In accordance with Rule 3.60 of the Insolvency (England & Wales) Rules 2016 & Paragraph 83(3) of Schedule B1 to the Insolvency Act 1986.

## AM22

# Notice of move from administration to creditors' voluntary liquidation



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

<del></del>	Company details	
Company number	0   9   9   4   0   4   6   9	→ Filling in this form Please complete in typescript or in
Company name in full	Northern Powerhouse Developments Limited	bold black capitals.
2	Court details	
Court name	High Court of Justice, Business and Property Courts in England and	
	Wales	
Court case number	4 2 6 9 o f 2 0 1 9	
3	Administrator's name	
Full forename(s)	Robert	
Surname	Armstrong	
4	Administrator's address	
Building name/number	The Shard	
Street	32 London Bridge Street	
Post town	London	
County/Region		
Postcode	SE19SG	
Country	United Kingdom	

## AM22

Notice of move from administration to creditors' voluntary liquidation

5	Administrator's name <b>o</b>	
Full forename(s)	Andrew	Other administrator
Surname	Knowles	Use this section to tell us about another administrator.
6	Administrator's address @	
Building name/number	The Chancery	② Other administrator
Street	58 Spring Gardens	Use this section to tell us about another administrator.
Post town	Manchester	
County/Region		
Postcode	M 2 1 E W	
Country	United Kingdom	
7	Appointor/applicant's name	
	Give the name of the person who made the appointment or the administration application.	
Full forename(s)	Court	
Surname		_
8	Proposed liquidator's name	
Full forename(s)	Robert	
Surname	Armstrong	
Insolvency practitioner number	2 1 3 3 2	
9	Proposed liquidator's address	
Building name/number	The Shard	
Street	32 London Bridge Street	
Post town	London	
County/Region	London	
Postcode	S E 1 9 S G	
Country	United Kingdom	
Country	Onited Kingdom	

## AM22

Notice of move from administration to creditors' voluntary liquidation

10	Proposed liquidator's name •	
Full forename(s)	Andrew	Other liquidator
Surname	Knowles	Use this section to tell us about another liquidator.
Insolvency practitioner number	2 4 8 5 0	
11	Proposed liquidator's address®	
Building name/number	The Chancery	Other liquidator
Street	58 Spring Gardens	Use this section to tell us about another liquidator.
Post town	Manchester	
County/Region		
Postcode	M 2 1 E W	
Country	United Kingdom	
12	Period of progress report	
From date	$\begin{bmatrix} d & 1 & d & 6 & & & & & & & & & & & & & & & &$	
To date	$ \begin{bmatrix} d & 1 & d & 2 & d & d & d & d & d & d & d & d$	
13	Final progress report	
	☐ I have attached a copy of the final progress report.	
14	Sign and date	1
Administrator's	Signature	
signature	X Farmstrong X	
Signature date	$\begin{bmatrix} 1 & & & & \\ 1 & 1 & & & \end{bmatrix}^{m} 2 \begin{bmatrix} m & & & & \\ & 2 & & & \end{bmatrix}^{y} 2 \begin{bmatrix} y & & \\ & 2 & & & \end{bmatrix}^{y} 2$	

Notice of move from administration to creditors' voluntary liquidation

#### **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.

Perry Eleftheriou
Company name Kroll Advisory Ltd.
Address The Chancery
58 Spring Gardens
Post town Manchester
County/Region
Postcode M 2 1 E W
Country United Kingdom
DX
Telephone 0161 827 9000

## 1

#### 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.

### *i* 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



# Final Progress Report to Creditors

12 August 2022

Northern Powerhouse Developments Limited (In Administration)

Joint Administrators' final Progress Report for the period from 16 February 2022 to 12 August 2022 with a summary of the Administration.

Kroll Advisory Ltd

The Chancery 58 Spring Gardens Manchester M2 1EW

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#### 1. Introduction

As you are aware, Philip Duffy and Sarah Bell were appointed Joint Administrators of the Company on the Appointment Date by order of the Court.

Following the Block Transfer Order passed in the High Court of Justice, Manchester District Registry, Chancery Division, No. 000356 of 2021, Robert Armstrong and Andrew Knowles replaced the Former Joint Administrators on 16 June 2021.

This report is the Joint Administrators' final Progress Report and provides Creditors with a final account of the Administration of the Company together with a summary of the Administration as a whole.

The Joint Administrators have also explained the exit route from the Administration and the outcome for each class of Creditor.

You will find other important information in this final Progress Report such as the costs the Joint Administrators have incurred.

A glossary of the abbreviations and definitions used throughout this document is attached at Appendix 8.

Please also note that an important legal notice about this final Progress Report to Creditors is attached at Appendix 9.



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#### 2. Creditor summary

#### **Summary of Proposals**

The purpose of an Administration is to achieve one of the following hierarchical objectives:

- Rescuing the Company as a going concern, or
- Achieving 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
- Realising property in order to make a distribution to one or more Secured or Preferential Creditors.

The first objective was not achieved as there were insufficient funds and assets available to enable the Company to be rescued as a going concern.

The Joint Administrators pursued the second objective as all the monies across the schemes were pooled and investors may have interests across all scheme assets. Consequently, as the Joint Administrators were able to commence the ongoing investigations and pursue the associated claims, a better result for the Company's Creditors as a whole is anticipated to be achieved than if the Company was wound up.

The Joint Administrators believe that, if they are unable to achieve the second purpose, the third objective has been achieved as the Administration has facilitated distributions which have been paid to one or more of the Secured Creditors of the Company from other companies within the wider NPD Group.

There were no major amendments to or deviations from these Proposals.

A summary of the approved Proposals is included at Appendix 2.

A copy of the Statement of Proposals is available via the Website.

#### Progress to date

The progress of the Administration to date is set out in Section 3 of this report. This section includes any updates on the Administration during the Final Period.

#### **Outcome for Creditors**

#### **Secured Creditors**

#### Mysing

In consideration for the monies advanced under a loan facility, the Company granted Mysing fixed and floating charges over all of the assets of the Company on 19 December 2017.

The Joint Administrators' Solicitors have reviewed the security to confirm that distributions can be made under their security and the security appears to be valid.



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During the Cumulative Period, Mysing has been repaid in full from distributions following the sale of hotels and other properties under their security in various companies across the wider NPD group and Woodhouse Family Ltd which are all subject to formal insolvency procedures.

#### **Fiduciam**

In consideration for the monies advanced under a loan facility the Company granted Fiduciam a fixed charge over the Company's shares held in Gilsland Hall Limited, Bourton Spa Limited & Imperial Crown Limited, on 5 December 2018.

The Joint Administrators understand that Fiduciam has been paid in full from realisations in the estates controlled by CG & Co. The Joint Administrators do not anticipate making any distributions to Fiduciam in the future.

