

WU07

Notice of progress report in a winding-up by the court

THURSDAY



Companies House



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06/06/2019

#101

COMPANIES HOUSE

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 08731433
Company name in full Berwick Property Developments Limited

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

2 Liquidator's name

Full forename(s) Gerald Maurice
Surname Krasner

3 Liquidator's address

Building name/number Begbies Traynor (Central) LLP, 4th Floor
Street Cathedral Buildings
Post town Dean Street
County/Region Newcastle upon Tyne
Postcode NE1 1PG
Country

4 Liquidator's name ①

Full forename(s) Simon John
Surname Killick

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

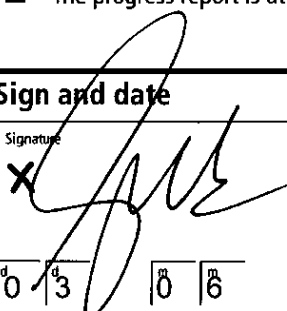
5 Liquidator's address ②

Building name/number 24 Conduit Place
Street London
Post town W2 1EP
County/Region
Postcode
Country

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

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6	Period of progress report																
From date	^d	0	^d	5	^m	0	^m	4	^y	2	^y	0	^y	1	^y	8	
To date	^d	0	^d	4	^m	0	^m	4	^y	2	^y	0	^y	1	^y	9	
7	Progress report																
<input checked="" type="checkbox"/> The progress report is attached																	
8	Sign and date																
Liquidator's signature	<div>Signature</div> <div>X  X</div>																
Signature date	^d	0	^d	3	^m	0	^m	6	^y	2	^y	0	^y	1	^y	9	

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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 **Gerald Maurice Krasner**

Company name **Begbies Traynor (Central) LLP**

Address **4th Floor**

Cathedral Buildings

Post town **Dean Street**

County/Region **Newcastle upon Tyne**

Postcode **N E 1 1 P G**

Country

DX **newcastle@begbies-traynor.com**

Telephone **0191 2699820**



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

**Berwick Property Developments Limited
(In Compulsory Liquidation)**

County Court at Leeds No. 118 of 2017

Progress report

Period: 5 April 2018 to 4 April 2019

Important Notice

This progress report has been produced solely to comply with our statutory duty to report to creditors and members of the Company on the progress of the Liquidation. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors and members for any purpose other than this report to them, or by any other person for any purpose whatsoever.

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1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	Berwick Property Developments Limited (In Compulsory Liquidation)
"the Liquidation"	The appointment of Liquidators by the Secretary of State pursuant to Section 137 of the Act on 5 April 2017
"the Liquidators", "we", "our" and "us"	Gerald Maurice Krasner of Begbies Traynor (Central) LLP, 4th Floor, Cathedral Buildings, Dean Street, Newcastle upon Tyne, NE1 1PG and Simon Killick of Begbies Traynor (Central) LLP, 24 Conduit Place, London, W2 1EP
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	"Secured creditor", in relation to a company, means a creditor of the Company who holds in respect of his debt a security over property of the Company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act

2. COMPANY INFORMATION

Company registered number:	08731433
Company registered office:	Begbies Traynor (Central) LLP, 4th Floor, Cathedral Buildings, Dean Street, Newcastle upon Tyne, NE1 1PG
Former trading address:	Blackfriars Chambers, Blackfriars Street, King's Lynn, PE30 1NY

3. DETAILS OF APPOINTMENT OF LIQUIDATORS

Date of winding up order:	14 March 2017
Date of Liquidators' appointment:	5 April 2017 – Gerald M Krasner; 22 May 2019 – Simon Killick
Changes in Liquidator (if any):	Simon Killick replaced Ian Frances as Joint Liquidator by order of the court on 22 May 2019.

4. PROGRESS DURING THE PERIOD COVERED BY THIS REPORT

This is our second progress report and should be read in conjunction with our previous progress reports.

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 5 April 2018 to 4 April 2019 and for the whole period of the Liquidation.

RECEIPTS

There have been no receipts during the reporting period.

PAYMENTS

Secretary of State Fees

Fees of £88 have been charged in the period.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website - <http://www.begbies-traynorgroup.com/work-details> Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 2. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment. The details below relate to the work undertaken in the period of the report only. Our previous report contains details of the work undertaken since our appointment.

