



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

### 1 Company details

Company number	0	0	3	9	6	3	8	8
Company name in full	Pochin Construction Limited							

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Administrator's name

Full forename(s)	Sarah
Surname	O'Toole

### 3 Administrator's address

Building name/number	4 Hardman Square
Street	Spinningfields
Post town	Manchester
County/Region	
Postcode	M 3 3 E B
Country	

### 4 Administrator's name ①

Full forename(s)	Jason
Surname	Bell

#### ① Other administrator

Use this section to tell us about  
another administrator.

### 5 Administrator's address ②

Building name/number	4 Hardman Square
Street	Spinningfields
Post town	Manchester
County/Region	
Postcode	M 3 3 E B
Country	

#### ② Other administrator

Use this section to tell us about  
another administrator.

# AM25

## Notice of court order ending administration

### 6 Administration end date

End date

<sup>d</sup>3<sup>d</sup>0<sup>m</sup>0<sup>m</sup>7<sup>y</sup>2<sup>y</sup>0<sup>y</sup>2<sup>y</sup>1

### 7 Date of court order

Court order date

<sup>d</sup>3<sup>d</sup>0<sup>m</sup>0<sup>m</sup>7<sup>y</sup>2<sup>y</sup>0<sup>y</sup>2<sup>y</sup>1

### 8 Attachments

- ☒ I have attached a copy of the court order
- ☒ I have attached a copy of the final progress report

### 9 Sign and date

Administrator's  
signature

Signature

X

*J Bell*

X

Signature date

<sup>d</sup>0<sup>d</sup>6<sup>m</sup>0<sup>m</sup>8<sup>y</sup>2<sup>y</sup>0<sup>y</sup>2<sup>y</sup>1

**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 **Kirsty L Dolmor**

Company name **Grant Thornton UK LLP**

Address **4 Hardman Square**

**Spinningfields**

Post town **Manchester**

County/Region

Postcode 

M	3		3	E	B	
---	---	--	---	---	---	--

Country

DX

Telephone **0161 953 6900**

**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 all 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](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)**

# Continuation page

Name and address of insolvency practitioner

✓ **What this form is for**  
Use this continuation page to tell us about another insolvency practitioner where more than 2 are already jointly appointed. ❶  
Attach this to the relevant form.  
Use extra copies to tell us of additional insolvency practitioners.

✗ **What this form is NOT for**  
You can't use this continuation page to tell us about an appointment, resignation, removal or vacation of office.

→ **Filling in this form**  
Please complete in typescript or in bold black capitals.  
  
All fields are mandatory unless specified or indicated by \*

## 1 Appointment type

Tick to show the nature of the appointment:

- ☒ Administrator
- ☐ Administrative receiver
- ☐ Receiver
- ☐ Manager
- ☐ Nominee
- ☐ Supervisor
- ☐ Liquidator
- ☐ Provisional liquidator

❶ You can use this continuation page with the following forms:  
- VAM1, VAM2, VAM3, VAM4, VAM6, VAM7  
- CVA1, CVA3, CVA4  
- AM02, AM03, AM04, AM05, AM06, AM07, AM08, AM09, AM10, AM12, AM13, AM14, AM19, AM20, AM21, AM22, AM23, AM24, AM25  
- REC1, REC2, REC3  
- LIQ2, LIQ3, LIQ05, LIQ13, LIQ14, WU07, WU15  
- COM1, COM2, COM3, COM4  
- NDISC

## 2 Insolvency practitioner's name

Full forename(s)

Kerry

Surname

Bailey

## 3 Insolvency practitioner's address

Building name/number

3 Hardman Square

Street

Post town

Spinningfields

County/Region

Manchester

Postcode

M 3 3 A T

Country

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- REC1, REC2, REC3  
- LIQ2, LIQ3, LIQ05, LIQ13, LIQ14, WU07, WU15  
- COM1, COM2, COM3, COM4  
- NDISC

## 2 Insolvency practitioner's name

Full forename(s)

Andrew

Surname

Palmer

## 3 Insolvency practitioner's address

Building name/number

3 Hardman Square

Street

Post town

Spinningfields

County/Region

Manchester

Postcode

M 3 3 A T

Country



Case No: CR-2019-MAN-000762

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS IN MANCHESTER

INSOLVENCY AND COMPANIES LIST (CHD)

CR-2019-MAN-000762

IN THE MATTER OF POCHIN CONSTRUCTION LIMITED ("COMPANY")

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

Before HHJ Hodge QC sitting as a judge of the High Court on 30 July 2021

B E T W E E N

JASON BELL AND SARAH O'TOOLE  
(JOINT ADMINISTRATORS OF POCHIN CONSTRUCTION LIMITED)

Applicants

---

**ORDER**

---

**UPON** the application of Jason Bell and Sarah O'Toole both of Grant Thornton UK LLP, 4 Hardman Square, Spinningfields, Manchester, M3 3EB (**Administrators**) (acting also on behalf of Andrew Graham Palmer and Kerry Bailey of BDO LLP, 3 Hardman Street, Spinningfields, Manchester, M3 3AT who have consented to this application (**Additional Administrators**)).