#### **Preferential Creditors**

During the Cumulative Period, the Joint Administrators received employee preferential claims from the RPS.

Preferential claims received from the RPS total £3,827, which are in respect of employee arrears of wages claims and unpaid holiday pay.

There were insufficient realisations in the Administration to enable a distribution to the Preferential Creditors.

Should dividend prospects for Preferential Creditors change, this will be detailed in future reports in the subsequent Liquidation.

#### **Unsecured Creditors**

To date, unsecured claims of £40,017 have been received by the Joint Administrators.

There were insufficient realisations to enable a dividend to be paid to the Unsecured Creditors in the Administration.

Based upon the current information available, it is uncertain whether there will be sufficient realisations to enable a distribution to the Unsecured Creditors of the Company in the Liquidation, other than from the Prescribed Part, if any.

Should dividend prospects change for Unsecured Creditors, this will be detailed in future reports in the subsequent Liquidation.

Please note, this report provides Creditors with a final account of the Administration of the Company together with a summary of the Administration as a whole. The Joint Administrators' previous progress reports and the Statement of Proposals issued to the Company's Creditors are available to view on the Website. Paper copies can be provided free of charge by writing to Perry Eleftheriou at Perry.Eleftheriou@kroll.com.

Unless otherwise stated, all amounts in this Progress Report and appendices are stated net of VAT.



#### 3. Progress of the Administration

This section provides a final update on the strategy for the Administration and progress made, including a summary of the information provided in previous progress reports.

#### 3.1 Strategy and progress to date

Following the Appointment Date, the Joint Administrators initially dismissed the sales team that were employed by the Company as the Joint Administrators did not consider it to be acceptable to continue marketing the investment schemes.

In addition, once the Company's books and records had been obtained and updated by the Joint Administrators, the remaining employees were dismissed, and the Company vacated the Elland premises in November 2019.

#### 3.2 Asset realisations

Realisations during the Cumulative and Final Period are set out in the attached Receipts and Payments Account at Appendix 3.

Summaries of the most significant realisations during the Administration are provided below:

#### 3.2.1 Director's loan account

According to the Company's books and records as at March 2019, there is an overdrawn director's loan account of £419.621.

The Company's records have since been updated and the current outstanding balance is approximately £615,000.

Following the service of the draft proceedings against Mr Woodhouse, the Joint Administrators entered into negotiations with Mr and Mrs Woodhouse regarding a possible settlement of the claims against them. Those negotiations have also involved the Liquidators of MBI Consulting (UK) Ltd (which is also a creditor of Mr and Mrs Woodhouse).

The Joint Administrators have been unable to reach an agreement in regard to the Director's loan account. The Joint Administrators are continuing to take legal advice on the best route to recover the funds owed under the Director's loan account and shall provide a further update in the Liquidation.

#### 3.2.2 Intercompany / connected party debt

According to the Company's books and records, there are several outstanding debts due to the Company from associated companies. A breakdown of these debts was provided in the Proposals and a revised breakdown was provided in the previous progress report. These balances largely relate to business expenses incurred by the subsidiary undertakings and/or investor funds and monies from subsidiary undertakings used to purchase properties acquired by entities in Administration with CG & Co.

A number of the associated companies are in formal insolvency processes, and it is uncertain whether these intercompany debts are recoverable.



The Joint Administrators have lodged claims in each of the relevant estates that they control and have submitted the relevant claims in the estates controlled by CG & Co. The Joint Administrators will continue to pursue the remaining debts in respect of the amounts owed to the Company in the Liquidation.

#### 3.2.3 Other debtors

Other debtors totalling £1.11m have been noted on the Company's balance sheet following a full reconciliation of the Company's accounts.

The Company paid the sum of approximately £895,000 to four separate hotel proprietors for the acquisition of these hotels. The Company exchanged contracts for the purchase of these hotels and paid the vendors the total sum of £895,000. The Joint Administrators continue to assess the recovery of these deposits with the assistance of their lawyers, and this includes reviewing the historic correspondence and the terms of the contract, however, to date these deposits have not been repaid by the vendors and a further update will be provided in the next report.

The balance of the debtors, which is approximately £220,000, represents sums due from an investor and other debtors.

During the Cumulative Period, the Joint Administrators have reviewed the debtors to ascertain the collectability of such debts. The majority of the debtors relate to various investor deposits across schemes within the wider NPD Group. Given the nature of the investment schemes, it is unlikely that such debts will be collected for the benefit of the Administration estate.

However, the Joint Administrators' solicitors reached an agreement with the solicitor of one of those debtors where the Company holds a claim in the value of c£115,000 against this specific debtor. A settlement has been agreed by the Joint Administrators with this debtor and the debtor is adhering to the payment terms of the settlement agreement. As such, funds of £37,500 have been received during the Final Period.

The total amount received during the Cumulative Period in relation to this debtor amounts to £115,000. This amount has been agreed as the full and final settlement relating to this debt. Therefore, no further funds are anticipated in respect of this specific debtor.

A further update in regard to future recoveries will be provided in the Liquidation

#### 3.2.4 Investigations

The Joint Administrators reviewed the affairs of the Company to find out if there were any actions which could be taken against third parties to increase recoveries for Creditors.

The Joint Administrators have filed their confidential report with BEIS regarding the conduct of the Directors of the Company.

The investigations into the wider NPD group remain ongoing along with assessing recovery actions against former management and third parties and are inclusive of the Company. A further report in this respect may be submitted to the Insolvency Service upon exhaustion of all current avenues of enquiry.



The Joint Administrators have completed the analyses of the companies' bank accounts, to the extent that the required bank statement data could be obtained.

The Joint Administrators' investigations into the activities of the companies and the operation of the various investment schemes are ongoing in that further work continues to be required in the preparation of claims against third parties. In particular, analyses of email data and other communications are continuing.

The Joint Administrators have sought Counsel's advice on the merits of the claims from the ongoing investigations and the information gathered to date. The Joint Administrators have now received Counsel's opinion on certain claims against third parties. The Joint Administrators are assessing this advice with their lawyers and are liaising with litigation funders/insurers to assess these funding options.

As previously advised, the details of the claims remain highly confidential, and the Joint Administrators cannot give exact details of such claims as this may hamper any legal actions. A further update will be provided in the Liquidation.

#### 3.3 Costs

Payments made in the Cumulative and Final Period are set out at Appendix 3.

The below is a summary of the significant payments made in the Final Period are provided below:

#### 3.3.1 Legal fees and disbursements

Legal fees of £20,000 plus disbursements of £6,601 have been paid to Addleshaws during the Final Period. These costs are in relation to ongoing legal advice during the Administration period.

During the Cumulative Period, legal fees of £21,401 and disbursements of £6,601 have been paid to Addleshaws. A further £2,400 has been paid to Hewlett Swanson and £450 to IPOS Mediation.

