

LIQ10

Notice of removal of liquidator by court in MVL or CVL



Companies House



1	Company details		→ Filling in this form Please complete in typescript or in bold black capitals.
Company number	0 0 3 0 5 1 5 8		
Company name in full	J.R. Bushell (Bolton) Limited		
2	Former liquidator's name		
Full forename(s)	Mark Terence		
Surname	Getliffe		
3	Former liquidator's address		
Building name/number	Ship Canal House		
Street	98 King Street		
Post town	Manchester		
County/Region			
Postcode	M 2 4 W U		
Country			
4	Former liquidator's email address or telephone number ①		
Email			
Telephone number	0161 245 1000		
5	Court order		
Court order date	d 2 7 m 0 7 y 2 0 y 2 1 <input checked="" type="checkbox"/> I attach a copy of the court order		
6	Sign and date		
Former liquidator's signature	Signature X <i>Mark Terence Getliffe</i> X		
Signature date	0 3 0 8 2 0 2 1		

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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 **Anna MacLeod**

Company name **Azets**

Address **Ship Canal House**
98 King Street

Post town **Manchester**

County/Region

Postcode **M 2 4 W U**

Country

DX

Telephone **0161 245 1000**

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

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INSOLVENCY AND COMPANIES LIST (ChD)**

ICC JUDGE PRENTIS

TUESDAY 27 JULY 2021

**IN THE MATTER OF KINGSWAY WEALTH MANAGEMENT LIMITED (in administration)
AND OTHERS**

AND

IN THE MATTER OF AN OFFICE HOLDER

AND

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

B E T W E E N:-

(1) NICOLA KATE CLARK

Applicant

-and-

(1) MARK TERENCE GETLIFFE

(2) KERRY PEARSON

(3) DIANE ELIZABETH HILL

(4) ANDREW HOSKING

Respondents

ORDER

UPON THE APPLICATION OF NICOLA KATE CLARK of Azets Holdings Limited, 5th Floor Ship Canal House, 98 King Street, Manchester M2 4WU, made in her capacity as joint liquidator/administrator/trustee in bankruptcy/supervisor in respect of the matters listed in the Schedules hereto by notice sealed on 18 June 2021 (the "Application")

AND UPON reading the evidence

AND UPON hearing by Microsoft Teams Christina Fitzgerald, solicitor for the Applicant

AND UPON notice of the Application having been given to the Secretary of State



CR-2021-001094

IT IS ORDERED THAT

1. TRANSFER BETWEEN COURTS

- 1.1** Insofar as the Application concerns cases not currently within the jurisdiction of this Court they be transferred to this Court solely for the purpose of and insofar as is necessary for considering the Application and the making of this Order and shall be treated as transferred back without any intervening administrative action forthwith upon the making of this Order.

2. REMOVAL OF MARK TERENCE GETLIFFE AS OFFICE HOLDER

- 2.1** Mark Terence Getliffe be removed as office holder in the cases set out in Schedule 1, 2 and 3 (the "Schedules") hereto pursuant to the relevant power set opposite each category below, with effect from the date of this Order:

- (a) Creditors' voluntary liquidation cases – Section 108 of the Insolvency Act 1986 and Rule 12.36(2)(a) of the Insolvency (England and Wales) Rules 2016;
- (b) Members' voluntary liquidation cases – Section 108 of the Insolvency Act 1986 and Rule 12.36(2)(a) of the Insolvency (England and Wales) Rules 2016;
- (c) Compulsory winding up cases – Section 172(2) of the Insolvency Act 1986 and Rule 12.36(2)(a) of the Insolvency (England and Wales) Rules 2016;
- (d) Administration cases – Paragraph 88 of Schedule B1 to the Insolvency Act 1986 and Rule 12.36(2)(b) of the Insolvency (England and Wales) Rules 2016;
- (e) Bankruptcy cases – Section 298 of the Insolvency Act 1986 and Rule 12.36(2)(c) of the Insolvency (England and Wales) Rules 2016;

- 2.2** Mark Terence Getliffe be removed as the Joint Liquidator of PRJ Limited (in Creditors' Voluntary Liquidation), leaving Margaret Carter of Azets Holdings Limited as the Sole Liquidator.

3. APPOINTMENT OF KERRY PEARSON OR NICOLA KATE CLARK AS REPLACEMENT OFFICE HOLDER

- 3.1** Kerry Pearson, having filed a statement with the court, stating that she is qualified to act as an insolvency practitioner in the relevant cases and that she consents to act, be appointed in substitution for Mark Terence Getliffe, as joint office holder (namely joint liquidator/administrator/ trustee in bankruptcy) with Nicola Kate Clark in each of the relevant matters set out in Schedule 1 from the date of this Order.