General case administration and planning

We have maintained records to demonstrate how the case has been administered and to document the reasons for any decisions that affect the case. We have also carried out a review of the case. There was no financial benefit to creditors however this work is necessary to ensure the case is administrated in the correct manner.

Compliance with the Insolvency Act, Rules and best practice

We have prepared an annual progress report and circulated notification of the availability of the report to creditors. We have reviewed the Insolvency Practitioners' bonds and undertaken bank reconciliations. There was no financial benefit to creditors

Investigations

We have undertaken further reviews of the trading of the Company prior to Liquidation. Any possible recoveries identified would benefit creditors.

5. ESTIMATED OUTCOME FOR CREDITORS

The sums owed to creditors at the date of appointment based upon the information provided by the Official Receiver and the Liquidators' investigations are as follows:

Secured creditor

There is a fixed and floating charge in favour of I R Aerospace Services Limited created on 17 March 2014. This is not satisfied at Companies House and we hold no other information.

Preferential creditors

There are no known preferential claims.

Unsecured creditors

No estimate of unsecured creditors claims was provided. The only possible unsecured creditor we are aware of is if any claims are brought by the Liquidators of Aerospace Design & Engineering Consultants Limited.

Based upon realisations to date and estimated future realisations, it is anticipated that there will be insufficient funds available to enable a dividend to be paid to any class of creditor.

6. LIQUIDATORS' REMUNERATION AND DISBURSEMENTS

The Liquidators have not taken any steps to fix the basis of their remuneration as we do not anticipate sufficient realisations to allow any funds to be drawn. As such no remuneration or Category 2 disbursements have been drawn.

Our time costs for the period from 5 April 2018 to 4 April 2019 amount to £2,652.50 which represents 10.8 hours at an average rate of £245.60 per hour.

The following further information in relation to our time costs and disbursements is set out at Appendix 2:

- ☐ Time Costs Analysis for the period 5 April 2018 to 4 April 2019 and the whole of the Liquidation.
- ☐ Begbies Traynor (Central) LLP's charging policy

A copy of 'A Creditors' Guide to Liquidators Fees (E&W) 2017' which provides guidance on creditors' rights on how to approve and monitor a Liquidator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides. Alternatively, if you require a hard copy of the Guide, please contact our office and we will arrange to send you a copy.

7. LIQUIDATORS' EXPENSES

A statement of the expenses incurred during the period of this progress report is attached at Appendix 3. A cumulative statement showing the total expenses incurred since the date of our appointment also appears at Appendix 3.

8. ASSETS THAT REMAIN TO BE REALISED AND WORK THAT REMAINS TO BE DONE

There are no assets that remain to be realised.

What work remains to be done, why is this necessary and what financial benefit (if any) will it provide to creditors?

General case administration and planning

We will continue to maintain records to demonstrate how the case has been administered and to document the reasons for any decisions that affect the case. We will also carry out reviews of the case. There is no financial benefit to creditors however this work is necessary to ensure the case is administered in the correct manner.

Compliance with the Insolvency Act, Rules and best practice

We will prepare a further progress report / final progress report and circulated notification of the availability of the reports to creditors. We will undertake bank reconciliations and reviews of the insolvency practitioners' bond. There is no financial benefit to creditors but the reports are a statutory requirement and the other work is good practice to ensure the case is administered correctly.

Other matters which includes seeking decisions from creditors (via Deemed Consent Procedure and/or Decision Procedure, tax, litigation, pensions and travel

An annual Corporation Tax return will be required. A final Corporation Tax return and VAT return will be prepared. This will not benefit creditors financially but we are required to continue to account to HM Revenue & Customs in respect of taxable income and expenditure whilst we are in office as Liquidators.

How much will this further work cost?

We estimate that the further work will cost £3,000.

Expenses

We do not anticipate any further expenses. The expenses have been incurred and paid by Begbies Traynor (Central) LLP as there are insufficient funds in the case.

Insolvency Practitioners' Bond - £19

Statutory Advertising £84.60

Storage - £17.60

9. OTHER RELEVANT INFORMATION

Investigations

You may be aware that a liquidator has a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. Our investigations are ongoing.