The disbursements include Counsel's fees in relation to the fee approval applications. Such costs have been apportioned across the NPD Group estates to which the application relates.

Further legal fees of £4,000 have been paid during the Final Period to Hewlett Swanson in relation to outstanding costs from the Interim Manager period.

Interim Manager legal fees paid during the Cumulative Period total £28,300. Counsel's fees of £5,700 have been paid during the Administration in respect of Counsel's fees incurred during the Interim Manager period.

#### 3.3.2 Professional fees

Professional fees of £8,050 have been paid during the Final Period in relation to the directorship costs incurred in four related companies by Assured Hotels.

Professional fees paid during the Cumulative Period in relation to the above total £16,100.



#### 3.3.3 Accountant's fees

Accountants' fees of £2,000 have been paid to Hurst Accountants Ltd for assistance with the computation and filing of the Corporation Tax returns for periods affected by the Administration.

#### 3.3.4 Statutory advertising costs

Statutory advertising costs of £2,741 have been paid during the Cumulative Period. The Joint Administrators have a statutory requirement to advertise their appointment in the London Gazette.

Creditors should note that statutory advertising costs have been paid on behalf of companies within the wider NPD Group. Such costs will be recharged to the various estates where funds permit.

#### 3.3.5 Storage costs

Storage costs of £681 have been paid during the Final Period in relation to the ongoing storage of the Company's books and records. The Joint Administrators have a statutory requirement to maintain the Company's books and records whilst the Company is in a formal insolvency process.

Storage costs paid during the Cumulative Period total £2,431.

#### 3.3.6 Costs incurred – Royal Hotel Woolacombe

During the Cumulative Period, the Company paid security costs of £21,000 plus VAT on behalf of Atlantic Bay Hotel Limited.

In addition, the Company also paid postage and stationery costs of £105 on behalf of Atlantic Bay Hotel (Woolacombe) Management Limited.

Creditors should note that these costs have been repaid during the Final Period and no further sums are due from either of the companies in respect of unpaid security and postage and stationery costs.

#### 3.4 Fees and expenses

The Joint Administrators have detailed the costs incurred during the period, whether paid or unpaid, in the schedule of expenses attached at Appendix 4.

Summaries of the most significant expenses which have been incurred in the Final Period but have not been paid are provided overleaf:



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Significant expenses incurred but not pa	aid	
Joint Administrators' time £3	103,813	Time costs incurred in the Final Period total £103,813 (see Appendix 5). No remuneration was paid during the Final Period. See section 6 for further details in relation to the Joint Administrators' fees.
Joint Administrators' investigation time costs	£2,041	Total specialist investigation time costs incurred in the Final Period total £2,041 (see Appendix 5). No remuneration was paid during the Reporting Period. See section 6 for further details in relation to the Joint Administrators' fees.
Legal fees – Bandard Addleshaw Goddard	£22,833	Addleshaw Goddard has incurred legal fees of £22,833 in the period in dealing with the Company, assistance with the fee approval and the Administration extension applications and assisting in ad-hoc matters arising in the Administration.
Legal fees – £3	205,841	Hewlett Swanson has incurred legal fees of £205,841 in dealing with the recovery of the Director's loan account and for the investigations work. These costs also include work done in relation to the recovery of the Director's loan account in Woodhouse Family Limited. These costs will be apportioned between the Company and Woodhouse Family Limited following any realisations that are made in this regard. Further costs have been incurred with investigations into the wider NPD Group. The stated figure also includes costs incurred by Counsel.

#### 4. Outcome for Creditors

#### 4.1 Secured Creditors

#### Mysing

In consideration for the monies advanced under a loan facility, the Company granted Mysing fixed and floating charges over all of the assets of the Company on 19 December 2017.

As at the Appointment Date, the Company's indebtedness to Mysing was approximately £1.8m subject to future interest and charges as applicable.



The Joint Administrators' Solicitors have reviewed the security to confirm that distributions can be made under their security and the security appears to be valid.

Mysing holds security in various companies within the NPD Group which are in formal insolvency processes along within certain estates controlled by CG & Co.

Mysing has now received sufficient distributions across the relevant NPD Group estates and Woodhouse Family Limited resulting in it being repaid in full.

No further sums are due to Mysing from the various companies within the NPD Group nor from the Company.

#### **Fiduciam**

In consideration for the monies advanced under a loan facility the Company granted Fiduciam a fixed charge over the Company's shares held in Gilsland Hall Limited, Bourton Spa Limited & Imperial Crown Limited, on 5 December 2018.

As at the Appointment Date, the Company's indebtedness to Fiduciam was approximately £3.6m plus accruing interest and charges, however, this is subject to further verification.

The Joint Administrators understand that Fiduciam has been paid in full from realisations in the estates controlled by CG & Co. The Joint Administrators do not anticipate making any distributions to Fiduciam in the future.

#### 4.2 Preferential Creditors

During the Cumulative Period, the Joint Administrators received the employee preferential claims from the RPS.

Preferential claims received from the RPS total £3,827, which are in respect of employee arrears of wages claims and unpaid holiday pay.

There were insufficient realisations in the Administration to enable a distribution to the Preferential Creditors.

Should dividend prospects for Preferential Creditors change, this will be detailed in future reports in the subsequent Liquidation.

#### 4.3 Unsecured Creditors

According to the Company's books and records as at 30 March 2019, unsecured trade creditors total £105,267.

The Company's books and records also indicate additional balances of £25,876,000 are due to other associated companies. The Unsecured Creditors can be summarised as follows:



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Creditor	Claim (£)
Trade & Expense Creditors	105,267
Inter-Company Creditors	25,876,000
Total	25,981,267

To date, unsecured claims of £40,017 have been received by the Joint Administrators.

There were insufficient realisations to enable a dividend to be paid to the Unsecured Creditors in the Administration.

Based upon the current information available, it is uncertain whether there will be sufficient realisations to enable a distribution to the Unsecured Creditors of the Company in the Liquidation, other than from the Prescribed Part, if any.

Should dividend prospects change for Unsecured Creditors, this will be detailed in future reports in the subsequent Liquidation.

#### 5. Other matters

#### 5.1 Creditors' Committee

A Creditors' Committee has been established in the Administration comprising of five members.

Meetings of the Creditors' Committee will take place at the request of the members of the Committee. There are currently no future meetings scheduled at the date of this report.

The Creditors' Committee established in the Administration will subsequently continue in the Liquidation.

#### 5.2 Joint Administrators' Receipts and Payments Account

A detailed Receipts and Payments Account for the Final Period is shown in Appendix 3 together with a cumulative account for the whole of the Administration.

There is currently a cash balance of £57,970. This sum will be remitted to the Liquidation.

#### 5.3 Creditors' rights

Further information regarding the remuneration and disbursements of the Joint Administrators, including Creditors' rights to challenge such costs is provided at Appendix 7.



