWCASTLE-UNDER-LYME

County/Region STAFFORDSHIRE

Postcode S T 5 0 S U

Country UNITED KINGDOM

4 Liquidator's name ①

Full forename(s) CHRISTOPHER

Surname KNOTT

① Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 570-572

Street ETRURIA ROAD

Post town NEWCASTLE-UNDER-LYME

County/Region STAFFORDSHIRE

Postcode S T 5 0 S U

Country UNITED KINGDOM

② Other liquidator
Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	d	1	d	1	m	0	m	4	y	2	y	0	y	1	y	9
To date	d	1	d	0	m	0	m	4	y	2	y	0	y	2	y	0

7 Progress report

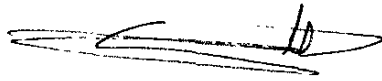
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	2	d	9	m	0	m	4	y	2	y	0	y	2	y	0
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**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **CHRISTOPHER KNOTT**

Company name **BCR**

Address **570-572 ETRURIA ROAD**

Post town **NEWCASTLE-UNDER-LYME**

County/Region **STAFFORDSHIRE**

Postcode **S T 5 0 S U**

Country

DX

Telephone

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Joint Liquidators' Annual Progress Report to Creditors & Members

**Michael Evans Painters & Decorators Limited - In
Liquidation**

10 April 2020

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

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- 3** Creditors
- 4** Joint Liquidators' Remuneration and Disbursements
- 5** Joint Liquidators' Expenses
- 6** Creditors' Rights
- 7** Next Report

APPENDICES

- A** Receipts and Payments Account for the Period from 11 April 2019 to 10 April 2020, together with cumulative Receipts and Payments Account for the Period since the Joint Liquidators' Appointment
- B** Remuneration & Disbursement Schedule
- C** Privacy Statement

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

1 Introduction and Statutory Information

- 1.1 I, Christopher Knott, together with my partner Philip Wood, of Barringtons Corporate Recovery, 570-572 Etruria Road, Newcastle, Staffordshire, ST5 0SU, was appointed as Joint Liquidator of Michael Evans Painters & Decorators Limited (the **Company**) on 11 April 2017. This progress report covers the period from 11 April 2019 to 10 April 2020 (**the Period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1.2 Information about the way that we will use and store personal data on insolvency appointments can be found in the attached Privacy Notice at Appendix C.
- 1.3 The principal trading address of the Company was Acton Hall Farm Acton, Near Whitmore, Newcastle, Staffs, ST5 4EF.
- 1.4 The registered office of the Company has been changed to 570-572 Etruria Road, Newcastle, Staffs, ST5 0SU and its registered number is 07825766.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidator and his staff.
- 2.2 At Appendix A is my Receipts and Payments Account for the Period, together with cumulative Receipts and Payments Account for the period from the date of my appointment as Joint Liquidator to the end of the Period.

Administration (including statutory compliance & reporting)

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

Realisation of Assets

Book Debts

- 2.6 The director's statement of affairs estimated that book debts owing to the company had a realisable value of £31,250. To date the amount of £45,949.25 has been realised. All debts have now been collected.

Assets Previously Realised

Motor vehicles	£5,540.00
Cash at bank	£55,495.49
Creditor refund	£107.73
Insurance refund	£288.99

- 2.8 It is considered that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors. This may be a distribution to secured creditors of the Company only (from which a Prescribed Part fund may be derived for the benefit of unsecured

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

creditors) or may, depending on realisations and the extent of any 3rd party security, result in a distribution to the preferential and unsecured creditors of the Company.

Creditors (claims and distributions)

- 2.9 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. The Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.10 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.11 The above work will not necessarily bring any financial benefit to creditors generally, however the Liquidators are required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidators in dealing with those claims.
- 2.12 I consider the following matters worth noting in my report to creditors at this stage:
- There are 8 unsecured creditor claims in this case and claims have been agreed amounting to £334,678.07.
 - There is one preferential creditor amounting to £5,930.73.

Investigations

- 2.13 You may recall from my first progress report to creditors that some of the work the Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidators can pursue for the benefit of creditors.
- 2.14 My report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.
- 2.15 Since my last progress report, I would advise that no further asset realisations have come to light that may be pursued by me for the benefit of creditors.

Matters still to be dealt with

- 2.16 We are currently waiting for the final VAT refund to be received.

3 Creditors

Preferential Creditors

- 3.1 A summary of preferential claims is detailed below.

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

Preferential Creditors	Agreed Dividend	Statement of Affairs Claim	Dividend paid
Department for Business, Energy & Industrial Strategy (BEIS)	£5,930.73	£6,692.00	100p in the £1 paid

- 3.2 I would confirm that preferential creditors were paid in full on 24 October 2017.

Unsecured Creditors

- 3.3 I have received and agreed claims totalling £334,678.07 from 8 creditors.
- 3.4 A dividend of 19.59 pence in the pound amounting to £42,961.89 was declared and paid to unsecured creditors on 11 January 2018.
- 3.5 There was one creditor whose claim was not agreed and was not part of the original dividend declared. This claim has now been agreed amounting to £115,433.13. An equalising dividend was declared and paid, totalling £22,700.23, on 6 June 2019.

