

LIQ03

Notice of progress report in voluntary winding up



Companies House

WEDNESDAY



A7BVBEYI
A10 08/08/2018 #120
COMPANIES HOUSE

1	Company details
Company number	1 0 0 0 4 4 6 4
Company name in full	Richmond Fish and Chips Limited

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

2	Liquidator's name
Full forename(s)	Andrew M
Surname	Bland

3	Liquidator's address
Building name/number	41 Greek Street
Street	Stockport
Post town	Cheshire
County/Region	
Postcode	S K 3 8 A X
Country	

4	Liquidator's name ①
Full forename(s)	
Surname	

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

5	Liquidator's address ②
Building name/number	
Street	
Post town	
County/Region	
Postcode	
Country	

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

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6 Period of progress report

From date	^d 0	^d 7	^m 0	^m 6	^y 2	^y 0	^y 1	^y 7
To date	^d 0	^d 6	^m 0	^m 6	^y 2	^y 0	^y 1	^y 8

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 0	^d 6	^m 0	^m 8	^y 2	^y 0	^y 1	^y 8
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**Presenter information**

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

Contact name **Andrew Mark Bland**Company name **DMC Recovery Limited**Address **41 Greek Street
Stockport**Post town **Cheshire**

County/Region

Postcode **S K 3 8 A X**

Country

DX

Telephone **0161 474 0920****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

Liquidator's First Progress Report to Creditors

Richmond Fish and Chips Limited ("the company") Creditors' Voluntary Liquidation

Period of report: **7 June 2017 to 6 June 2018**

Contents

1. Introduction
2. Statutory Information
3. Background
4. Investigations
5. Asset Realisations
6. Sale to Connected Parties
7. Liabilities
8. Dividends
9. Costs and Expenses
10. Outstanding Matters

Appendices

- A. Receipts and payments account for the current accounting period to 6 June 2018
Cumulative receipts and payments account to the current accounting period
- B. Advice on creditor rights
- C. SIP9 fee summary

This report has been prepared for the sole purpose of updating the creditors on progress to date. 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 for any purpose other than updating them for information purposes, or by any other person for any purpose whatsoever.

If you are unable to obtain to download this report you may ask for a copy free of charge as follows:

Contact: **Ellen Gordon** ☎ **(0161) 474 0920** ✉ **creditors@dmcrecovery.co.uk**

Address: **DMC Recovery Limited, 41 Greek Street, Stockport, Greater Manchester, SK3 8AX**

Information about the update of our privacy policy can be obtained at www.dmcrecovery.co.uk

Richmond Fish and Chips Limited ("the company")
Creditors' Voluntary Liquidation

1. Introduction

I am required to report on the progress of the case within two months of my appointment anniversary. The purpose of this report is to detail my acts and dealings as Liquidator for this period.

It should give sufficient information to enable you to understand what has been achieved in the period, however, any creditor that may require additional details on costs should refer to Appendix C of this report for details.

All rule references relate to Insolvency (England and Wales) Rules 2016 unless otherwise stated.

2. Statutory Information

Company Details

Registered number:	10004464
Company name:	Richmond Fish and Chips Limited
Former name:	No change of registered name filed within the last 12 months
Trading name(s):	Foxhall Inn
Registered office:	DMC Recovery Limited, 41 Greek Street, Stockport, SK3 8AX
Former registered office:	Foxhall Inn, East Layton, Richmond, DL11 7PW
Trading address:	Foxhall Inn, East Layton, Richmond, DL11 7PW

Appointment Details

Liquidator's name:	Andrew Mark Bland
Liquidator's address:	DMC Recovery Limited, 41 Greek Street, Stockport, SK3 8AX
Office holder number:	9472
Contact number:	(0161) 474 0920
Date of appointment:	7 June 2017
Appointed by:	Members and creditors
Former Liquidator:	None

3. Background

At a board meeting held on 22 May 2017, I was instructed to prepare the relevant notices in order to wind up the company.

I was consequently appointed Liquidator of the company by a written resolution of the members on 07 June 2017. Creditors later ratified this appointment.

The board state the reasons for the company's failure as being an inability to maintain footfall, being a direct impact of road closures due to ongoing infrastructure improvements to the local area.

4. Investigations

As part of my statutory duties, I performed an initial investigation into the company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking into account issues such as public interest, potential recovery and the costs involved.

I can confirm that I have submitted the relevant documentation to the Secretary of State for his consideration and that the contents of this submission are confidential.

Rights in Action

During my investigation into the company's affairs, I may identify a right in action, pursuable under the relevant sections of Insolvency Act 1986 (as amended).

In performing my statutory duties in the investigation of the company's affairs, I can confirm that I have not identified any right in action, as defined by statute.

5. Asset Realisations

All assets detailed in the company's original Statement of Affairs, together with actual realisations made are shown in the attached cumulative receipts and payments account.