**AND UPON** a winding up petition having been presented to the court on 28 July 2021 (**Petition**)

**AND UPON** the Insolvency (Amendment) (EU Exit) Regulations 2019 (**Regulations**) applying to the Petition and the proceedings being COMI proceedings within the meaning of the Regulations

**AND UPON** hearing Tom Longstaff of Counsel for the Administrators

**AND UPON** reading the papers on the court file recorded as having been read

**IT IS ORDERED THAT:**

1. Pursuant to Paragraph 79 of Schedule B1 to the Insolvency Act 1986 (**Act**) the appointment of the Administrators and the Additional Administrators as administrators of the Company shall cease to have effect at 11:59pm on 30 July 2021.

2. Pursuant to paragraph 98(2)(c) of Schedule B1 of the Act, the Administrators and Additional Administrators be automatically discharged from liability 28 days after filing the final progress report at Companies House.
3. Service and advertisement of the Petition dated 28 July 2021 be dispensed with.
4. The Company be placed into compulsory liquidation by the order of the Court under the provisions of the Act.
5. The Additional Administrators be appointed as joint liquidators (**Liquidators**) pursuant to section 140(1) of the Act.
6. Pursuant to section 231 of the Act, any act to be done by the Liquidators shall be done by all or any one of the persons for the time being holding that office.
7. The costs of and incidental to this Application be paid as an expense of the Administration of the Company.

### **Service of Order**

The Court has provided a sealed copy of the Order to the Applicants: c/o Addleshaw Goddard LLP, One St Peter's Square, Manchester M2 3DE (TAYLTA.OCALR.101164.115)

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS IN  
MANCHESTER

INSOLVENCY AND COMPANIES LIST (CHD)

IN THE MATTER OF POCHIN CONSTRUCTION  
LIMITED

AND IN THE MATTER OF THE INSOLVENCY ACT  
1986

Between

JASON BELL AND SARAH O'TOOLE (AS THE  
JOINT ADMINISTRATORS OF POCHIN  
CONSTRUCTION LIMITED)

Applicants

and

POCHIN CONSTRUCTION LIMITED (IN  
ADMINISTRATION)

Respondent

---

**DRAFT ORDER**

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Addleshaw Goddard LLP  
One St Peter's Square  
Manchester  
M2 3DE

Tel           +44 (0)113 209 6372  
Fax           +44 (0)113 209 2060  
Reference   TAYLTA.OCALR.101164.115





# **Pochin Construction Limited - in administration**

UK Recovery  
Grant Thornton UK LLP  
4 Hardman Square  
Spinningfields  
Manchester  
M3 3EB

## **Joint Administrators' final progress report**

Prepared by: Jason Bell, Joint Administrator

Contact details: Should you wish to discuss any matters in this report, please do not hesitate to contact Kirsty L Dolmor on 01619536933

# Guide to this report

## Report sections

### Definitions

#### 1 **Executive summary**

This should be read in conjunction with the remainder of the report, together with its appendices

#### 2 **An overview of the administration**

Includes implementation of the Proposals and details of any extensions to the administration

#### 3 **Progress to conclusion**

Includes details on overall strategy and progress (realisation of assets)

#### 4 **Creditors**

Includes creditor balances and information on dividends

#### 5 **Investigations into the affairs of the Company**

Includes a summary of the outcome

#### 6 **Joint Administrators' remuneration and expenses**

Includes details of payments to the Joint Administrators (including details of fees and expenses incurred) and their associates

#### 7 **Outcome of administration**

Includes summary details of the exit from administration, matters to be dealt with in the liquidation, details on the Joint Administrators' discharge from liability, and general information for readers (eg data protection)

## Report appendices

#### A **Notice about this report**

Includes information about the preparation and purpose of the report, reliance on it and no liability

#### B **Statutory information**

Includes information required about the Company (eg name, address) and about the administration (eg proceedings, administrators, contact details)

#### C **Abstract of the Joint Administrators' receipts and payments**

#### D **Statement of Insolvency Practice 9 disclosure: Payments to the Joint Administrators and their associates**

Includes remuneration basis, work done, expenses of the Joint Administrators, sub-contracted out work, relationships requiring disclosure

# Definitions

The following definitions are used either within the body of this report, the appendices to it, or both.