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#### 6. Fees, Expenses and Pre-Administration Costs

#### 6.1 Fees and expenses

#### 6.1.1 Time costs

Time has been charged in six-minute units. Details of the time charged for the Final and Cumulative Period are attached at Appendix 5.

Time costs incurred in the Final Period total £103,813, which represents 330 hours at an average hourly rate of £314.

Time costs incurred in the Cumulative Period total £815,617, which represents 2,926 hours at an average hourly rate of £279.

Specialist investigations time costs incurred in the Final Period total £2,041, which represents 4 hours at an average hourly rate of £469.

Specialist investigations time costs incurred during the life of the Administration total £387,003 which represents 910 hours at an average hourly rate of £426.

These costs exceed the fee estimate provided in the Joint Administrators' Statement of Proposals. The Joint Administrators have proposed that they will not draw fees above the fee estimate stated in the Proposals.

In accordance with SIP 9, the Joint Administrators have provided further narrative detail of the time costs incurred at Appendix 6.

#### 6.1.2 Fees

No fees have been drawn during the Final Period.

It is anticipated that a further £1,500 of time costs will be incurred in bringing the Administration to a formal conclusion.

The Joint Administrators with the assistance of Addleshaws made an application to Court for the approval of the basis of the Joint Administrators' fees and fee estimate. The application made a further request of the court to make provision for how to fix the quantum of the Joint Administrators' fees. The Joint Administrators were legally obliged to make the application as the relevant timeframe in which to apply to Court is 18 months from the Appointment Date where the basis of remuneration cannot be agreed with creditors.

An initial one-hour directions hearing took place on 15 June 2021 and, in line with the Joint Administrators' request, the Court adjourned the applications so that they can be considered on an efficient basis next year once more information regarding the outcome of the Administration is known.

The hearing for these applications has now been listed to be held on 10 October 2022 at 2.30 pm.

That hearing will consider whether the investigations work that the Joint Administrators have carried out should be considered separately to the case specific work in each administration, and whether the court



should hear the fee approval application made in each administration together or whether each company should be considered separately.

As creditors are aware there are extensive investigations being carried out across the whole of the NPD Group, the adjournment will provide sufficient time to not only allow for assets to be realised but also for litigation claims against the NPD Group's advisors to be progressed.

The Court ordered that the costs of the application rank as an expense of the administration. It also ordered that the Joint Administrators will be discharged from liability as administrators in the Administration with effect from 28 days after the date on which their final progress report is filed at Companies House.

The Joint Administrators will provide further updates as and when this matter has progressed in the Liquidation. Under the order made by the Court, Creditors are entitled to request details from the Joint Administrators of future hearings relating to this matter.

#### 6.1.3 Expenses

Expenses are any payments from the Administration which are neither an Administrator's remuneration nor a distribution to a creditor or member. Expenses also include disbursements. Disbursements are payments which are first met by the Administrator and then reimbursed to the Administrator from the Administration.

Expenses are divided into those that do not need approval before they are charged to the Administration (Category 1) and those that do (Category 2).

Category 1 expenses are payments to persons providing the service to which the expense relates who are not an associate of the Administrator.

Category 2 expenses are payments to associates or which have an element of shared costs and require approval from creditors in the same manner as the Administrator's remuneration, whether paid directly from the estate or as a disbursement.

The Joint Administrators provided in their Proposals report to creditors an estimate of expenses for the Administration, totalling £37,480. This was for information purposes only and could possibly change over the course of the Administration.

Appendix 4 details the expenses incurred and paid for the Final and Cumulative Period.

In the Final Period, Category 1 expenses of £237,285 were incurred of which £20,865 was paid.

In the same period, no Category 2 expenses were incurred or paid.

During the Cumulative Period, Category 1 expenses incurred totalled £1,690,808 of which £114,293 was paid.

Category 2 expenses incurred for the same period totalled £7,269, none of which have been paid.



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The outstanding expenses have not been paid in the Administration due to insufficient realisations. Such expenses will carry over into the Liquidation.

#### 6.1.4 Additional information

Also attached at Appendix 6 is a narrative summary of the work carried out to assist Creditors in understanding the progress of the Administration, the associated costs and expenses of the related activities and the financial benefit to Creditors.

Details of how to obtain further information relating to the fees and expenses of the Joint Administrators is set out in Appendix 7.

#### 6.2 Pre-Administration costs

Pre-Administration costs are fees, charges and expenses incurred by the Joint Administrators or their firm, or another person qualified to act as an insolvency practitioner, before the Company entered Administration but with a view to it doing so.

Any pre-Administration costs incurred in respect of the Company were incurred by the Interim Managers and therefore, approval of these costs has been sought from the Court accordingly.

As detailed in the previous progress report, a Court Order was obtained on 2 March 2020 which approved and fixed the Interim Managers' fees of the Company in the sum of £263,788 plus VAT. These costs are to be paid as an expense of the Administration once there are sufficient realisations.

Legal fees of £204,665 plus disbursements of £218,122 were also incurred during the Interim Manager period. Please note that Kroll has paid the sum of £20,000 directly from their office account in relation to the disbursements across the Interim Manager appointments. The Joint Administrators will therefore seek to recoup these funds once there are sufficient realisations.

#### 7. Conclusion of the Administration

The Joint Administrators have now concluded the Administration. This is the Joint Administrators' final report on the Administration and no further reports will be issued.

The Joint Administrators have filed a copy of this final Progress Report with the Registrar of Companies, together with the requisite notices to place the Company into Creditors' Voluntary Liquidation.

The Joint Administrators will cease to act when these documents are registered by the Registrar of Companies and on the same date will be discharged of liability in respect of any actions as Joint Administrators.

The Company's remaining assets will be transferred to the Liquidation estate.

Discharge does not prevent the exercise of the Court's power in relation to any misfeasance action against the Joint Administrators.



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If you require further information or assistance, please do not hesitate to contact Perry Eleftheriou.

**Robert Armstrong** 

Joint Administrator

The affairs, business and property of the Company are being managed by the Joint Administrators, Robert Armstrong and Andrew Knowles, who act as agents for the Company and without personal liability. Both are licensed by the Insolvency Practitioners Association.



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#### Appendix 1 - Statutory information

**COMPANY INFORMATION** 

Company and trading name

Northern Powerhouse Developments Limited

**Date of incorporation** 7 January 2016

Registered Number 09940469

Company Director Gavin Woodhouse

Shareholder Northern Powerhouse Developments Hotels Limited – 100%

shareholder

Trading address Unit D2, Elland Riorges Link

Lowfields Business Park

Elland England HX5 9DG

Registered office Current: Former:

c/o Kroll Advisory Ltd Unit D2, Elland Riorges Link
The Chancery Lowfields Business Park

58 Spring Gardens Elland
Manchester England
M2 1EW HX5 9DG

**ADMINISTRATION INFORMATION** 

Administration Appointment The Administration appointment granted in the High Court of

Justice, Business and Property Courts of England and Wales,

4269 of 2019

**Appointor** Court

**Date of Appointment** 16 August 2019

Former Joint Administrators Philip Duffy and Sarah Bell

Joint Administrators Robert Armstrong and Andrew Knowles

Original purpose Achieving a better result for the Company's creditors as a

whole than would be likely if the Company were wound up

**Functions** The functions of the Joint Administrators are being exercised

by them individually or together in accordance with Paragraph

100(2) of Schedule B1

**Current Administration expiry date** 15 August 2022

Prescribed Part The Prescribed Part is applicable in this case. It has been

taken into account when determining the dividend prospects

for Unsecured Creditors.



