

The Insolvency Act 1986

**Notice of statement of affairs****R2.21**

Pursuant to Rule 2.21(6) of the Insolvency (Scotland) Rules 1986

Name of Company
Penman Kirkcaldy Limited

Company number
SC292817

(a) Insert full  
name(s) and  
address(es) of  
administrator(s)

I/We (a)  
Kenneth Robert Craig  
Tenon Recovery  
160 Dundee Street  
Edinburgh EH11 1DQ

Thomas Campbell MacLennan


attach a copy of:-

\*Delete as  
applicable

the statement of affairs;

in respect of the administration of the above company.

Signed

  
Joint Administrator

Dated

2/12/09

**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

Kenneth Robert Craig  
Tenon Recovery  
160 Dundee Street  
Edinburgh EH11 1DQ

DX Number

0131 221 8820  
DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at:-  
**Companies House, 4<sup>th</sup> Floor, Edinburgh Quay 2, 139 Fountainbridge, Edinburgh, EH3 9FF**  
**DXED235 Edinburgh 1 / LP- 4 Edinburgh 2**



\*SDC6REQI\*

SCT

06/11/2009

910

COMPANIES HOUSE

FRIDAY

## Statement of Affairs

Pursuant to paragraph 47 of Schedule B1 to the Insolvency Act 1986  
and Rule 2.21(1) of the Insolvency (Scotland) Rules 1986

Insert name of the  
company

Statement as to the affairs of PENMAN KIRKCALDY LIMITED

as at the 2ND APRIL 2009, the date that the company entered administration.

### Statutory Declaration

I solemnly and sincerely declare that the information provided in this statement and the lists A to G annexed and signed as relative hereto is, to the best of my knowledge and belief, true and complete,

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.

Declared at KIRKCALDY

Signed John A. Min.

This 28th day of October 2009

Before me William Macgregor

A Notary Public or Justice of the Peace or Solicitor 28 Links Street Kirkcaldy

STATEMENT as to the affairs of the Company on the 2nd APRIL 2009

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

		Estimated Realisable Values £
<b>ASSETS</b>		
Assets not specifically secured (as per List "A")		NONE
Assets specifically secured (as per List "B")	£	
Estimated realisable value	2,000,000	
Less: Amount due to secured creditors	2,603,133	
Estimated <del>Surplus</del> <b>DEFICIT</b>		- 603,133
Estimated Total Assets available for preferential creditors, holders of floating charges and unsecured creditors		NIL
<b>LIABILITIES</b>		
Preferential creditors (as per List "C")		800
Estimated balance of assets available for holders of floating charges and unsecured creditors		
Estimated prescribed part of net property where applicable (to carry forward)		
Holders of floating charges (as per List "D")		( 603,133 )
Estimated <del>surplus</del> deficiency as regards holders of floating charges		( 603,133 )
Estimated prescribed part of net property where applicable (brought down)		
Unsecured Creditors		
Trade accounts (as per List "E")	£	
Bills payable (as per List "F")	23,903	
Contingent or other liabilities (as per List "G")		
Total unsecured creditors (excluding any shortfall to floating charge holders)		23,903
Estimated <del>Surplus</del> Deficiency as regards creditors unsecured creditors (excluding any shortfall to floating charge holders)		( 627,036 )
Estimated deficiency after floating charge where applicable (brought down)		
Estimated <del>Surplus</del> Deficiency as regards creditors		( 627,036 )
Issued and Called-up Capital		1,000
Estimated <del>Surplus</del> Deficiency as regards members		( 628,036 )

These figures must be read subject to the following:-

\*delete as appropriate

\*[(a) There is no unpaid capital liable to be called up]

\*[(b) The nominal amount of unpaid capital liable to be called up is £  
is/is not charged in favour of the holder of the floating charge(s)]

estimated to produce £ \_\_\_\_\_ which

The estimates are subject to the expenses of the liquidation and to any surplus or deficiency on trading pending realisation of the Assets.