- 3.2 Nicola Kate Clark, having filed a statement with the court, stating that she is qualified to act as an insolvency practitioner in the relevant case and that she consents to act, be appointed in substitution for Mark Terence Getliffe, as Joint Office Holder (namely administrator) with Andrew Hosking in the matter set out in Schedule 2 from the date of this Order.
- 3.3 Mark Terence Getliffe be removed as the Joint Office Holder of the cases listed in Schedule 3 where he is the Joint Office Holder with Diane Elizabeth Hill of Azets Holdings Limited and Nicola Kate Clark to be appointed as the replacement Joint Office Holder.
- 3.4 Any act required or authorised under any enactment to be done by a liquidator, an administrator, or trustee in bankruptcy (as applicable) may be done by all or any one of the respective liquidators, administrators or trustees in bankruptcy (as applicable) in each relevant matter acting jointly or alone.
- 3.5 In the cases where Mark Terence Getliffe is being replaced in the office of administrator, Kerry Pearson or Nicola Kate Clark (as appropriate) shall additionally replace him as the nominated liquidator where and to the extent that Mark Terence Getliffe is referred to as the nominated liquidator for any future liquidation in the relevant Administrators' proposals which have been approved by creditors.

4. ADVERTISEMENT, REPORTING TO CREDITORS AND MEMBERS AND RELEASE

- 4.1 The Applicant shall give notices of this Order to creditors of those estates listed in the Schedule which are listed as being in CVL, Winding up, Administration or Bankruptcy, and to members of those estates listed in the Schedules as being in MVL, by publishing one composite notice relating to the replacement and appointment as detailed in the Schedules in the London Gazette and must do so within 28 days of this Order. This shall be done in substitution for notifying each individual creditor or member (as applicable) on each estate, save to the extent provided for at paragraph 4.4 below.
- 4.2 The Applicant shall give notice to the Secretary of State and the Registrar of Companies in respect of the insolvency proceedings listed in the Schedules of the terms of this Order as soon as reasonably practicable following the making of this Order.
- 4.3 Permission is given to the Secretary of State to apply to vary this Order at any time up to 28 days after the notice referred to in paragraph 4.1 above is published.
- 4.4 The Applicant shall at the first convenient opportunity and, in any event, when the next routine report is due to the creditors or members of each estate or within twelve months following the

making of this Order, whichever is sooner, notify such creditors or members of the making of this Order, such notice to contain the following matters:

- 4.4.1 an explanation of the effect of this Order;
- 4.4.2 express reference to the liberty to apply contained in paragraph 5.1;
- 4.4.3 In the case of liquidations, where liquidation committees of creditors' committees have been appointed, an explanation that, to the extent that any information which would otherwise be required to be provided has not already been provided as part of the report, it is open to that committee to require the Applicant to provide an account of the administration of the estate, including a summary of receipts and payments and a statement that they have reconciled the accounts;
- 4.4.4 In the case of liquidations where no committees have been appointed, an explanation that, to the extent that such information as aforesaid has not already been provided as part of the report, it is open to any creditor to apply to court for an Order that the Applicants do provide an account of the administration of the estate, including a summary of receipts and payments and a statement that they have reconciled accounts
- 4.4.5 Notification that if the replacement joint office holder has been required to provide the information referred to in 4.4.3 and 4.4.4 above, whether by a committee or by court order on the application of any creditor, the cost of the replacement joint office holder of so complying will, unless there be good reason to the contrary, be paid as an expense of the winding up, administration or bankruptcy as the case may be; and
- 4.4.6 In the case of liquidations, notification to each creditor of his right under regulation 11(2) of the Insolvency Regulations 1994 to require the replacement joint office holder to supply a statement of receipts and payments free of charge.
- 4.5 In relation to the cases in the Schedules hereto, in so far as there is any requirement for any appointment or removal of an office holder to be advertised, the requirement shall be dispensed with save to the extent provided for in paragraph 4.1 above.
- 4.6 The Applicant and Respondents be authorised to dispense with any requirement to file a progress report or a receipts and payments account in any of the cases set out in the Schedules hereto as a consequence of the removal and the replacement of Mark Terence Getliffe as an office holder, and the Applicant, Kerry Pearson or Andrew Hosking (as appropriate) to file progress reports or receipts and payments accounts in the normal way.

- 4.7 Mark Terence Getliffe shall be released as administrator 56 days after publication of the notice referred to in paragraph 4.1 of this Order and otherwise on application to the Secretary of State, save in the event of an application by any creditor or member under paragraph 5.1 of this Order in relation to a specific estate in which event release is subject to further order of the Court.

5 LIBERTY TO APPLY TO THE COURT

- 5.1 There be liberty to each creditor or member of each estate set out in the Schedules hereto to apply to vary or discharge this Order within 28 days of receipt of the notices directed to be sent under paragraph 4.4 above.

AND IT IS HEREBY FURTHER ORDERED:-

6 SERVICE

- 6.1 Service of this Application be dispensed with.
- 6.2 The Order be served on the Secretary of State to whom there be express liberty to apply.
- 6.3 The Applicant will file a copy of this Order with each County Court listed in the Schedules.