#### Application of EC Regulations

EC Regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC Regulations.



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#### Appendix 2 - Approved Proposals

That the Joint Administrators continue the Administration to deal with such outstanding matters in relation to the Company as the Joint Administrators consider necessary until such time as the Administration ceases to have effect.

That the Joint Administrators do all such other things and generally exercise all of their powers as contained in Schedule 1 of the Act, as they, in their sole and absolute discretion consider desirable or expedient in order to achieve the purpose of the Administration.

That the Joint Administrators, once all outstanding matters have been satisfactorily completed, take the necessary steps to give notice under Paragraph 84 of Schedule B1 of the Act to the Registrar of Companies to the effect that the Company has no remaining property which might permit a distribution to its creditors, at which stage the Administration will cease.

That the Joint Administrators, where they consider that there are funds available to be distributed to the non-preferential creditors (other than under the Prescribed Part) take the necessary steps to put the Company into either Creditors' Voluntary Liquidation or into Compulsory Liquidation as they deem appropriate. It is proposed that the Joint Administrators, currently Philip Duffy and Sarah Bell of Duff & Phelps would act as Joint Liquidators should the Company be placed into creditors' voluntary liquidation. In accordance with Paragraph 83(7) of Schedule B1 to the Act and Rule 3.60(6)(b) of the Rules creditors may nominate a different person as the proposed liquidator, provided the nomination is received at this office prior to the approval of these Proposals. In the absence of such nomination, the Joint Administrators will be appointed Joint Liquidators and in accordance with Section 231 of the Act any act required or authorised under any enactment to be done by the Joint Liquidators is to be done by all or any one or more of them.

#### **Notes**

Creditors will note that the approved proposals detail the names of the Former Joint Administrators. It is intended that the current Joint Administrators would act as Joint Liquidators of the Company should the Company is placed into Creditors' Voluntary Liquidation.



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Appendix 3 – Receipts and Payments Account



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### Northern Powerhouse Developments Limited (In Administration) Joint Administrators' Trading Account

Statement	From 16/02/2022	From 16/08/2019
of Affairs	To <b>12</b> /08/2022	To <b>12</b> /08/2022
£	£	£
POST APPOINTMENT SALES		
Recharge to Giant for Trading	Costs NIL	17,135.61
	NIL	17,135.61
TRADING EXPENDITURE		
Rents	NIL	11,428.89
Heat & Light	NIL	423.24
Payroll Costs	NIL	237.68
Repairs & Maintenance	NIL	1,300.37
IT Costs	NIL	6,532.48
	NIL	(19,922.66
TRADING SURPLUS/(DEFICIT)		(2,787.05

# Northern Powerhouse Developments Limited (In Administration) Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £	From 16/02/2022 To <b>12</b> /08/2022 £	From 16/08/2019 To <b>12</b> /08/2022 £
CECUDED ACCETS		
SECURED ASSETS	NIII	0.53
Gross bank interest - fixed account	NIL NIL	0.52
COSTS OF REALISATION	INIL	0.52
Postage & Stationery	NIL	96.75
Fosiage & Stationery	NIL	(96.75)
ASSET REALISATIONS	IVIL	(90.73)
Bank Interest Gross	2.12	20.40
Court Fee Refund	NIL	95.00
DVLA Refund	NIL	130.00
Furniture & Equipment	NIL	1,043.33
Interim Manager Surplus	NIL	42,320.19
Investor Evening Recharges to SPV's	NIL	2,222.20
Motor Vehicles	NIL	416.67
Refund from Rugby Borough Council	NIL	16,234.56
Refund of Bank Charges on pre-app a/	NIL	221.00
Settlement Funds	37,500.00	115,000.00
Trading Surplus/(Deficit)	NIL	(2,787.05)
rrading Surplus (Benott)	37,502.12	174,916.30
COST OF REALISATIONS	31,002.12	17 1,020100
Accountants Fees	2,000.00	2,000.00
Companies House Fee	10.00	10.00
Costs: Royal Hotel Woolacoombe	(21,104.60)	NIL
Giant Hospitality Limited - RBC Refund	NIL	16,234.56
Insurance	NIL	1,396.58
Interim Manager: Counsel's Fees	NIL	5,700.00
Interim Manager: Legal Fees	4,000.00	28,300.00
Investor Evening Costs	NIL	3,665.00
Legal Disbursements	6,601.39	9,001.39
Legal Fees	20,000.00	21,851.35
Media Agents	627.12	627.12
Professional Fees	8,050.00	16,100.00
Statutory Advertising	NIL	2,740.50
Storage Costs	680.69	2,430.68
	(20,864.60)	(110,057.18)
DEDDESENTED BY	16,637.52	64,762.89
REPRESENTED BY Floating/main current account		57,970.25
General VAT control account		6,386.67
VAT Receivable		405.97
		64,762.89

#### Appendix 4 - Analysis of Expenses Incurred

#### Joint Administrators' Expenses: Category 1 and Category 2

Category 1 Expenses				Final Period	Cumu	lative Period
Company	Activity	Fee Basis	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
707 Resource Management	Repairs & Maintenance	As incurred	-	-	1,187	1,187
Accurate Mailing Services	Stationery & Postage	Fixed fee	-	-	97	97
Addleshaw Goddard	Legal fees	As incurred	22,833	20,000	441,224	21,851
Addleshaw Goddard	Legal disbursements	As incurred	6,601	6,601	6,601	6,601
Companies House	Companies House Filing Fee	Fixed fee	10	10	10	10
Courts Advertising	Statutory advertising	Fixed fee	-	-	2,741	2,741
DLA Piper	Legal fees	As incurred	-	-	12,019	-
Hewlett Swanson	Interim Manager – Counsel fees	As incurred	-	-	5,700	5,700
Hewlett Swanson	Interim Manager – Legal fees	As incurred	-	4,000	28,300	28,300
Hewlett Swanson	Legal disbursements	Fixed fee	-	-	2,400	2,400
Hewlett Swanson	Legal fees	As incurred	205,841	-	1,141,569	-
Hurst	Accountants' fees	Fixed fee	2,000	2,000	2,000	2,000
I A S Consulting	Professional fees	Fixed fee	-	8,050	16,100	16,100
Insolvency Risk Services	Insurance costs	Fixed fee	-	-	4,501	1,397
IPOS Mediation	Legal fees	Fixed fee	-	-	450	450
Microsoft	IT costs	Fixed fee	-	-	5,497	5,497
Pestana	Investor Evening costs	Fixed fee	-	-	3,665	3,665
Razorblue	IT costs	Fixed fee	-	-	1,035	1,035
Spreckley Partners	Media agents	Fixed fee	=	627	627	627
SSE	Heat & Light	Fixed fee	-	-	423	423
The Cleaning Company	Repairs & Maintenance	As incurred	-	-	114	114
Total Data Management	Storage costs	Fixed fee	681	681	2,881	2,431
VCEP Limited	Rent	Fixed fee	-	-	11,429	11,429
William Denton	Payroll costs	As incurred	-	-	238	238
Total			237,285	20,865	1,690,808	114,293



