

LIQ03

Notice of progress report in voluntary winding up



Companies House

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

1 Company details

Company number 0 9 6 9 2 1 3 0

Company name in full Thornton And Reeves Ltd

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Lee

Surname De'ath

3 Liquidator's address

Building name/number Town Wall House

Street Balcerne Hill

Post town Colchester

County/Region Essex

Postcode C O 3 3 A D

Country

4 Liquidator's name ①

Full forename(s) Bai

Surname Cham

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Town Wall House

Street Balcerne Hill

Post town Colchester

County/Region Essex

Postcode C O 3 3 A D

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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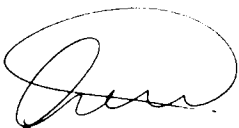
6 Period of progress report

From date	^d 1	^d 1	^m 0	^m 2	^y 2	^y 0	^y 2	^y 2	
To date	^d 1	^d 0	^m 0	^m 2	^y 2	^y 0	^y 2	^y 3	

7 Progress report

<input checked="" type="checkbox"/> The progress report is attached	
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8 Sign and date

Liquidator's signature	<div>Signature</div> <div>  </div>	
Signature date	^d 0 ^d 4 ^m 0 ^m 4 ^y 2 ^y 0 ^y 2 ^y 3	

**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 **Charlie Robinson**

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

Address **Town Wall House**

Balkerne Hill

Post town **Colchester**

County/Region **Essex**

Postcode **C O 3 3 A D**

Country

DX

Telephone **01206 217900**

**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

Thornton And Reeves Ltd
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 11/02/2022 To 10/02/2023 £	From 11/02/2020 To 10/02/2023 £
	ASSET REALISATIONS		
	Bank Interest Gross	0.35	0.45
NIL	Book Debts	NIL	NIL
Uncertain	Directors Loan Account	4,800.00	10,200.00
		4,800.35	10,200.45
	COST OF REALISATIONS		
	Electronic Filing Fees	NIL	12.00
	Insurance of Assets	NIL	56.00
	Office Holders Fees	4,910.68	7,433.88
	Preparation of S. of A.	NIL	1,500.00
	Specific Bond	NIL	75.00
	Stationery & Postage	NIL	4.27
	Statutory Advertising	NIL	173.30
	Storage Costs	NIL	6.00
		(4,910.68)	(9,260.45)
	UNSECURED CREDITORS		
(12,153.02)	Banks/Institutions	NIL	NIL
(11,122.52)	HM Revenue & Customs - CT	NIL	NIL
(6,398.93)	HM Revenue & Customs - PAYE/NIC	NIL	NIL
(28,635.82)	HM Revenue & Customs - VAT	NIL	NIL
(7,746.17)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(66,156.46)		(110.33)	940.00
	REPRESENTED BY		
	Accruals (Expenditure)		(948.88)
	Interest Bearing Bank Account		948.88
	Vat Receivable		940.00
			940.00



Lee De'ath
Joint Liquidator

Thornton And Reeves Ltd (**In Creditors'** Voluntary Liquidation)

Progress report

Period: 11 February 2022 to 10 February 2023

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.

Contents

- ❑ Interpretation
- ❑ Company information
- ❑ Details of appointment of liquidators
- ❑ Progress during the period
- ❑ Estimated outcome for creditors
- ❑ Remuneration and expenses
- ❑ Liquidators' expenses
- ❑ Assets that remain to be realised and work that remains to be done
- ❑ Other relevant information
- ❑ Creditors' rights
- ❑ Conclusion
- ❑ Appendices
 - 1. Liquidators' account of receipts and payments
 - 2. Liquidators' time costs and expenses
 - 3. Statement of Liquidators' expenses

1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	Thornton And Reeves Ltd (In Creditors' Voluntary Liquidation)
"the liquidation"	The appointment of liquidators on 11 February 2020.
"the liquidators", "we", "our" and "us"	Lee De'ath of Begbies Traynor (Central) LLP, Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD and Bai Cham of Begbies Traynor (Central) LLP, Innovation Centre Medway, Maidstone Road, Chatham, ME5 9FD
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016
"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

Trading name(s):	None
Company registered number:	09692130
Company registered office:	Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD
Former trading address:	23 Fartherwell Avenue, West Malling, ME19 6NH

3. DETAILS OF APPOINTMENT OF LIQUIDATORS

Date winding up commenced:	11 February 2020
Date of liquidators' appointment:	11 February 2020
Changes in liquidator (if any):	None

4. PROGRESS DURING THE PERIOD

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 11 February 2022 to 10 February 2023.