7 COSTS

- 7.1 The costs of this application shall be borne by Azets Holdings Limited without recourse, directly or indirectly to the estates listed in the Schedules.
- 7.2 Subject to paragraph 7.1 above, in the event that, as a result of the implementation of the Order, Azets Holdings Limited incurs any additional costs in respect of the administration of those estates (that is to say over and above those costs incurred in the ordinary course of the administration of those estates), those costs shall be borne by Azets Holdings Limited and shall not be charged as an expense of the administration of those estates.
- 7.3 Nothing contained within paragraphs 7.1 and 7.2 above shall prejudice the applicants or the respondents from:
- 7.3.1 Charging to each individual estate the costs of obtaining an Insolvency Practitioner's licence bond in respect of that estate; and
- 7.3.2 Apportioning between the said estates equally the cost of if the composite Gazette notice to be placed under paragraph 4.1 above.

Service of this Order

A sealed copy of this Order has been provided to the serving party:

The Applicant c/o Edwin Coe LLP

2 Stone Buildings

Lincoln's Inn

London

WC2A 3TH

Ref : CF/CLA.4502.0001

SCHEDULE 1								
Name	Company Registration No	Lead IP	Second IP	Type	Appointed on	Court\Appointed By	Court No	Court Year
Belem Developments Limited	08293107	Nicola Kate Clark	Mark Terence Getliffe	ADM	31/07/2020	High Court of Justice Business and Property Courts of England and Wales in Manchester	746	2020
John Christopher Jones		Nicola Kate Clark	Mark Terence Getliffe	BKY	03/10/2019	Caernarfon County Court	14	2017
John Mosford		Nicola Kate Clark	Mark Terence Getliffe	BKY	29/05/2018	Chester County Court	10	2018
Helen Elizabeth Mosford		Nicola Kate Clark	Mark Terence Getliffe	BKY	29/05/2018	Chester County Court	13	2018
Benjamin John Mosford		Nicola Kate Clark	Mark Terence Getliffe	BKY	29/05/2018	Chester County Court	15	2018
Samuel Keith Mosford		Nicola Kate Clark	Mark Terence Getliffe	BKY	29/05/2018	Chester County Court	14	2018
Autoxotica Limited	10346899	Nicola Kate Clark	Mark Terence Getliffe	CVL	11/05/2021	High Court of Justice Business & Property Courts in Manchester Insolvency & Companies (Ch D)	484	2020
Buttimer Engineering Uk Ltd	10594870	Mark Terence Getliffe	Nicola Kate Clark	CVL	17/12/2020	High Court of Justice Manchester District Registry	55	2020

Prj Limited	10465104	Mark Terence Getliffe		CVL	26/06/2018	the Members and Creditors		
AL-KO Real Estate UK Limited	09635447	Nicola Kate Clark	Mark Terence Getliffe	MVL	10/12/2020			
Bremah Limited	03594762	Nicola Kate Clark	Mark Terence Getliffe	MVL	25/02/2021			
J.R. Bushell (Bolton) Limited	00305158	Nicola Kate Clark	Mark Terence Getliffe	MVL	01/03/2021			
J.R. Bushell (Lowton) Limited	00321242	Nicola Kate Clark	Mark Terence Getliffe	MVL	01/03/2021			
Bolam Estates Limited	00295527	Nicola Kate Clark	Mark Terence Getliffe	MVL	01/03/2021			
GCP Construction Products Holdings (UK) Limited	10736410	Nicola Kate Clark	Mark Terence Getliffe	MVL	31/03/2020			
HFZ Limited	11032581	Nicola Kate Clark	Mark Terence Getliffe	MVL	11/03/2021			
OxAM Incentives Limited	07195543	Nicola Kate Clark	Mark Terence Getliffe	MVL	20/11/2020			
RKCO Services Limited	10774455	Nicola Kate Clark	Mark Terence Getliffe	MVL	12/02/2021			

Sporting DWJS Ltd	11529829	Nicola Kate Clark	Mark Terence Getliffe	MVL	06/11/2020			
7200 Limited	10774441	Nicola Kate Clark	Mark Terence Getliffe	MVL	23/10/2020			
Tenva Group Holdings Europe Limited	08754830	Nicola Kate Clark	Mark Terence Getliffe	MVL	26/03/2021			
Brian Yates (Interiors) Limited	01505929	Nicola Kate Clark	Mark Terence Getliffe	MVL	28/02/2020			

SCHEDULE 2

Name	Company Registration No	Lead IP	Second IP	Type	Appointed on	Court\Appointed By	Court No	Court Year
Kingsway Wealth Management Limited	05819180	Mark Terence Getliffe	Andrew Lawrence Hosking	ADM	16/12/2019	In the High Court of Justice Business and Property Courts in Manchester	1326	2019

SCHEDULE 3

Name	Company Registration No	Lead IP	Second IP	Type	Appointed on	Court\Appointed By	Court No	Court Year
Gregory Ronald Wagner		Diane Elizabeth Hill	Mark Terence Getliffe	BKY	29/12/2009	Preston County Court	392	2008