4 Joint Liquidators' Remuneration

- 4.1 The Creditors approved that the basis of the Joint Liquidators' remuneration be fixed as a set amount of £9,000 plus VAT and disbursements, in addition to a fee equivalent to 15% of all realisations achieved. My fees estimate/information was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.
- 4.1 The Liquidators have made the following realisations upon which the creditors have approved a percentage be taken as remuneration. Details of the realisations to date and associated remuneration drawn on account of those realisations is set out below:

Asset category	Value of assets realised in period	Total value of assets realised since appointment	Remuneration % agreed	Total fees invoiced to date	Fees not yet drawn
Motor Vehicles	Nil	5,540.00	15%	831.00	Nil
Book Debts	Nil	45,949.25	15%	6,892.38	Nil
Cash at Bank	Nil	55,495.49	15%	7,956.38	367.94
Insurance Refund	Nil	288.99	15%	43.34	Nil

- 4.2 To date, the amount of £24,723.10 has been drawn in respect of these fees by the Joint Liquidators'. It was further agreed by creditors that a fee of £5,000 be paid to BCR in respect of assistance provided in the preparation of the Statement of Affairs. This amount has been paid.
- 4.3 Disbursements have been incurred as follows:
- | Type of Disbursement | Cost |
|-----------------------|---------|
| Statutory Advertising | £202.40 |
| Total Cost | £202.40 |
- 4.4 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from www.bcr-insolvency.co.uk/downloads - appointments post 6 April 2017.
- 4.5 A remuneration & disbursement schedule is attached at Appendix B.
- 4.6 During the period the following work has been carried out:

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

Administration & Planning

- Case filing.
- Case reviews.
- Diary updates.
- Completion of Tax/VAT forms.
- Cashiering.
- Bank reconciliations.
- Prepare and send annual report to the Registrar.

Realisation of assets

- Correspondence with the solicitor re outstanding debtors.
- Telephone calls with the solicitor re outstanding debtors.

Creditors

- Various calls with creditors.
- Review and input creditors' claims.
- Prepare and send annual report to creditors.
- Prepare and send fee resolution documents to creditors.
- Discussions re HMRC's claim.
- Agree HMRC claim.
- Declare and pay an equalising dividend to HMRC.

5 Joint Liquidators' Expenses

5.1 The following expenses have been incurred during the period:

Supplier / Service Provider	Nature of expense incurred	Amount incurred during period £	Paid to date £	Amount Outstanding £
Hinson Parry	Agents/Valuers Fees	Nil	1,859.03	Nil
Freeth's LLP	Assistance provided with the collection of the outstanding book debts	2,355.00	2,694.08	Nil
Clumber Consultancy Limited	Assistance provided in respect of the company pension scheme	Nil	750.00	Nil
Marsh Limited	Specific Bond	Nil	420.00	Nil
Svenska Handelsbanken	Bank charges accrued on the liquidation bank account.	35.00	140.00	Nil

6 Creditors' Rights

- 6.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidators provide further information about their remuneration or expenses which have been itemised in this progress report.
- 6.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an

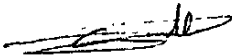
MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidators, as set out in this progress report, are excessive.

7 Next Report

- 7.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 7.2 If you have any queries in relation to the contents of this report, I can be contacted by telephone on 01782 713700 or by email at insol@bcr-insolvency.co.uk.

Yours faithfully



Christopher Knott
Joint Liquidator

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

Appendix A

Receipts and Payments Account for the Period from 11 April 2019 to 10 April 2020, together with cumulative Receipts and Payments Account for the Period since the Joint Liquidators' Appointment

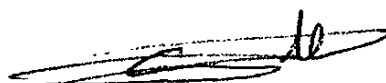
**Michael Evans Painters & Decorators Limited
(In Liquidation)**

JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS ACCOUNT

	NOTES	Statement of affairs £	From 11/04/2019 To 10/04/2020 £	From 11/04/2017 To 10/04/2020 £
RECEIPTS				
Motor Vehicles		5,750.00	-	5,540.00
Miscellaneous stock & equipment		250.00	-	0.00
Book Debts		31,250.00	3,002.59	45,949.25
HMRC - CIS Refund		Uncertain	-	0.00
Cash at Bank		30,824.00	-	55,495.49
Creditor Refund			-	107.73
Insurance Refund			-	288.99
			<u>3,002.59</u>	<u>107,381.46</u>
PAYMENTS				
Agents/Valuers Fees			-	1,859.03
Legal Fees			2,355.00	2,694.08
Pension Costs			-	750.00
Specific Bond			-	420.00
Preparation of Statement of Affairs			-	5,000.00
Bank Charges			35.00	140.00
Liquidators Fees			4,723.10	24,723.10
Liquidators Disbursements			202.40	202.40
Preferential Dividend	1		-	5,930.73
Employees Holiday Pay			-	0.00
Trade & Expense Creditors	2		<u>22,700.23</u>	<u>65,662.12</u>
			<u>30,015.73</u>	<u>107,381.46</u>
BALANCE - 10 April 2020	3			0.00

NOTES

- 1 There was one preferential creditor. A dividend of 100p in the £ totalling £5,930.73 was declared and paid on 24 October 2017.
- 2 A total of 8 unsecured creditors' have been agreed totalling £334,678.07.
The following dividends have been paid:
19.59 pence in the £ totalling £42,961.89 on 13 September 2018
Equalising dividend totalling £22,700.23 on 6 June 2019.
- 3 The funds are held in a non-interest bearing account with Barclays.