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 details below relate to the work undertaken in the period of this report only. Our previous reports contain details of the work undertaken since our appointment.

General case administration and planning

During the review period the Insolvency Practitioners, as they are required, maintained records to demonstrate how the case is administered, and to document any decisions that materially affect the case.

Whilst this does not benefit creditors financially, it is necessary to ensure the efficient and compliant progressing of the liquidation, which ensures that the joint liquidators and their staff carry out their work to high professional standards.

Specific work consists of:

- Filing of documents
- Periodic file reviews
- Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards
- Maintenance of statutory and case progression task lists/diaries
- Updating checklists
- Bank account reconciliations
- Discussions regarding strategies to be pursued

Compliance with the Insolvency Act, Rules and best practice

We have certain statutory obligations and duties which have been carried out during the review period which include the preparation and filing of a progress report with Companies House.

There is also the duty to investigate the directors' conduct, review the case is bonded appropriately and instruct professionals such as solicitors to assist where necessary.

This work does not necessarily benefit creditors financially but is necessary in accordance with the Insolvency Act, Rules and best practice.

Realisation of assets

Directors Loan Account

As previously reported, the draft accounts to 31 July 2019 showed an outstanding directors loan account ("DLA") totalling £37,020. The directors did not dispute the quantum of the DLA and have agreed to settle the outstanding sum although they were unable to do this immediately. Due to the directors' income and asset positions an initial monthly instalment level was agreed and the directors honoured this in the previous review period.

As previously reported the liquidators had previously liaised with the directors in order to increase their monthly repayments. In accordance with the increased repayments of £4,800 were received during the review period. To date the total amount of £10,200 has been realised in respect of the DLA, leaving a balance of £26,820 outstanding.

The liquidators will review, assess and negotiate with the directors in respect of their continued repayment of the balance due with a view to the liquidation concluding within a reasonable time period.

5. ESTIMATED OUTCOME FOR CREDITORS

The sums owed to creditors at the date of appointment are as follows:

Secured creditor

There are no known secured creditors.

Preferential creditors

There are no known preferential creditors.

Unsecured creditors

Unsecured creditors were estimated at £66,057. To date we have received claims from 4 creditors totalling £19,486. HM Revenue & Customs were included on the directors' statement of affairs for £46,157, however no claim has been received to date.

In this case it is likely that a dividend will be available for unsecured creditors however this is contingent on the continued repayment of the directors loan account and therefore it is uncertain as to the quantum and timing of any potential dividend.

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Section 176A of the Act provides that, where the company has created a floating charge on or after 15 September 2003, the liquidator must make a prescribed part of the Company's net property available for the unsecured creditors and not distribute it to the floating charge holder except in so far as it exceeds the amount required for the satisfaction of unsecured debts. Net property means the amount which would, were it not for this provision, be available to floating charge holders out of floating charge assets (i.e. after accounting for preferential debts and the costs of realising the floating charge assets). The prescribed part of the Company's net property is calculated by reference to a sliding scale as follows:

- ☐ 50% of the first £10,000 of net property;
- ☐ 20% of net property thereafter;
- ☐ Up to a maximum amount to be made available of £600,000

A liquidator will not be required to set aside the prescribed part of net property if:

- ☐ the net property is less than £10,000 and the liquidator thinks that the cost of distributing the prescribed part would be disproportionate to the benefit; (Section 176A(3)) or

- ☐ the liquidator applies to the court for an order on the grounds that the cost of distributing the prescribed part would be disproportionate to the benefit and the court orders that the provision shall not apply (Section 176A(5)).

