

LIQ03

Notice of progress report in voluntary winding up



Companies House

FRIDAY



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25/09/2020

#292

COMPANIES HOUSE

1 Company details

Company number 09102322
Company name in full Marchdown Residential Limited

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

2 Liquidator's name

Full forename(s) Miles
Surname Needham

3 Liquidator's address

Building name/number 4 Beaconsfield Road
Street St Albans
Post town Hertfordshire
County/Region
Postcode AL13RD
Country

4 Liquidator's name ①

Full forename(s) Sarah
Surname Cook

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

5 Liquidator's address ②

Building name/number 4 Beaconsfield Road
Street St Albans
Post town Hertfordshire
County/Region
Postcode AL13RD
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	7	m	0	8	y	2	0	1	9
To date	d	0	6	m	0	8	y	2	0	2	0

7 Progress report

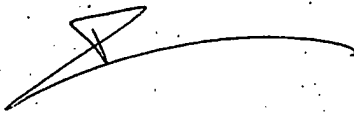
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	2	4	m	0	8	y	2	0	2	0
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LIQ03

Notice of progress report in voluntary winding up

**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 Rachel Lunan

Company name FRP Advisory Trading Limited

Address
4 Beaconsfield Road
St Albans

Post town Hertfordshire

County/Region

Postcode A L 1 3 R D

Country

DX cp.stalbans@frpadvisory.com

Telephone 01727 811111

**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

Marchdown Residential Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Declaration of Solvency	From 07/08/2019 To 06/08/2020	From 07/08/2019 To 06/08/2020
£	£	£
	ASSET REALISATIONS	
	Bank Interest Gross	157.25
1,250.00	Book Debts	1,000.00
892,608.61	Cash at Bank	892,309.17
1,380,791.58	Directors Loan Account	1,380,791.58
	Freehold Land & Property	259,600.00
	Tax Refund	1,768.66
641.80	VAT Refund	949.12
		<u>2,536,575.78</u>
	COST OF REALISATIONS	
	Accountancy fees	3,500.00
	Apportionment of rent	2,133.69
	Bank Charges - Floating	90.80
	Joint Liquidators' Disbursements	786.94
	Joint Liquidators' Remuneration	6,250.00
	Legal Fees (1)	1,496.00
	PAYE & NI	1,984.85
	Solicitors costs	11,164.00
		<u>(27,406.28)</u>
	UNSECURED CREDITORS	
(3,584.00)	Unsecured Creditors	NIL
		NIL
	DISTRIBUTIONS	
	Ordinary Shareholders	2,500,918.25
		<u>(2,500,918.25)</u>
2,271,707.99		8,251.25
	REPRESENTED BY	
	IB Current Floating	7,608.45
	Vat Recoverable - Floating	642.80
		<u>8,251.25</u>

**TO SHAREHOLDERS AND ALL UNPAID
CREDITORS**

Your ref:

Our ref: M1609STA/MVL088/VCG/RL/J

Please Contact: Rachel Lunan

Telephone Number: 01727 735226

Email Address: Rachel.Lunan@frpadvisory.com

Date: 24 September 2020

Dear Sirs

MARCHDOWN RESIDENTIAL LIMITED (IN LIQUIDATION) ("THE COMPANY")

**LIQUIDATORS' PROGRESS REPORT PURSUANT TO SECTION 92A OF THE INSOLVENCY ACT 1986
AND RULE 18.3 OF THE INSOLVENCY (ENGLAND AND WALES) RULES 2016**

Further to my appointment as Joint Liquidator on 7 August 2019, I write to report on the progress of the Liquidation for the period 7 August 2019 to 6 August 2020 ("the Period").

This report has been prepared from information available at the time of its preparation. Due to the global outbreak of COVID-19 and the UK's response to this, requiring working from home and necessarily a lack of access to physical files or other information, we should advise that we may not have all the information required to ensure this report is both complete and accurate. Where there are errors and/or omissions we will endeavour to correct these where possible in our next report to you.

I attach:

- Appendix A – Receipts and payments account for the period
- Appendix B – Details of my firm's time costs and disbursements for the period
- Appendix C – Statement of expenses incurred in the period

1. Progress of the Liquidation

I summarise below details of work undertaken during the Period, together with a summary of work still to be completed.

Upon my appointment, the necessary statutory post-appointment filings were submitted to Companies House, The London Gazette, HM Revenue & Customs ("HMRC") and to creditors.

I also liaised with the Company's accountants to ensure all pre-appointment tax returns were completed and filed.