Christopher Knott
Joint Liquidator

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

Appendix B

Remuneration & Disbursement Schedule

BCR Remuneration and Disbursement Schedule

Remuneration

If a resolution has, or will be proposed which authorises remuneration to be drawn by the office holder on a time cost basis by reference to time properly spent on the case, the following rates will prevail. Time is charged to a case in actual hours and minutes, with time being recorded in 6-minute units. Periodically, this firm may increase its hourly rates and should this occur during the administration of the case, creditors will be informed when the office holder next reports to them.

Charge out rates with effect from 1 October 2019 are as follows:

Director/Partner	£475 per hour
Manager	£295 per hour
Senior Administrator	£250 per hour
Case Administrator	£175 per hour
Trainee Administrator	£150 per hour
Support	£125 per hour

Disbursements

Disbursements are charged as follows:
(with effect from 1 October 2019).

Category 1 Disbursements

These comprise specific expenses which relate to the administration of the insolvency case and which are paid to an independent third party. Examples include postage, case advertising, specific case bond, company search costs and any travel and accommodation (excluding mileage). Approval is not required for the drawing of Category 1 disbursements.

Category 2 Disbursements (approval required)

These represent costs which, while being in the nature of expenses or disbursements, include elements of shared or allocated costs. Examples include the following:

- Mileage/motor expenses are charged at the rate of 45p per mile.
- Storage of books and records is charged at the rate of £5 per box per quarter for a small box and £10 per quarter for a large box.

Further Information

Should you require further clarification in respect of remuneration and disbursements, then please contact Phil Wood, Chris Knott or Nick West.

BCR
570-572 Etruria Road,
Newcastle,
Staffordshire
ST5 0SU

Tel:	01782 713 700
Fax:	01782 713 379
Website:	www.bcr-insolvency.co.uk
Email:	insol@bcr-insolvency.co.uk

For copies of creditors guides to fees please refer to:
www.bcr-insolvency.co.uk/downloads

MICHAEL EVANS PAINTERS & DECORATORS LIMITED - IN LIQUIDATION

Appendix C

Privacy Statement

Privacy Notice

Use of personal information

We process personal information to enable us to carry out our work as insolvency practitioners which includes processing data that was held by companies/individuals before our appointment together with data collected during an insolvency procedure or a fixed charge receivership. Our legal obligation to process personal data arises from work we are required to carry out under insolvency and other related legislation.

Insolvency practitioners are Data Controllers of personal data in so far as defined by data protection legislation. Barringtons Corporate Recovery Limited and Barringtons Corporate Recovery LLP will act as Data Processor on their instructions about personal data in relation to an insolvency procedure or fixed charge receivership.

Personal data will be kept secure and processed only for matters relating to the insolvency procedure being dealt with.

The data we may process

The personal data insolvency practitioners may process in most cases will be basic details that may identify an individual and will typically be sufficient to allow us to carry out our work as insolvency practitioners, for example, dealing with the claims of individuals who are owed monies by the companies/individuals over whom we have been appointed.

However, insolvency practitioners may be appointed over entities that process personal data that is considered more sensitive, for example health records and this sensitive data will usually have been created before our appointment. Although we will take appropriate steps to safeguard sensitive data (or to destroy it where it is appropriate to do so), subject to limited exceptions, for example, where we identify previous conduct and/or action that requires further investigation, we will not be processing sensitive data.

Sharing information

We may share personal data with third parties where we are under a legal or regulatory duty to do so, or it is necessary for the purposes of undertaking our work as insolvency practitioners. We may also share personal data to lawfully assist the police or other law enforcement agencies with the prevention and detection of crime, where disclosure is necessary to protect the safety or security of any persons and/or otherwise as permitted by the law.

How long will we hold it?

Personal data will be retained for as long as any legislative or regulatory requirement requires us to hold it. Typically, this may be up to 6 years after which it will be destroyed.

What are your rights?

You have the right to receive the information contained in this document about how your personal data may be processed by us.

You also have the right to know that we may be processing your personal data and, in most circumstances, to have information about the personal data of yours that we hold, and you can ask for certain other details such as what purpose we may process your data for and how long we will hold it.

Individuals have the right to request that incorrect or incomplete data is corrected and in certain circumstances, you may request that we erase any personal data on you which may be held or processed as part of our work as insolvency practitioners. If you have any complaints about how we handle your personal data, please contact Lucy Hill at 570-572 Etruria Road, Newcastle, Staffordshire, ST5 0SU, or via e-mail to insol@bcr-insolvency.co.uk so we can resolve the issue, where possible. You also have the right to lodge a complaint about any use of your information with the Information Commissioners Office (ICO), the UK data protection regulator.