Connected party transactions

We have not been made aware of any sales of the Company's assets to connected parties.

Use of personal information

Please note that in the course of discharging our statutory duties as Liquidators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at <https://www.begbies-traynorgroup.com/privacy-notice>. If you require a hard copy of the information, please do not hesitate to contact us.

Change of Liquidator

On 22 May 2019, Simon Killick replaced Ian Frances as Joint Liquidator of the Company by Order of the Court, which was advertised in the London Gazette.

Under the terms of the Order, Ian Frances was granted his release (or discharge from liability as appropriate) 21 days after the publication of the Order in the London Gazette, and / or the filing with the Registrar of Companies, and / or the notification to the Secretary of State.

We also write to advise all creditors and members that they are at liberty to apply to discharge or vary the Order upon an Application to the Court.

10. CREDITORS' RIGHTS

Right to request further information

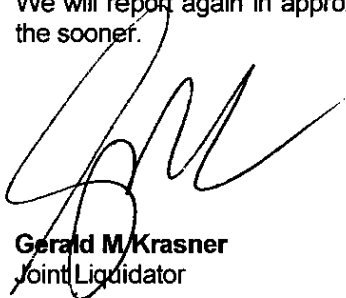
Pursuant to Rule 18.9 of the Rules, within 21 days of the receipt of this report a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors, including that creditor, (or an unsecured creditor with less than 5% in value of the unsecured creditors, but with the permission of the court) may request in writing that we provide further information about our remuneration or expenses which have been incurred during the period of this progress report.

Right to make an application to court

Pursuant to Rule 18.34 of the Rules, any secured creditor or any unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor, (or any unsecured creditors with less than 10% in value of the unsecured creditors, but with the permission of the court) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the remuneration charged or the expenses incurred during the period of this progress report are excessive or, in relation to the basis fixed for our remuneration, inappropriate.

11. CONCLUSION

We will report again in approximately twelve months time or at the conclusion of the Liquidation, whichever is the sooner.



Gerald M. Krasner
Joint Liquidator

Dated: 3 June 2019

LIQUIDATORS' ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 5 April 2018 to 4 April 2019 and for the whole period of the Liquidation

Berwick Property Developments Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £	From 05/04/2018 To 04/04/2019 £	From 05/04/2017 To 04/04/2019 £
ASSET REALISATIONS		
Petitioners Deposit	NIL	1,600.00
	NIL	1,600.00
COST OF REALISATIONS		
Bank Charges	NIL	NIL
Liquidation Administration Fee	NIL	5,000.00
O.R. Remuneration	NIL	6,000.00
Petitioners costs	NIL	NIL
Petitioners Deposit	NIL	NIL
Secretary of State Fees	88.00	176.00
	(88.00)	(11,176.00)
	(88.00)	(9,576.00)
REPRESENTED BY		
ISA (Interest Bearing)		(9,576.00)
		(9,576.00)

Note:

LIQUIDATORS' TIME COSTS AND DISBURSEMENTS

- a. Time Costs Analysis for the period from 5 April 2018 to 4 April 2019 and for the whole period of the Liquidation.