While the contents are largely self-explanatory, I would comment as follows:

Book Debts

As per the statement of affairs there company held an asset in the form of a book debt in the sum of £3,600. This related to the sale of the company's assets to a party connect to the company's landlord by common beneficiaries, prior to the appointment of the liquidator. This asset has been realised in full

Remaining Assets

All assets identified during the administration have now been realised.

6. Sale to Connected Parties

Where I am involved in the sale or transfer of the company's assets to a party who is connected legally to the company by way of common director and/or shareholdings, I am required to provide specific information in relation to that sale.

This information is given as required by the Statement of Insolvency Practice 13 ("SIP13"). I can confirm that there was no transactions of this nature.

7. Liabilities

Secured Creditors

There are no secured creditors in this matter.

Preferential Creditors

At the time on my appointment there were no employees of the company, therefore; no liability in respect of preferential creditors was anticipated.

Non-Preferential Creditors

The Statement of Affairs estimated the total liability to non-preferential creditors as that shown in the abstract of receipts and payments.

I can confirm that I have received non-preferential claims in this matter in line with that anticipated in the Statement of Affairs.

Kindly note that it is not company policy to admit creditors on a routine basis where no distribution was anticipated.

Prescribed Part Calculation

I am required to disclose amounts that have been distributed under section 176(a) of the Insolvency Act 1986, being a prescribed part calculation.

A prescribed part calculation is required when:

- the company has a qualifying floating charge that remains outstanding in full or part at the date of liquidation;
- the charge is not repaid in full during the liquidation; and
- the net floating charge estate (which is the balance of realisations after necessary costs) exceeds £10,000.

I confirm that the company does not have an outstanding qualifying floating charge and as such, no such calculation is required.

8. Distribution Matters

I can confirm a no distribution shall be made to creditors in this matter.

Small Claims

No claims have been admitted under the small claims procedure.

9. Costs and Expenses

Authority to Draw Remuneration

In the absence of a duly constituted committee of creditors, sanction to draw fees and Category 2 disbursements was given by those creditors present and represented at a meeting of creditors held on 7 June 2017.

Pre-Appointment Fees

Sanction to draw a pre appointment fee of £6,000, plus VAT at the prevailing rate, was agreed by the relevant authority as detailed above.

As detailed in the attached abstract of receipts and payment, this fee has been discharged in full.

Liquidator's Fees

The Liquidator is authorised to draw a fixed fee of £8,000 in accordance with the fee policy provided to creditors summoning the first meeting of creditors, plus VAT at the prevailing rate.

The Liquidator has accrued fees as follows:

Relevant Period	Fee Incurred (£)	Total Hours	Average Charge (£)
Current Period	2,751.25	11.05	248.98
Previous Period(s)	-	-	-
Total Period	2,751.25	11.05	248.98

I confirm due to insufficient realisations no fees have been drawn to date

Creditors have already received details of the DMC Recovery Limited's fee policy under separate cover.

A copy of "A Creditors Guide to Liquidators Fees" published by the Association of Business Recovery Professionals is available on request or from the following site: <https://www.icaew.com/-/media/corporate/files/technical/insolvency/creditors-guides>.

Due to numerous changes in best practice since 2010, kindly use the following guide for appointments

- to 5 April 2010.
- from 6 April 2010 to 31 October 2011.
- from 1 November 2011 to 30 September 2015.

- from 1 October 2015 to 5 April 2017.
- from 6 April 2017 onwards.

Copies of the relevant guides are available in hard copy upon request via the information contained at the front of this report.

I can confirm that there has been no uplift in the DMC Recovery Limited charge out rates during the period of my appointment.

Fee Estimates

As the fees were agreed on a fixed fee and percentage basis, no formal estimate of time was previously given therefore there is no requirement to comment upon the same.

I would remind creditors that I am not able to draw fees in excess of that agreed without prior permission from creditors or a successful application to Court.

Liquidator's Disbursements and Professional Costs

Category 1 disbursements are payments to independent third parties where there is specific expenditure directly referable to the liquidation.

These can be drawn without prior approval, although the Liquidator should disclose information about them in the same way as any other expenses. Disbursements incurred to date are as follows:

Provider	Nature	This Period (£)	Prior Period (£)	Outstanding (£)
Royal Mail	Mail redirection	185.00	0.00	185.00
Timecut	Statutory advertising	203.10	0.00	203.10
		388.10	0.00	388.10

No authority for category 2 disbursements was sought or granted.

Professional Agents

As detailed at section (5) in the report, it has not been necessary to instruct agents in this matter.

10 Outstanding Matters

Despite the progress made in the period, I do not consider that the affairs of the company are capable of being fully wound up.

Specifically, I need to reclaim the VAT.

I shall report to creditors on my progress either at the next anniversary of my appointment or earlier if the case is capable of closure before this time.