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Category 2 Expenses			F	inal Period	Cumula	tive Period
Company	Activity	Fee Basis	Incurred	Paid	Incurred	Paid
			(£)	(£)	(£)	(£)
Kroll	Reimbursement of hotel	As incurred	-	-	2,163	-
	accommodation expenses					
Kroll	Reimbursement of travel and	As incurred	-	-	5,106	-
Total	subsistence costs		<del>-</del>	<del>-</del>	7,269	

#### Notes

The above costs exclude VAT.

The Joint Administrators' choice of professional advisors was based on their perception of the experience and ability of the respective firms/individuals to perform their work, the complexity and nature of the assignment and the basis of their fee.

Kroll Advisory Ltd, being the employer of the Joint Administrators and the staff working on the Administration, is considered an associate of the Administrators.

It is considered that these expenses are fair and reasonable and proportionate to the Administration.

The costs incurred by Hewlett Swanson in respect of investigation work includes costs relating to other companies within the wider NPD Group, in addition to NPDL. This figure also includes fees incurred by Counsel.



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#### Appendix 5 – Analysis of time charged

#### Joint Administrators' Fees

Refer to the table overleaf for a detailed breakdown on the Joint Administrators' time and cost summary in accordance with SIP 9.



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## 108634 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED ANALYSIS OF TIME COSTS FOR THE PERIOD 16/02/2022 to 12/08/2022

ADM-Admin. - Post Appt.

			Hours			Total	Time	Avg Hourly
Classification of Work Function	Managing Director	Manager	Senior	Assistant	Support	Hours	Cost £	Rate £
Administration and Planning								
Case review & Case Diary management	1.00	2.25		2.75		6.00	2,326.00	
Cashiering & accounting	0.00	3.10		11.75	0.00	18.15	5,799.00	319.50
IPS set up & maintenance	0.00	0.00		0.20	0.00	0.20	40.00	
Insurance	0.00	2.40		0.00	0.00	2.40	1,120.50	
Statutory matters (Meetings & Reports & Notices)	0.00	0.75		10.90	0.00	17.15	6,201.00	
Strategy planning & control (incl engagement financial control)	18.00	16.75	4.30	92.75	0.00	131.80	37,229.50	282.47
Tax Compliance / Planning	0.00	0.60	0.00	3.10	0.00	3.70	1,041.00	281.35
Creditors								
Creditors committee	0.00	0.00	0.00	4.40	0.00	4.40	880.00	200.00
Dealings with creditors and employees	0.00	0.00		52.20	0.00	52.20	9,871.00	
Non Pref Creditor claims adjudication & dist'n	0.00	0.00	0.00	4.70	0.00	4.70	940.00	200.00
Non Pref Creditors / Employee claims handling	0.00	0.00	0.00	33.80	0.00	33.80	6,832.00	202.13
Investigations								
Financial review and investigations (S238/239 etc)	0.00	43.20	1.30	0.00	0.00	44.50	26,198.00	588.72
Forensic Sales Ledger Investigation	0.00	0.00	6.30	0.00	0.00	6.30	3,748.50	595.00
Realisation of Assets								
Book debts	0.00	0.00	1.80	0.00	0.00	1.80	966.00	536.67
Freehold and Leasehold Property	0.00	0.00		2.10	0.00	2.10	420.00	
Sale of business	0.00	0.00		1.00	0.00	1.00	200.00	
Total Hours:	19.00	69.05	22.50	219.65	0.00	330.20		314.39
Total Fees Claimed: £	14,250.00	36,222.00	12,508.00	40,832.50	0.00		103,812.50	

#### 108634 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED

#### ANALYSIS OF TIME COSTS FOR THE PERIOD 16/02/2022 to 12/08/2022

SFO NPD

			Hours			Total	Time	Avg Hourly
Classification of Work Function	Managing Director	Manager	Senior	Assistant	Support	Hours	Cost £	Rate £
Investigations Financial review and investigations (S238/239 etc)	0.00	1.00	2.00	0.00	0.00	3.00	1,230.00	
Total Hours:	0.00	1.00	2.00	0.00	0.00	3.00		410.00
Total Fees Claimed: £	0.00	610.00	620.00	0.00	0.00		1,230.00	

#### 106449 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED

#### ANALYSIS OF TIME COSTS FOR THE PERIOD 18/02/2022 to 12/08/2022

Investigations

Observation of West English			Hours	Total	Time	Avg Hourly		
Classification of Work Function	Managing Director	Manager	Senior	Assistant	Support	Hours	Cost £	Rate £
	0.00	1.35	0.00	0.00	0.00	1.35	811.00	600.74
Total Hours:	0.00	1.35	0.00	0.00	0.00	1.35		600.74
Total Fees Claimed: £	0.00	811.00	0.00	0.00	0.00		811.00	

108634 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED

ANALYSIS OF TIME COSTS FOR THE PERIOD 16/08/2019 to 12/08/2022

ADM-Admin. - Post Appt.

