

# AM01 (Scot)

## Notice of administrator's appointment



Companies House

For further information, please  
refer to our guidance at  
[www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

<b>1</b>		<b>Company details</b>	<b>→ Filling in this form</b> Please complete in typescript or in bold black capitals.								
Company number	S C 0 6 3 1 4 1										
Company name in full	Binghill Estates Limited										
<b>2</b>		<b>Court details</b>									
Court name	Court of Session										
Court number											
<b>3</b>		<b>Administrator's name</b>									
Full forename(s)	Graham										
Surname	Smith										
<b>4</b>		<b>Administrator's address</b>									
Building name/number	Suite 2B, Johnstone House										
Street	52-54 Rose Street										
Post town	Aberdeen										
County/Region											
Postcode	A B 1 0 1 U D										
Country											
<b>5</b>		<b>Administrator's email address or telephone number <sup>①</sup></b>	<b>①</b> You must give an email address or telephone number. All information on this form will appear on the public record.								
Email address	cp.aberdeen@frpadvisory.com										
Telephone number	+44 (0)330 055 5455										
<b>6</b>		<b>Insolvency practitioner number</b>									
Insolvency practitioner number	2 7 7 1 0										

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**7 Administrator's name ①**

Full forename(s) Callum Angus

Surname Carmichael

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

**8 Administrator's address ②**

Building name/number Apex 3

Street 95 Haymarket Terrace

Post town Edinburgh

County/Region

Postcode E H 1 2 5 H D

Country

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

**9 Administrator's email address or telephone number ③**

Email address cp.aberdeen@frpadvisory.com

Telephone number +44 (0)330 055 5455

③ You must give an email address or telephone number. All information on this form will appear on the public record.

**10 Insolvency practitioner number**

Insolvency practitioner number 2 7 1 9 0

**11 Statement of appointment**

I confirm the appointment of the administrator(s) on

Date 2 9 0 8 2 0 2 3

**12 Name of person, body or court appointing administrator**

Person, body or court name Court of Session

**13 Sign and date**

Administrator's signature

Signature

X



X

Signature date

3 1 0 8 2 0 2 3

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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

Graham Smith

Company name

FRP Advisory Trading Limited

Address

Suite 2B, Johnstone House

52-54 Rose Street

Post town

Aberdeen

County/Region

Postcode

A B 1 0 1 U D

Country

DX

cp.aberdeen@frpadvisory.com

Telephone

+44 (0)330 055 5455



### 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 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,  
Fourth floor, Edinburgh Quay 2,  
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF.  
DX ED235 Edinburgh.



### Further information

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)

# **Notice of appointment of an administrator by {a company}/{the directors of a company} (where a notice of intention to appoint has been given) (a)**

(a) Amend heading as applicable (Rule 3.24(1))

(aa) This notice is prepared for a company incorporated in Scotland under the Companies Act 2006 or a previous Companies Act (Rules 3.24(1)(a) and 1.7)

(aaa) (Rule 1.26)

Name of Company Binghill Estates Limited	(aa) Company number SC063141
In the Court of Session  [full name of court]	For court use only Court case number P729/23

(aaa) This notice of appointment is given in accordance with the requirements of rule 3.24 of the Insolvency (Scotland) (Company Voluntary Arrangements and Administration) Rules 2018 (IR 2018) and paragraph 29 of Schedule B1 to the Insolvency Act 1986 (respectively, Schedule B1 and IA 1986.) References in this notice of appointment to rules and sections are, unless expressly provided otherwise, respectively references to rules of the IR 2018, and to sections of the IA 1986.

(b) Select applicable appointer (rule 3.24(1)(b))

(c) Insert names and addresses of person(s) appointed as administrator(s) (Rule 3.24(1)(c))

(d) Amend as applicable (rule 3.24(1)(d))

(e) (Rule 3.24(1)(e))

(f) (Rule 3.24(1)(f))

(g) Delete as applicable. An Article 1.2 undertaking is, broadly, one of the following: (a) an insurance undertaking; (b) a credit institution; (c) an investment undertaking providing services involving the holding of funds or securities for third parties; or (d) a collective investment undertaking (Rules 3.24(1)(g) and 1.2)

(h) Delete as applicable: the wording used will depend on the facts and on whether the changes to the IR 2018 made by the Insolvency (Amendment) (EU Exit) Regulations 2019 apply (rule 3.24(1)(h))

(hi) Insert reasons for the statement (Rules 3.24(1)(h) and 1.7)

(i) Insert date of lodging of notice of intention to appoint (rule 3.24(1)(i))

(j)/(j) Select applicable paragraph (Rule 3.24(1)(j))

(k) Amend as applicable and

(kk) Insert time and date of appointment by company or its directors (Rule 3.24(1)(j))

(l) Where there are two or more administrators appointed the notice is required to include a paragraph 100(2) Schedule B1 statement which should be amended as applicable (Rule 3.24(2)).