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this margin

Please complete  
legibly, preferably in  
black type, or bold  
block lettering

# **Statement of affairs LIST 'A'**

## **Assets not specifically secured**

Particulars of assets	Book value £	Estimated to produce £
Balance at bank .....		.....
Cash in hand .....		.....
Marketable securities (as per Schedule I) .....		.....
Bills receivable (as per Schedule II) .....		.....
Trade debtors (as per Schedule III) .....		.....
Loans and advances (as per Schedule IV) .....		.....
Unpaid calls (as per Schedule V) .....		.....
Stock in trade .....		None
.....		
.....		
Work in progress .....		
.....		
.....		
Heritable property .....		
Leasehold property .....		
Plant, machinery and vehicles .....		
Furniture and fittings, etc .....		
Patents, trade marks, etc .....		
Investments other than marketable securities .....		.....
Other property .....		.....
Total		

Signed

Date

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Please complete legibly, preferable in black type, or bold block lettering

**SCHEDULE I TO LIST 'A'**  
**Statement of affairs**  
**Marketable Securities**

Names to be arranged in alphabetical order and numbered consecutively

No	Name of organisation in which securities are held	Details of securities held	Book value £	Estimated to produce £
		NONE		

Signed

Date

**Please complete legibly, preferably in black type, or bold block lettering**

## Statement of affairs

**Names to be arranged in alphabetical order and numbered consecutively**

No	Name and adress of acceptor of bill or note	Amount of bill or note £	Date when due	Estimated to produce £	Particulars of ar property held a security for paym of bill or note
		NONE			

Signed

Date \_\_\_\_\_

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Please complete legibly, preferably in black type, or bold block lettering

**SCHEDULE III TO LIST 'A'**  
**Statement of affairs**  
**Trade debtors**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of debtor	Particulars of any securities held for debt	Book value £	Estimated to produce £
		NONE		

Signed

Date

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Please complete legibly, preferably in black type, or bold block lettering

# SCHEDULE IV TO LIST 'A'

## Statement of affairs

~~Loans and Advances~~ UNPAID CALLS

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of debtor	Particulars of any securities held for debt	Book value £	Estimated to produce £
		NONE		

Signed

Date



2

**Please complete legibly, preferably in black type, or bold block lettering**

## Statement of affairs

**Names to be arranged in alphabetical order and numbered consecutively**

**Names to be arranged in alphabetical order and numbered consecutively**

None

\_\_\_\_\_

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Please complete legibly, preferably in black type, or bold block lettering

LIST 'B' (consisting of Two pages)

# Statement of affairs

Assets specifically secured and creditors fully or partly secured (see note below) (not including debenture holders secured by a floating charge)

No	Particulars of assets specifically secured and nature of security	Date when security granted	Name of creditor	Address and occupation
	LAND AND BUILDINGS AT EAST WEMYSS, FIFE STANDARD SECURITIES & Bonds AND Floating Charge	VARIOUS- SEE LIST ATTACHED (EXHIBIT)	BANK OF SCOTLAND	150 FOUNTAINBRIDGE EDINBURGH EH3 9PE (BANK)
				ESTIMATED DEFICIT
				EST. REALISABLE VALUE OF PROPERTIES
				2,000,000
				DUE TO LBOS
				2,603,133
				(603,133)

Note: For this purpose treat as a creditor but identify separately

- an owner of goods in the company's possession under a hire-purchase agreement or an agreement for the hire of goods for more than 3 months, or
- a seller of goods to the company claiming a retention of title or a seller under a conditional sale agreement.

### **3. Securities**

Standard Security over 22 Wemyss, Kirkcaldy granted by Penman Kirkcaldy Limited.

Standard Security over 30 Newburgh Road, Auchtermuchty, KY14 7BS granted by Penman Kirkcaldy Limited.

Standard Security over Development Site To 1.4 Hectares On The North West Side Of Main Road, East Wemyss granted by Penman Kirkcaldy Limited.

Standard Security over Development Site At 22 Wemyss Road, Dysart granted by Penman Kirkcaldy Limited.

Standard Security over Development Site At 30 Church Street, Kirkcaldy granted by Penman Kirkcaldy Limited.