To the best of our knowledge and belief, there are no unsatisfied floating charges created or registered on or after 15 September 2003 and, consequently, there is no net property as defined in Section 176A(6) of the Act and, therefore, no prescribed part of net property is available for distribution to the unsecured creditors.

6. REMUNERATION & EXPENSES

Remuneration

Our remuneration has been fixed by a decision of the creditors on 31 March 2020 obtained via a Decision Procedure by way of correspondence as a fixed fee of £10,000 and/or 20% of the gross value of realisations and/or as 10% of the net value of distribution. We are authorised to draw disbursements, including disbursements for services provided by our firm (defined as category 2 disbursements in Statement of Insolvency Practice 9).

We have realised the following assets in relation to which approval has been obtained that a percentage of the sums realised be taken as remuneration:

Description of asset	Value of assets realised in period of this progress report	Total value of assets realised since appointment	% remuneration agreed	Total fees drawn to date	Fees not drawn to date
Directors Loan Account	£4,800	£10,200	20	Nil	£2,040

We have drawn £6,725 in respect of our post appointment fees which we have allocated against the £10,000 agreed fixed fee.

We are also authorised to draw expenses, including expenses for services provided by our firm (defined as category 2 expenses in Statement of Insolvency Practice 9).

Expenses

To 10 February 2023, we have also drawn expenses in the sum of £327.

A copy of 'A Creditors' Guide to Liquidators Fees (E&W) 2021' 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. The statement also includes the total expenses incurred since the date of our appointment together with a table of future expenses to be incurred.

Expenses actually incurred compared to those that were anticipated

Creditors will recall that we estimated that the expenses of the liquidation. That estimate has been exceeded due to statutory expenses that were not included in the liquidators estimate, this is detailed further in appendix 3.

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

As mentioned above the directors' loan account is being realised through monthly contributions from the directors.

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

The Liquidators will continue to with the following Specific work consists of:

- Filing of documents
- Periodic file reviews
- Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards
- Maintenance of statutory and case progression task lists/diaries
- Updating checklists
- Bank account reconciliations
- Maintenance of the estate cash book
- Banking remittances and issuing cheques/BACS payments
- Discussions regarding strategies to be pursued

Realisation of assets

The liquidators will continue to monitor the collection of monthly contributions in regards to the directors loan account mentioned above.

Dealing with all creditors' claims (including employees), correspondence and distributions

If there are sufficient funds available to make a distribution the liquidators will carry out the following specific work:

- Preparation of distribution calculation
- Preparation of correspondence to creditors announcing declaration of distribution
- Preparation of cheques/BACS to pay distribution
- Preparation of correspondence to creditors enclosing payment of distribution
- Dealing with unclaimed dividends

How much will this further work cost?

The 'further work' detailed above has always been anticipated, but at this point in the proceedings, it has not yet been completed. As you know, this work is necessary in order that I may complete the liquidation as envisaged. The cost of completing this work will not exceed any amounts approved by creditors previously.

Expenses

Details of the expenses that we expect to incur in connection with the work that remains to be done referred to above are as set out in the estimate of anticipated expenses sent to creditors which included all of the expenses that we anticipate that we will incur throughout the liquidation.

9. OTHER RELEVANT INFORMATION

Investigations and reporting on directors conduct

As previously reported, the 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. In addition, a liquidator is also required to consider the conduct of the Company's directors and to make an appropriate submission to the Department for Business Energy and Industrial Strategy. We can confirm that we have discharged our duties in these respects.

As previously reported, we have already undertaken an initial assessment of the manner in which the business was conducted prior to the liquidation of the Company and potential recoveries for the estate in this respect.

This initial assessment was completed and the Joint Liquidators did not identify any further assets or actions which might lead to a recovery for creditors.

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.

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, the basis fixed for our remuneration is inappropriate.