I trust that this report is sufficient; however, should you require anything further, please do not hesitate to contact me.



Andrew Mark Bland
Liquidator

Andrew Mark Bland is licensed to act as an Insolvency Practitioner in UK by Institute of Chartered Accountants in England & Wales under office holder number 9472

**Richmond Fish and Chips Limited
(In Liquidation)**

LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT

	Statement of affairs £	From 07/06/2017 To 06/06/2018 £	From 07/06/2017 To 06/06/2018 £
RECEIPTS			
Book Debts	3,600.00	3,600.00	3,600.00
Directors Contribution to Costs		3,600.00	3,600.00
		<u>7,200.00</u>	<u>7,200.00</u>
PAYMENTS			
Specific Bond		60.00	60.00
Preparation of S. of A.		6,000.00	6,000.00
Statutory Advertising		206.10	206.10
Trade & Expense Creditors	(5,149.83)	0.00	0.00
HMRC PAYE and NI	(31,892.96)	0.00	0.00
HMRC VAT	(17,786.86)	0.00	0.00
Landlord	(1.00)	0.00	0.00
Ordinary Shareholders	(100.00)	0.00	0.00
		<u>6,266.10</u>	<u>6,266.10</u>
Net Receipts/(Payments)		<u>933.90</u>	<u>933.90</u>
MADE UP AS FOLLOWS			
Bank Current 1		0.00	0.00
Office		(307.32)	(307.32)
VAT Receivable / (Payable)		1,241.22	1,241.22
		<u>933.90</u>	<u>933.90</u>



Andrew M Bland
Liquidator

Time Entry - Detailed SIP9 Time & Cost Summary

R008 - Richmond Fish and Chips Limited
 From: 07/06/2017 To: 06/06/2018
 Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
700 Formalities	0.00	4.30	0.00	0.00	4.30	987.50	225.00
Admin & Planning	0.00	4.30	0.00	0.00	4.30	967.50	225.00
600 Case Specific	0.00	2.25	0.00	0.00	2.25	506.25	225.00
601 Case Specific	0.00	1.50	0.00	0.00	1.50	337.50	225.00
Case Specific Matters	0.00	3.75	0.00	0.00	3.75	843.75	225.00
201 CDDA Reports	2.50	0.00	0.00	0.50	3.00	940.00	313.33
Investigations	2.50	0.00	0.00	0.50	3.00	940.00	313.33
Total Hours	2.50	8.05	0.00	0.50	11.05	2,761.25	248.98
Total Fees Claimed						0.00	

A summary description of the routine work undertaken in the liquidation to date is as follows:

Administration	<ul style="list-style-type: none"> Dealing with statutory obligations of appointment to the date of this report. Dealing with case planning and routine correspondence. Convening statutory meetings and providing progress reports. Maintaining case estate account and dealing with taxation to closure.
Creditors	<ul style="list-style-type: none"> Dealing with creditor correspondence and telephone calls. Pursuing, reviewing and admitting claims and all associated documentation. Maintaining creditor information as appropriate. Dealing with employee claims and the redundancy payments office and pension companies as appropriate.
Investigations	<ul style="list-style-type: none"> Liaising with director(s) and reviewing company records to identify matter that a Liquidator may take against a third party in order to recover funds for the benefit of creditors. Pursuing such actions where is it considered appropriate to do so. Dealing with statutory obligations in relation to the company's affairs, and preparing the relevant documentation to the Secretary of State.
Realisation of Assets	<ul style="list-style-type: none"> Valuation and insurance of assets. Dealing with agent correspondence, and generally dealing with those assets shown in the Statement of Affairs.

Creditors' and members' requests for further information in administration, winding up and bankruptcy
Insolvency Rule 18.9 IR2016

- (1) The following may make a written request to the Liquidator for further information about remuneration or expenses set out in the report:
 - a secured creditor;
 - an unsecured creditor with at least 5% in value of the unsecured creditors (including the creditor in question) and/or with the permission of the court;
- (2) A request, or an application to the court for permission, must be made and/or filed with the court within 21 days of receipt of the report by the person(s), (or by the last of them in the case of an application by more than one member or creditor.)
- (3) Within 14 days of this request, the Liquidator must respond to the relevant person(s) by:
 - providing some or all of the information requested; or
 - declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—
 - the time or cost of preparation of the information would be excessive;
 - disclosure of the information would be prejudicial to the conduct of the proceedings;
 - disclosure of the information might reasonably be expected to lead to violence against any person; or
 - the office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) A Liquidator who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—
 - the office-holder giving reasons for not providing all of the information requested; or
 - the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive
Insolvency Rule 18.34 IR2016

- (1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—
 - the remuneration charged by the office-holder is in all the circumstances excessive;
 - the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—
 - a secured creditor
 - an unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) and/or the permission of the court;
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14, which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").