			Hours			Total	Time	Avg Hourly
Classification of Work Function	Managing	Manager	Senior	Assistant	Support	Hours	Cost	Rate £
	Director						£	£
Administration and Planning								
Case review & Case Diary management	11.50	21.50	0.00	19.85	3.00	55.85	19,820.00	354.88
Cashiering & accounting	2.00	18.75	17.60	126.40	12.30	177.05	41,730.50	235.70
Dealings w/ directors & management (inc	1.50	5.00		6.20	0.00	13.20	3,976.00	301.21
associated updates/reporting)	· [	_	-	_	_	· -	-,	
IPS set up & maintenance	0.00	0.00	0.00	6.70	0.70	7.40	1,082.00	146.22
Insurance	0.00	4.40	0.00	1.75	0.00	6.15	2,312.00	375.93
Statement of affairs	0.00	0.00		8.80	0.00	8.80	1,404.00	159.55
Statutory matters (Meetings & Reports &	6.30	27.10		159.50			,	262.43
Notices)			•				,	
Strategy planning & control (incl	84.90	184.20	231.10	807.05	67.55	1,374.80	386,056.50	280.81
engagement financial control)	""					,,,,	000,000.	
Tax Compliance / Planning	0.00	2.95	0.00	15.35	0.00	18.30	4,483.50	245.00
Tax Compilation / Flamming	0.00	2.00	0.00	10.00	0.00	10.00	4,400.00	2-10.00
Creditors								
Creditors committee	3.20	0.30	4.40	23.30	0.00	31.20	8,742.50	280.21
Dealings with creditors and employees	11.30	35.65	96.30	453.05	64.35	660.65	167,790.75	253.98
Non Pref Creditor claims adjudication &	0.00	0.00	0.00	4.70	0.00	4.70	940.00	200.00
dist'n			J		• • •		· · · · ·	
Non Pref Creditors / Employee claims	0.00	0.00	0.00	44.35	0.80	45.15	8.950.50	198.24
handling	J	J	<b>5</b>		<b>.</b>		0,000	• • =
Pref claims adjudication & distribution	4.00	0.00	0.00	0.00	0.00	4.00	2,600,00	650.00
Secured Creditors	3.50	0.00		0.65		4.00	2,000.00	486.14
Investigations								- 40 0
CDDA & reports & Communication	0.00	0.00	0.00	3.35	0.00	3.35	710.25	212.01
Financial review and investigations	10.80	43.20	11.10	78.15	0.00	143.25	50,607.25	353.28
(S238/239 etc)								
Forensic Sales Ledger Investigation	0.00	0.00	32.60	0.00	0.00	32.60	17,435.00	534.82
Realisation of Assets								
	0.00	0.50	22.60	1.05	0.00	24.05	2 200 00	202.70
Book debts	0.00	0.50		1.85	0.00		9,800.00	392.79
Freehold and Leasehold Property	0.00	3.00		22.70	0.30	31.65	7,418.75	234.40
Other Intangible Assets	4.10	0.50	0.00	0.25	0.00	4.85	3,305.00	681.44
Other Tangible Assets	8.20	0.00	9.00	0.00	0.00	17.20	7,244.00	421.16
Plant & Machinery & Fixtures & Motor	0.00	0.00	0.10	1.50	0.00	1.60	347.00	216.88
Vehicles	2 00	2 00	2 00		2 00		333.00	220.0
Sale of business	0.00	0.00	0.00	1.00	0.00	1.00	200.00	200.00
Trading								
_		0.75	0.40	4 40	0 00	2.25	454.05	200 5
Trading - Accounting	0.00	0.75	0.10	1.40	0.00	2.25	451.25	200.56
Trading - Employees	0.00	0.00		0.30	0.00	0.30	58.50	195.00
Trading - Operations	0.00	0.00		0.25		1.55	461.00	297.42
Total Hours:	151.30	347.80	466.35	1,788.40	172.35	2,926.20		278.73
Total Fees Claimed: £	95,609.00	140.359.75	184,732.25	347.776.50	47,139.75		815,617.25	
1000 000000	00,000.	1	10 .,. 02	J , C	7.,		0.0,0	

## 108634 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED ANALYSIS OF TIME COSTS FOR THE PERIOD 16/08/2019 to 12/08/2022

SFO NPD

			Hours			Total	Time	Avg Hourly
Classification of Work Function	Managing Director	Manager	Senior	Assistant	Support	Hours	Cost £	Rate £
Administration and Planning Strategy planning & control (incl engagement financial control)	6.50	1.50	0.00	11.15	0.00	19.15	7,597.50	396.74
Creditors  Dealings with creditors and employees	10.50	0.00	0.00	0.00	0.00	10.50	6,825.00	650.00
Investigations								
Financial review and investigations (S238/239 etc)	0.00	173.60	128.00	0.00	30.00	331.60	150,997.00	455.36
Forensic Sales Ledger Investigation	0.00	8.80	0.00	0.00	0.00	8.80	4,012.00	455.91
Total Hours:	17.00	183.90	128.00	11.15	30.00	370.05		457.86
Total Fees Claimed: £	11,050.00	109,419.00	38,525.00	2,787.50	7,650.00		169,431.50	

#### 106449 NORTHERN POWERHOUSE DEVELOPMENTS LIMITED

#### ANALYSIS OF TIME COSTS FOR THE PERIOD 16/08/2019 to 12/08/2022

Investigations

2, 17, 1, 514, 1, 5, 11			Hours			Total	Time	Avg Hourly
Classification of Work Function	Managing Director	Manager	Senior	Assistant	Support	Hours	Cost £	Rate £
	Birotoi						~	
	6.50	200.30	209.20	8.50	114.95	539.45	217,571.74	403.32
Total Hours:	6.50	200.30	209.20	8.50	114.95	539.45		403.32
Total Fees Claimed: £	4,875.00	110,034.21	71,809.00	1,541.28	29,312.25		217,571.74	

#### Appendix 6 - Narrative of work carried out for the Final Period

The key areas of work have been:

#### SIP 9 narrative for the Final Period

#### Administration and planning

- Monitoring and reviewing the Administration strategy;
- Briefing staff on the Administration strategy and matters in relation to workstreams;
- Regular case management and reviewing of process including regular team update meetings and calls;
- Meeting with management to review and update strategy and monitor progress;
- Reviewing and authorising junior staff correspondence and other work;
- Dealing with queries arising during the appointment;
- Reviewing matters affecting the outcome of the Administration;
- Allocating and managing staff / case resourcing and budgeting exercises and reviews;
- Liaising with legal advisors regarding various instructions; and
- Complying with internal filing and information recording practices, including documenting strategy decisions.

#### Creditors

- Updating the list of Unsecured Creditors;
- Responding to enquiries from Creditors regarding the Administration and submission of their claims;
- Reviewing completed forms submitted by Creditors, recording claim amounts and maintaining claim records;
- Drafting progress statutory progress reports; and
- Providing written and oral updates to the Secured Creditors regarding the progress of the Administration and cases strategy.

#### Investigations

- Managing and reviewing the Company books and records;
- Investigating the affairs of the Company to identify any actions available to the Company against third parties in respect of antecedent transactions or other litigation;
- Reviewing pre-appointment transactions; and
- Documenting investigations.

#### Statutory and compliance

- Ensuring compliance with all statutory obligations within the relevant timescales:
- Uploading information to the Creditors' Website;
- Drafting and publishing progress reports;
- Reviewing time costs to date and producing analysis of time incurred which is compliant with SIP 9;
- Monitoring the fees estimate; and



• Monitoring the expenses estimate.

#### Cashiering

- Preparing statutory Receipts and Payments Accounts; and
- Renewing bonding and complying with statutory requirements.