1.1 Realisations to Date

Shortly after my appointment, I instructed PDT Solicitors to assist with the sale of the freehold properties that the Company owned at Chertsey Boulevard. The sale of these properties was affected on 1 November 2019 and the sum of £259,600 was received in respect of the sales.

The following realisations are as set out in the Declaration of Solvency and have been received in the Liquidation:

Unpaid share capital	£1,000.00
Directors' loan accounts	£1,380,791.58

Cash at bank	£892,309.17
Tax refunds	£2,717.78

In addition, £157.25 has been received in respect of bank interest.

1.2 Cost of Realisations

£11,164 has been paid to PDT Solicitors in respect of assistance provided with the sale of Chertsey Boulevard. £2,133.69 has also been paid for the apportionment of rents relating to the sale.

£1,496 has been paid to Charles Russell Speechlys Solicitors to deal with the planning appeal for the Chertsey Boulevard property.

Accountancy fees of £3,500 have been paid to Hays Macintyre in respect of pre-Liquidation tax matters.

£1,984.85 was paid to HMRC in respect of National Insurance Contributions on expenses and benefits for the 2019/2020 tax year.

£90.80 has been paid in respect of bank charges.

Attached, at **Appendix A**, is a receipts and payments account detailing the transactions for the Period since my appointment as Joint Liquidator.

1.3 Outstanding Matters

Outstanding matters to be completed before the Liquidation can be concluded are summarised below:

- Resolution of the Chertsey Boulevard planning matter, which remains ongoing;
- Clarifying with HMRC that the Company has been removed from its VAT group and can be deregistered for VAT; and
- Obtaining final tax clearance from the relevant HMRC departments.

All pre-Liquidation tax returns have been submitted to HMRC and although clearance has been obtained from the Corporation Tax department, clearance is still awaited from the Insolvency Claims Handling Unit ("ICHU"). The ICHU department is being chased periodically, although, it is expected that the Chertsey Boulevard planning matter will take some time to conclude and so the delay in obtaining clearance from ICHU is not expected to delay the Liquidation. Similarly, the delay concerning clarification about the VAT deregistration will not hinder case progression.

2. Dividends to Creditors

There are no preferential or unsecured creditors in this matter.

Notice for creditors to submit their claims in the Liquidation was advertised in the London Gazette. No claims from creditors were received, which tallies to the directors' Declaration of Solvency.

3. Distribution to Shareholders

A first interim distribution was declared and paid to shareholders on 19 September 2019. The total amount distributed was £1,380,891.58 and the breakdown of the amount distributed to each shareholder in accordance with their shareholding is as follows:

Mr Edward Jones	£759,490.37
Mr James Sunley	£552,356.63
Mr Rory Gleeson	£69,044.58
	<hr/>
	£1,380,891.58

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A second interim distribution was declared and paid to shareholders on 4 October 2019. The total amount distributed was £878,555.97 and the breakdown of the amount distributed to each shareholder in accordance with their shareholding is as follows:

Mr Edward Jones	£483,205.78
Mr James Sunley	£351,422.39
Mr Rory Gleeson	£43,927.80
	<hr/>
	£878,555.97

A third interim distribution was declared and paid to shareholders on 26 November 2019. The total amount distributed was £241,470.71 and the breakdown of the amount distributed to each shareholder in accordance with their shareholding is as follows:

Mr Edward Jones	£132,808.89
Mr James Sunley	£96,588.28
Mr Rory Gleeson	£12,073.54
	<hr/>
	£241,470.71

4. Joint Liquidators' Remuneration, Disbursements and Expenses

The members originally passed a resolution that the Joint Liquidators' remuneration should be paid on a fixed fee basis of £6,250 plus disbursements and VAT. To date, the Liquidators have drawn remuneration of £6,250 exclusive of VAT. Disbursements in the sum of £786.94 have also been paid.

During the course of the winding up of the Company's affairs, it came to light that the Company had not fully dealt with a planning issue at a former development site at Chertsey Boulevard. The members have agreed the additional fees incurred by the Liquidators in dealing with the issue of the planning appeal for Chertsey and the additional statutory and administrative duties resulting from the extended time period for the liquidation will be charged on a time costs basis: as per the engagement letter signed by the directors, any additional fees will be charged on a time costs basis plus disbursements and VAT.

Accordingly, the time costs to date total £9,104, which represents an average hourly rate of £192.47 per hour. A full breakdown of the time costs to date is shown in **Appendix B**. These fees will be separately agreed with the shareholders in due course.