1. (b) ~~{The company}~~ {the directors of the company} (the appointer) hereby appoint the following named person(s) as administrator(s) of the company: (c) {Callum Angus Carmichael} of {FRP Advisory Trading Limited, Apex 3, 95 Haymarket Terrace, Edinburgh, EH12 5HD} and {Graham David Smith} of FRP Advisory Trading Limited, Johnstone House, Rose Street, Aberdeen, AB10 1UD as administrator(s) of the company.

2. (d) ~~{A copy of the administrator's consent to act}~~ {Copies of the administrators' consents to act} accompany ~~{it}~~ {ies} this notice.

3. (c) The appointer is entitled to make an appointment under paragraph 22 of Schedule B1

4. (f) This appointment is in accordance with Schedule B1.

5. The company (g) ~~{is}~~ {is not} an Article 1.2 undertaking (as defined in rule 1.2).

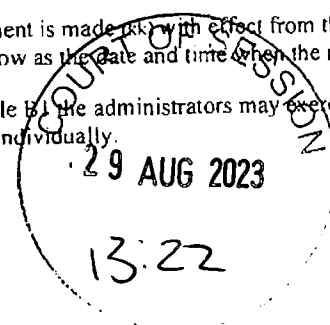
6. The proceedings flowing from the appointment will be (h) ~~{COMI proceedings}~~ {establishment proceedings} ~~{proceedings to which the EU Regulation as it has effect in the law of the United Kingdom does not apply}~~ OR ~~{secondary proceedings under Regulation (EU) 2015/848 of the European Parliament and of the Council on insolvency proceedings}~~ and the reasons for so stating are as follows:

(hi) ~~{Administration is an "insolvency proceeding" in Scotland to which Article 2(4) of the EU Regulation (as it has effect in the law of the United Kingdom) applies, and the company does not fall within any of the excepted categories in Article 1.2 of the EU Regulation (as it has effect in the law of the United Kingdom). The company is registered in Scotland and it is considered that it has its centre of main interests in the United Kingdom.}~~

7. The appointer has given written notice of their intention to appoint in accordance with paragraph 26(1) of Schedule B1 and a copy of that notice was filed at court on (i) {29 August 2023} and (j) ~~{five business days have elapsed since notice was given under paragraph 26 of Schedule B1}~~ (j) {each person to whom the notice was sent has consented to this appointment}.

8. The (k) ~~{administrator's}~~ {administrators'} appointment is made ~~{it}~~ with effect from the date and time stated in the endorsement completed by the court below as the date and time when the notice is filed.

9. (l) For the purposes of paragraph 100(2) of Schedule B1 the administrators may exercise any of the powers conferred on them by the IA 1986 jointly or individually.



(m) Insert name of appointer or person making the declaration on behalf of the appointer (and in that case indicate capacity in which the statement is made e.g. solicitor, director) (Rule 3.24(d))

10. I (m) {William Walter Mitchell, director,}

do solemnly and sincerely declare that the information provided in this notice and the statements made and information given in the notice of intention to appoint are, and remain, to the best of my knowledge and belief, true,

AND I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act 1835 and by video conference in accordance with section 39 of the Coronavirus (Recovery and Reform) Scotland Act 2022 (in force from 1 October 2022).

Declared at ABERDEEN } {by video conference}

{This statutory declaration was made via video conference. I, EMILY NICHOLL, confirm that (i) I was located at an address in GLASGOW during the video conference; (ii) I was able to see and hear the appointer via video conference when they were signing this declaration; (iii) there were no technological issues with the video conference; and (iv) I have notarised a scanned copy of the original document signed by the appointer in wet ink.}

Signed W. W. Mitchell }

(n) Court to insert date and time of lodging

This { 29th } day of { AUGUST } 2023

before me { [Signature] }

A Commissioner for Oaths or Notary Public or Justice of the Peace or duly authorised officer.

Endorsement to be completed by the court

This notice was lodged (n)

29/8/23 13:22 M. O'Mahon