Staff Grade	Case planning	Consultant/Partner	Director	Sr. Mgr.	Mgr.	Asst. Mgr.	Sr. Admin	Admin	Jr. Admin	Support	Total Hours	Time Cost £	Average hourly rate £
General Case Administration and lending	Administration	0.3				2.6	3.7	2.0	1.0		9.3	1,560.50	167.80
	Total for General Case Administration and lending:	0.3				2.6	3.7	2.0	1.0	0.5	1.9	272.00	143.16
	compliance with the Insolvency Act, Rules and best practice							2.1	2.0	0.8	11.2	1,632.50	143.82
	Appointment						4.5				4.5	787.50	175.00
	Banking and Bonding	0.1	0.7				0.5			3.6	4.9	842.50	171.12
Investigations	Case Closure												0.00
	Statutory reporting and statement of affairs	0.4				3.0							0.00
	Total for Compliance with the Insolvency Act, Rules and best practice:	0.5	0.7			3.0	8.0			3.6	12.8	2,203.00	172.11
	GDPA and investigations	3.3			0.5		1.2			0.5	5.5	1,701.00	309.27
	Total for Investigations:	3.3			0.5		1.2			0.5	5.5	1,701.00	309.27
Realisation of assets	Debt collection												0.00
	Property, business and asset sales												0.00
	Retention of Title/Third party assets												0.00
	Total for Realisation of assets:												0.00
	Trading												0.00
Realising	Total for Trading:												0.00
	Secured												0.00
	Others												0.00
	Creditors committee												0.00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions:												0.00
Other matters which includes seeking decisions of creditors, meetings, tax, litigation, emissions and travel	Seeking decisions of creditors												0.00
	Meetings												0.00
	Other												0.00
	Tax												0.00
	Litigation												0.00
	Total for Other matters:												0.00
	Total hours by staff grade:	4.1	0.7		0.5	5.6	9.9	2.1	2.0	4.6	29.5		
	Total time cost by staff grade:	1,826.50	241.50		132.50	1,144.00	1,732.50	283.80	220.00	349.00	5,736.50		
	Average hourly rate £:	397.44	345.00	0.00	265.00	205.00	176.00	135.00	110.00	75.87			184.46
	Total fees drawn to date £:											0.00	

Staff Grade	Case planning	Consultant/Partner	Director	Snr Mngr	Mngr	Asst Mngr	Snr Admin	Admin	Jr Admin	Support	Total Hours	Time Cost £	Average hourly rate £
General Case Administration and Planning	Administration					1.5			1.0		2.5	417.50	167.00
	Total for General Case Administration and Planning					1.5		0.1		0.3	0.4	31.50	78.75
Compliance with the Insolvency Act, Rules and best practice	Appointment							0.1	1.0	0.3	2.8	448.00	154.83
	Banking and Bonding	0.1	0.1							1.0	1.2	182.00	150.00
	Case Closure												
	Statutory reporting and statement of affairs	0.4				3.0					3.4	773.00	227.35
	Total for Compliance with the Insolvency Act, Rules and best practice	0.5	0.1			3.0				1.0	4.6	965.00	209.78
Investigations	CCPA and investigations	2.8			0.5						3.3	1,238.50	375.30
	Total for Investigations:	2.8			0.5						3.3	1,238.50	375.30
Realisation of assets	Debt collection												0.00
	Property, business and asset sales												0.00
	Retention of Title/Third party assets												0.00
	Total for Realisation of assets:												0.00
Trading	Trading												0.00
	Total for Trading:												0.00
Dealing with all creditors claims (including employees), correspondence and distributions	Secured												0.00
	Unsecured												0.00
	Other's												0.00
	Creditors committee												0.00
	Total for Dealing with all creditors claims (including employees), correspondence and distributions												0.00
Other matters which includes seeking decisions of creditors, meetings, tax, litigation, expenses and travel	Seeking decisions of creditors												0.00
	Meetings												0.00
	Other												0.00
	Tax												0.00
	Litigation												0.00
	Total for Other matters:												0.00
	Total hours by staff grade:	3.3	0.1		0.5	4.5		0.1	1.0	1.3	10.8		
	Total time cost by staff grade:	1,313.50	34.50		132.50	922.50		13.50	110.00	128.00		2,652.50	
	Average hourly rate £:	398.03	345.00	0.00	265.00	205.00	0.00	135.00	110.00	98.32			245.60
	Total fees drawn to date £:											0.00	

STATEMENT OF LIQUIDATORS' EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £	Amount discharged £	Balance (to be discharged) £
Expenses incurred with entities not within the Begbies Traynor Group				
Secretary of State Fees	ISA	88.00		88.00
Expenses incurred with entities within the Begbies Traynor Group (<i>for further details see Begbies Traynor Char Policy</i>)				
None				

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Liquidation Administration Fee	ISA	5,000.00
OR Remuneration	ISA	6,000.00
Secretary of State Fees	ISA	176.00
Insolvency Practitioners' Bond*	Marsh Limited	10.00
	Insolvency Risk Services	9.00
Statutory Advertising *	Courts Advertising Limited	84.60
Storage Costs*	Restore plc	17.60

*Paid by Begbies Traynor(Central) LLP as insufficient funds in the case.