The Insolvency Act 1986

# Administrator's progress report

Pursuant to Rule 2.38 of the Insolvency (Scotland) Rules 1986

	Name of Compar	ny	Company number		
	Consolidate Lim	ited	SC 275090		
Ĺ					
(a) Insert full name(s) and address(es) of administrator(s)		H/We (a) John Gerard Montague of Grant Thornton UK LLP, 1/4 Atholl Crescent, Edinburgh, EH3 8LQ and Robert Caven of Grant Thornton UK LLP, 95 Bothwell Street, Glasgow, G2 7JZ administrator(s) of the above company attach a progress report for the period			
		from	to		
(b) lr	nsert dates	Signed Joint / Administrator(s)	(b) 8 March 2012		
		Dated II/6/12			

# **Contact Details:**

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

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**COMPANIES HOUSE** 

en you have completed and signed this form please send it to the Registrar of Companies at:

mpanies House, 4th Floor, Edinburgh Quay 2, 139 Fountainbridge, Edinburgh, EH3 9FF . 235 Edinburgh / LP 4 Edinburgh-2



Our Ref JGM/ARE/EKM/C00912/7

TO THE CREDITORS

Recovery and Reorganisation

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11 June 2012

Dear Sirs

# Consolidate Limited - In Administration ("the Company")

### 1 INTRODUCTION

- 1.1. Following the appointment of myself and Rob Caven as Joint Administrators of the above Company by the directors on 9 September 2011, I am now in a position to report on the progress of the administration to 8 March 2012. This report should be read in conjunction with the administrators proposals dated 1 November 2010 and my previous periodic reports.
- 1.2. I enclose Form 2.20B(Scot) together with an account of my receipts and payments for the 6 months ended 8 March 2012 in accordance with Rule 2.38 of the Insolvency (Scotland) Rules 1986.
- 1.3. In accordance with paragraph 100 (2) of Schedule B1 to the Insolvency Act 1986 the functions of the administrators are to be exercised by any or all of them.

## 2 STATUTORY INFORMATION

2.1. The Company's statutory details are as follows:

Registered number SC275090

Date of incorporation 22 October 2004

Registered office c/o Grant Thornton UK LLP

1/4 Atholl Crescent EDINBURGH EH3 8LQ

Authorised share capital 1,000 A Ordinary Shares

30,250 Preferential Shares

Issued share capital 1,000 A Ordinary Shares

30,250 Preferential Shares

Directors: Shareholding

William James Beaton Sutherland 300 A Ordinary Shares

24,250 Preference Shares

Paul Burns 300 A Ordinary Shares

2,000 Preference Shares

Gary Craig Miller 300 A Ordinary Shares

2,000 Preference Shares

Francis William Edward Bartlett 100 A Ordinary Shares

2,000 Preference Shares

Secretary Shareholding

William James Beaton Sutherland 300 A Ordinary Shares

24,250 Preference Shares

2.2. The administration constitutes "main proceedings" under the EC Regulation on Insolvency Proceedings.

# 3 ACTIONS TAKEN SINCE LAST REPORT

3.1. At the time of my last report the only remaining asset was an unrealised debtor of £55,682. This was a retention balance that had fallen due prior to my appointment but agreement had not been reached over the final quantum and payment. Following protracted dialogue with the client and on advice from an independent quantity surveyor payment final settlement was agreed at of £27,500. This payment was subject to deduction of CIS tax of £2,750 as the company's historic registration had expired. Payment of £24,750 was received in January 2012.

#### **Receipts and Payments Account**

- 3.2. A summary of the Joint Administrators' receipts and payments for the period from 9 September 2010 to 8 March 2012 is attached.
- 3.3. This shows net funds in hand at 8 March 2012 of £170,169.14

#### **CREDITORS**

#### **Preferential Creditors**

3.4. These comprise of:

Arrears of Wages / Holiday Pay	32,940
Pensions	152
	33,092

3.5. The wages and holiday pay claims have now been paid in full and the pensions claim will be settled shortly.

£

# **Floating Charge Creditors**

3.6. The Company's secured creditors are Royal Bank of Scotland Plc (RBS) and HSBC Equipment Finance (UK) Ltd (HSBC). Subsequent to the reporting date a final claim has now been received from HSBC. The final claims or RBS and HSBC are

Creditor	£
RBS	526,242
HSBC	286,613
	812,855

3.7. Payment of £130,663.25 has now been made to the Floating Charge creditors representing their share of the available funds after deduction of the Prescribed Part.

#### **Unsecured Creditors**

- 3.8. Due to the level of the floating charge claim there will only be a Prescribed Part element available to the unsecured creditors. Prescribed part funds are estimated at £36,415.81
- 3.9. To date we have received claims of £538,674 compared to the initial estimate of claims of £635,769. Additional claims remain outstanding from a number of parties who have been requested to submit claims otherwise they will be excluded from any final dividend available.
- 3.10. Based on creditor claims received to date this equates to a divided of approximately 6p to 7p in £1. The level of dividend available will be subject to the costs of administration.

#### 4 SUMMARY OF ADMINISTRATOR'S PROPOSALS

- 4.1. The administrators have pursued the objectives laid out in the creditors proposals dated 2 November 2010, i.e. achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up.
- 4.2. A meeting of creditors was not convened because we were of the opinion that the Company had insufficient net property to enable a distribution to unsecured creditors other than by virtue of the prescribed part.

## 5 COSTS OF ADMINISTRATION

## **Administration Fees**

- 5.1. Time costs for the period from 9 September 2010 to 8 March 2012 total £80,119, representing 370.2 hours at an average rate of £216.42 per hour.
- 5.2. The basis of our remuneration was set out in our proposals to creditors dated 1 November 2010. This basis was deemed to be approved with effect from 13 November 2010. At the date of this report the Joint Administrators have drawn approved remuneration of £58,388 (excluding VAT) and a further£ 4,196.21 is to be drawn.

#### **6 EXTENSION OF ADMINISTRATION**

- 6.1. The Court has granted an extension to the administration for 12 months to allow for the realisations of the remaining book debt and to distribute funds to the creditors.
- 6.2. Once the final distributions have been made, the Joint Administrators will file a notice with the Court and the Registrar of Companies confirming that the purpose of the administration has been sufficiently achieved.

Should you require any further information or explanations, please do not hesitate to contact of this office

Yours faithfully for and on behalf of Consolidate Limited

John Montague Joint Administrator

The affairs, business and property of Consolidate Limited are being managed by John Montague and Robert Caven of Grant Thornton UK LLP, appointed as Joint Administrators on 9 September 2010, who act as agents of the Company and without personal liability.