#### Asset realisations

- Collating information from the Company's records regarding assets;
- Liaising with Agents regarding the sale of assets;
- Reviewing outstanding debtors and management of debt collection strategy;
- Seeking legal advice in relation to book debt collections;
- Communicating with landlords regarding final rent payments;
- Property occupation and other property issues;
- Reviewing costs incurred to ensure recorded accurately; and
- Arranging payments to agents and solicitors in a timely manner.
- Analysing and considering the tax effects of asset sales;
- Working on tax returns relating to the periods affected by the Administrator including liaising with accountants regarding the preparation of the corporation tax returns;
- Analysing VAT related transactions; reviewing the Company's duty position to ensure compliance with duty requirements; and
- Dealing with post appointment tax compliance.

Tax



#### Appendix 7 - Statement of Creditors' rights

Rule numbers refer to Insolvency (England & Wales) Rules 2016 (as amended) Section or paragraph numbers refer to Insolvency Act 1986

If you require a copy of any relevant rule or section, please contact Perry Eleftheriou at Perry.Eleftheriou@kroll.com.

#### Information for Creditors on remuneration and expenses of Administrators

Information regarding the fees and expenses of Administrators, including details of the expenses policy and hourly charge out rates for each grade of staff that may undertake work on this case, is in a document called "Administration: A Creditor's Guide to Insolvency Practitioner Fees". This can be viewed and downloaded from the website at:

https://www.kroll.com/en-gb/services/restructuring-advisory/creditor-quides-and-employee-fact-sheets

Should you require a copy, please contact this office.

#### Creditors' requests for further information

If you would like to request more information about the Joint Administrators' remuneration and expenses disclosed in this progress report, you must do so in writing within 21 days of receiving this progress report.

Requests from Unsecured Creditors must be made with the concurrence of at least 5% in value of Unsecured Creditors (including, the Unsecured Creditor making the request) or with the permission of the Court.

#### Creditors' right to challenge our remuneration and expenses

If you wish to challenge the basis of the Joint Administrators' remuneration, the remuneration charged, or the expenses incurred during the period covered by this progress report, you must do so by making an application to Court within eight weeks of receiving this progress report.

Applications are by Unsecured Creditors (including the Unsecured Creditors making the challenge) or with the permission of the Court.

The full text of the relevant rules can be provided on request by writing to Perry Eleftheriou at Kroll Advisory Ltd, The Chancery, 58 Spring Gardens, Manchester, M2 1EW.



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#### Appendix 8 – Definitions

Word or Phrase	Definition
the Act	The Insolvency Act 1986 (as amended)
Addleshaws	Addleshaw Goddard LLP, solicitors instructed to assist with legal matters during the Administration
the Agents	Sanderson Weatherall LLP, independent agents who were instructed to value and sell the assets of the Company
the Appointment Date	16 August 2019, being the date of appointment of the Joint Administrators
BEIS	Department for Business, Energy & Industrial Strategy
Category 1 Expenses	The Joint Administrators' expenses, in dealing with the Administration, to persons providing the service to which the expense relates and who are not an associate of the Administrator. These expenses can be paid without prior approval
Category 2 Expenses	The Joint Administrators' expenses, in dealing with the Administration, to associates or where there is an element of shared costs. Such expenses require approval by creditors before payment
the Company / NPDL	Northern Powerhouse Developments Limited (In Administration) the Company (Company Number: 09940469)
the Cumulative Period	The period from the Appointment Date to the date of this report
the Director	Gavin Woodhouse, the sole director of the Company
DLA Piper	DLA Piper UK LLP, solicitors engaged to advise upon the appointments of the Former Administrators across the NPD group
EC Regulation	EC Regulation on Insolvency Proceedings 2000
Fiduciam	Fiduciam Nominees Limited, the holder of a fixed charge over the Company's shares held in Gilsland Hall Limited, Bourton Spa Limited & Imperial Crown Limited
the Final Period	16 February 2022 to 12 August 2022
the Former Joint Administrators	Philip Duffy and Sarah Bell of Kroll
Hewlett Swanson	Hewlett Swanson Limited, solicitors instructed to assist with the recovery of the Director's loan account



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Hurst	Hurst Accountants Limited, accountants instructed to assist with the preparation of the corporation tax returns for periods affected by the Administration			
the Interim Managers	Philip Duffy and Sarah Bell of Kroll			
the Joint Administrators	Robert Armstrong and Andrew Knowles of Kroll			
Kroll	Kroll Advisory Ltd., The Chancery, 58 Spring Gardens, Manchester, N 1EW			
Mysing	Mysing Capital Limited, the holder of a fixed and floating charge over the Company's assets			
NPD Group	The wider group of companies associated with NPDL			
Prescribed Part	Pursuant to Section 176A of the Act, where a floating charge is create after 15 September 2003, a designated amount of the Company's no property (floating charge assets less costs of realisation) shall be madavailable to unsecured creditors			
the Previous Progress Reports	The previous progress reports dated 13 March 2020, 7 September 202 15 March 2021, 8 September 2021 and 11 March 2022			
RPS	Redundancy Payments Service			
the Rules	The Insolvency (England & Wales) Rules 2016 (as amended)			
the Secured Creditors	Mysing & Fiduciam			
SIP 9	Statement of Insolvency Practice 9 – Industry best practice for Insolven Practitioners in relation to disclosure of remuneration and disbursemen			
SOA	Statement of Affairs, documentation to be supplied by the Direct outlining the Company's financial position as at the Appointment Date			
the Website	www.kroll.com/ukrestructuring			
Woodhouse Family Limited	Woodhouse Family Limited (In Administration) (Company Number: 09810827)			



#### Appendix 9 - Notice about this report

This report has been prepared by Robert Armstrong and Andrew Knowles, the Joint Administrators of the Company, solely to comply with their statutory duty to report to Creditors under the Insolvency (England and Wales) Rules 2016 on the progress of the Administration, and for no other purpose. It is not suitable to be relied upon by any other person, or for any other purposes, or in any other context.

This report has not been prepared in contemplation of it being used, and is not suitable to be used, to inform any investment decision in relation to the debt of any financial interest in the Company or any other company in the same group.

Any estimated outcomes for Creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for Creditors.

Any person that chooses to rely on this report for any purpose or in any context other than under the Insolvency (England and Wales) Rules 2016 does so at their own risk. To the fullest extent permitted by law, the Joint Administrators do not assume any responsibility and will not accept any liability in respect of this report to any such person.

Robert Armstrong and Andrew Knowles are authorised to act as insolvency practitioners by the Insolvency Practitioners Association.

The Joint Administrators are bound by the Insolvency Code of Ethics.

The Joint Administrators act as agents for the Company and contract without personal liability. The appointments of the Joint Administrators are personal to them and, to the fullest extent permitted by law, Kroll Advisory Ltd does not assume any responsibility and will not accept any liability to any person in respect of this Progress Report or the conduct of the Administration.



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