The Joint Liquidators' time costs are based on computerised records of all time spent on the administration of this case. Matters dealt with during the assignment are dealt with by different members of staff depending on the level of complexity and experience required. Time is charged to the case in maximum of 6-minute units. Charge-out rates are based on individual expertise, qualification and grade. The costs of the firm's support staff are not directly charged to the estate unless dealing with directly identifiable case specific matters. Charge out rates are reviewed at least annually, details of FRP Advisory Trading Limited charge out rates are attached together with a breakdown of our time costs and disbursement incurred during the period of this report, in accordance with Statement of Insolvency Practice 9.

The Joint Liquidators' disbursements are a recharge of actual costs incurred by the Joint Liquidators in dealing with this matter. Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly attributable to the insolvency estate, are paid by FRP Advisory Trading Limited at the HMRC approved mileage rate prevailing at the time the mileage was incurred. Details of disbursements incurred during the period of this report are set out in **Appendix B**.

I also attach, at **Appendix C**, a statement of expenses that have been incurred during the period covered by this report. It is currently expected that the expenses incurred or anticipated to be incurred are likely to exceed the details provided prior to the determination of the basis of the Joint Liquidators' remuneration due to additional work incurred in dealing with Chertsey Boulevard.

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Shareholders have a right to request further information from the Liquidator and further have a right to challenge the Liquidator's remuneration and other expenses, which are first disclosed in this report, under the Insolvency (England and Wales) Rules. (For ease of reference these are the expenses incurred in the reporting period as set out in **Appendix C** only). Further details of these rights can be found in the Creditors' Guide to Fees which you can access using the following link <https://creditors.frpadvisory.com/info.aspx> and select the one for liquidation. Alternatively, a hard copy of the relevant guide will be sent to you on request. Please note there is a time limit for requesting information being 21 days following the receipt of this progress report. There is a time limit of 8 weeks following the receipt of this report for a Court application that the remuneration or expenses are excessive.

If you have any queries about this report or the progress of this matter, please do not hesitate to contact my office.

Yours faithfully



Miles Needham
Joint Liquidator

Licensed in the United Kingdom by the Institute of Chartered Accountants in England & Wales and bound by the Insolvency Code of Ethics

The office holder(s) will be the data controller in respect of the personal data collected for the purpose of administering this matter. Further information in relation to how we may use, store and share the information is set out in our privacy notice at <https://www.frpadvisory.com/privacy/>.

Enc.

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Marchdown Residential Limited
(In Liquidation)
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		<u>(27,406.28)</u>	<u>(27,406.28)</u>
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		<u>(2,500,918.25)</u>	<u>(2,500,918.25)</u>
<u>2,271,707.99</u>		<u>8,251.25</u>	<u>8,251.25</u>
	REPRESENTED BY		
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	Vat Recoverable - Floating		642.80
			<u>8,251.25</u>

FRP SIP 9 Report - Period cost report

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Marchdown Residential Limited (In Liquidation)
 Time charged for the period 07 August 2019 to 06 August 2020

	Appointment Taker / Barclays	Managers / Directors	Other Professional	Junior Professional & Support	Total Hours	Total Cost £	Average Hourly Rate £
Administration and Planning	0.30	0.90	18.15	3.95	23.30	4,299.00	184.51
Asset Realisation			0.30		0.30	54.00	180.00
Creditors	1.00		7.60		8.60	1,920.00	223.26
Statutory Compliance		0.20	12.25		12.45	2,338.00	187.63
Pre-Appointment			2.75		2.75	495.00	180.00
Total Hours	1.30	1.10	40.95	3.95	47.30	9,104.00	192.47

FRP Charge out rates

Grade	From
	1st May 2019
Appointment taker / Partner	370-495
Managers / Directors	280-370
Other Professional	165-230
Junior Professional & Support	80-110

Disbursements for the period
 07 August 2019 to 06 August 2020

Category 1	Value £
Advertising	218.54
Company Search	4.00
Bonding	550.00
Grand Total	770.54

Mileage is charged at the HMRC rate
 prevailing at the time the cost was incurred

Marchdown Residential Limited (In Liquidation) Statement of expenses for the period ended 6 August 2020	
	Period to 6 August 2020 £
Expenses	
Office Holders' remuneration (Time costs)	9,104
Office Holders' disbursements	787
Solicitors costs	11,164
Apportionment of rent	2,134
Legal fees	1,496
Accountancy fees	3,500
Bank charges	91
National Insurance Contributions	1,985
Total	30,260