Standard Security over Former Diasonthyth, Muiredge Industrial Estate, Buckhaven, Kirkcaldy, Fife granted by Penman Kirkcaldy Limited.

Standard Security over Osborne House, East Fergus Place, Kirkcaldy granted by Penman Kirkcaldy Limited.

Standard Security over Development Site At East Wemyss granted by Penman Kirkcaldy Limited.

Bond and Floating Charge by Penman Kirkcaldy Limited over the whole assets of the Company.

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Please complete legibly, preferably in black type, or bold block lettering

LIST 'C' (consisting of Two pages)

Statement of affairs

Preferential creditors for salaries, wages and otherwise

Names to be arranged in alphabetical order and numbered consecutively

No	Name of creditor	Address
	DEBORAH ANNE MUIR	9 RAVENS CRAIG VIEW KIRKCALDY FIFE KY1 2BF
<p>NOTE:</p> <p>This creditor is included on the basis that 'Employee Status' is accepted by the Insolvency Service, Redundancy Payments Office and payments are made to Ms Muir by that office.</p>		

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Please complete  
legibly, preferably in  
black type, or bold  
block lettering

Nature of claim	Total amount of claim	Amount ranking as preferential	Balance not preferential carried to List 'E'
EMPLOYEE CLAIM FOR WAGES, HOLIDAY PAY, NOTICE & REDUNDANCY (ESTIMATED)	10,800	800	10,000

Signed

*J. Muri.*

Date 27-10-09

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Please complete legibly, preferably in black type, or bold block lettering

# LIST 'D'

## Statement of affairs

### List of holders of debentures secured by a floating charge

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of Holder	Amount £	Description of assets over which security extends
	BANK OF SCOTLAND (HBOS) DEFACIT PER SCHEDULES/LIST B	(603133)	ALL OF THE ASSETS OF THE COMPANY

Please do not write in  
this margin

Please complete  
legibly, preferable in  
black type, or bold  
block lettering

LIST 'E' (consisting of ONE page(s))

### Statement of affairs

Unsecured creditors – trade accounts.

Identify separately on this list customers claiming amounts paid in advance of the supply of goods and services

Names to be arranged in alphabetical order and numbered consecutively

No	Name of and address of creditor	Amount of the debt £
	<u>TRADE CREDITORS</u>	
	FEB COUNCIL	45.68
	SANDY FRASER ASSOCIATES	4,400.00
	MILNE CRAN	5,375.00
	RAEBURN DRILLING	3066.17
	SAGE LTD	121.99
	SCOTTISH WATER	779.92
	STRACHAN & LIVINGSTON	113.85
		<u>13,902.61</u>
	EMPLOYEE CLAIM (ESTIMATED) FOR NOTICE & REDUNDANCY PAYMENTS (PER LIST 'C')	<u>10,000</u>
	TOTAL	<u>23,902.61</u>

Signed

*J. Mun*

Date

27-10-09

Please complete legibly, preferably in black type, or bold block lettering

**Unsecured creditors – Bills payable, promissory notes, etc**

**Names to be arranged in alphabetical order and numbered consecutively**

The particulars of any bills of exchange and promissory notes held by a holder should be inserted immediately below the name and address of such creditor.

No	Name and address of acceptor of bill or note	Name and address of holder*	Date when due	Amount of claim £
	<div style="position: relative; height: 400px;"> <div style="position: absolute; top: 0; left: 0; bottom: 0; right: 0; border-left: 2px solid black; border-right: 2px solid black; border-bottom: 2px solid black;"></div> <div style="position: absolute; top: 50%; left: 50%; transform: translate(-50%, -50%); font-size: 2em;">None</div> </div>			

Date \_\_\_\_\_



**Please complete legibly, preferably in black type, or bold block lettering**

### Unsecured creditors – contingent liabilities

**Names to be arranged in alphabetical order and numbered consecutively**

No	Name and address of creditor	Nature of liability	Amount of claim £
		NONE	

Signed

Date \_\_\_\_\_