11. CONCLUSION

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

L M DE'ATH
Joint Liquidator

Dated: 28 March 2023

ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 11 February 2022 to 10 February 2023 and cumulative

Thornton And Reeves Ltd (In Liquidation) JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS ACCOUNT

	Statement of affairs £	From 11/02/2022 To 10/02/2023 £	From 11/02/2020 To 10/02/2023 £
RECEIPTS			
Book Debts	NIL	0.00	0.00
Directors Loan Account	Uncertain	4,800.00	10,200.00
Bank Interest Gross		0.35	0.45
		<u>4,800.35</u>	<u>10,200.45</u>
PAYMENTS			
Specific Bond		0.00	75.00
Preparation of S. of A.		0.00	1,500.00
Office Holders Fees		4,201.80	6,725.00
Stationery & Postage		0.00	4.27
Electronic Filing Fees		0.00	12.00
Storage Costs		0.00	6.00
Statutory Advertising		0.00	173.30
Insurance of Assets		0.00	56.00
Trade & Expense Creditors	(7,746.17)	0.00	0.00
Banks/Institutions	(12,153.02)	0.00	0.00
HM Revenue & Customs - PAYE/NIC	(6,398.93)	0.00	0.00
HM Revenue & Customs - CT	(11,122.52)	0.00	0.00
HM Revenue & Customs - VAT	(28,635.82)	0.00	0.00
Ordinary Shareholders	(100.00)	0.00	0.00
		<u>4,201.80</u>	<u>8,551.57</u>
Net Receipts/(Payments)		<u>598.55</u>	<u>1,648.88</u>
MADE UP AS FOLLOWS			
Interest Bearing Bank Account		158.55	948.88
VAT Receivable / (Payable)		440.00	700.00
		<u>598.55</u>	<u>1,648.88</u>

COSTS AND EXPENSES

BEGBIES TRAYNOR CHARGING POLICY

INTRODUCTION

This policy applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the creditors' decision being made for the office holder to be remunerated on a time cost basis. Best practice guidance* requires that such information should be disclosed to those who are responsible for approving the basis of an office holder's remuneration. Within our fee estimate creditors can see how we propose to be remunerated.

This policy applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. It also applies where payments are to be made to parties other than the firm, but in relation to which the office holder, the firm or any associate has an interest. Best practice guidance* indicates that such charges should be disclosed to those who are responsible for approving the basis of the office holder's remuneration, together with an explanation of how those charges are calculated.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Expenses are payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also include disbursements, which are expenses that are initially paid by the office holder's own firm, but which are subsequently reimbursed from the estate when funds are available.

Best practice guidance classifies expenses into two broad categories:

- ❑ Category 1 expenses (approval not required) - Specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- ❑ Category 2 expenses (approval required) - Items of expenditure that are directly related to the case and either:

(i) include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party; or

(ii) are items of expenditure which are payable to an associate of the office holder and/or their firm.

Shared or allocated costs (pursuant to (i) above)

The following expenses include an element of shared or allocated cost and are charged to the case (subject to approval).

- ❑ Internal meeting room usage for the purpose of physical meetings of creditors is charged at the rate of £100 per meeting
- ❑ Car mileage which is charged at the rate of 45 pence per mile

General Office Overheads.

The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a Category 1 expense:

- ☐ Telephone and facsimile
- ☐ Printing and photocopying
- ☐ Stationery

STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Estimate Expense £	Amount incurred £	Amount discharged £	Amount to be discharged £	Narrative £
Bonding	Marsh	75.00	75.00	75.00	Nil	N/A
Accountancy fees	N/A	Uncertain	Nil	Nil	Nil	N/A
Statutory advertising	Courts Advertising	174.00	173.30	173.30	Nil	N/A
After the event insurance policy	Marsh	N/A	56.00	56.00	Nil	Not originally estimated
Stationary & Postage	Royal Mail	N/A	4.27	4.27	Nil	Not originally estimated
Electronic Filing Fee	Insolvency Point	N/A	12.00	12.00	Nil	Not originally estimated
Storage Costs	Total Data	N/A	6.00	6.00	Nil	Not originally estimated