<b>Additional Administrators</b>	Kerry Bailey and Andrew Palmer of BDO LLP
<b>AG</b>	Addleshaw Goddard LLP
<b>the Bank / NatWest</b>	National Westminster Bank Plc
<b>The Company/ PCL</b>	Pochin Construction Limited
<b>CVL</b>	Creditors' Voluntary Liquidation
<b>Group</b>	Hawarden Business Park Limited, Pochin Construction Limited, Pochin Developments Limited, Pochin Land & Development Limited, Pochin Gateway Commercial Limited, Pochin's Limited Pochin Residential Limited, Trinity Court Developments Limited, UKLP (Bryncegin) Limited
<b>LK</b>	Leslie Keats
<b>Joint Administrators</b>	Sarah O'Toole and Jason Bell
<b>Period</b>	The reporting period from 5 February 2021 to 30 July 2021
<b>PPF</b>	The Pension Protection Fund
<b>Pochin's</b>	Pochin's Limited
<b>Proposals</b>	The Joint Administrator's proposals dated 25 September 2019
<b>QS</b>	Quantity Surveyor
<b>VAT</b>	Value added tax

# 1 Executive summary

- This final progress report for the Company's administration covers the entirety of the administration.
- Our Proposals were approved with modifications on 15 October 2019 at a meeting of creditors.
- The modifications predominantly comprised of the appointment of Kerry Bailey and Andrew Palmer of BDO LLP as Additional Administrators, their function to perform all statutory investigations as required by the Companies Disqualification Act 1986.
- It was also agreed that, once Paragraph 83(1) of Schedule B1 of the Insolvency Act 1986 has been satisfied, the Company is to be placed into CVL or compulsory liquidation and Kerry Bailey and Andrew Palmer be appointed as liquidators.
- The Proposals were revised by agreement of the creditors on 17 September 2020.
- The key work done in the period since the previous progress report to 4 February 2021 has been the recovery of trade debtors.
- The return to the unsecured creditors is subject to the realisation of the remaining assets, finalisation of costs and the agreement of creditor claims.
- The return is currently, estimated to be between 0.1p and 0.5p in the £.
- The administration ended on 30 July 2021 and the Company was placed into compulsory liquidation, with Kerry Bailey and Andrew Palmer of BDO LLP appointed as liquidators



Jason Bell  
Former Joint Administrator  
6 August 2021

## 2 An overview of the administration

### 2.1 Implementation of the Proposals

The Joint Administrators' Proposals were approved in accordance with rule 3.38(4) of the Insolvency (England and Wales) Rules 2016.

The duty of the Joint Administrators is to act in the best interests of the creditors as a whole in order to achieve the purpose of the administration, which was to achieve one of the three objectives set out in the insolvency legislation:

- rescuing the Company as a going concern; or
- achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in administration); or
- realising property in order to make a distribution to one or more secured or preferential creditors.

The Joint Administrators have pursued the objective of achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in administration). This objective has been achieved by:

- instructing LK, an independent QS, to assist with the pursuit of outstanding debtors and retentions
- the Joint Administrators working with legal advisers to pursue certain claims against third parties that had been initiated by the Company prior to appointment
- disposing of plant and machinery in an organised and controlled manner, outside of a liquidation process in order to maximise values
- maintaining property values across the wider group so that NatWest was repaid in full, permitting release of the cash at bank in the Company.

### 2.2 Extension of the administration

The appointment of Joint Administrators ordinarily ceases to have effect at the end of the period of one year from the date of appointment.

In certain circumstances it is necessary to extend the Joint Administrators' term in office in order to achieve the objective of the administration.

Following the onset of the Covid-19 pandemic, the administration was extended by the creditors to give a revised expiry date of 4 August 2021.

# 3 Progress to conclusion

## 3.1 Strategy and progress from last report

The overarching strategy of the administration has been to recover outstanding book debts, retentions and potential claims.

This strategy has been pursued by the Joint Administrators:

- instructing LK, an independent QS, to assist with the pursuit of outstanding debtors and retentions
- working with legal advisers to pursue certain claims against third parties that had been initiated by the Company prior to appointment.

Work remains on-going and further realisations are expected to be secured in the liquidation.

## 3.2 Realisation of assets

We attach as Appendix C, an account of our receipts and payments for the Period.

### **Plant, machinery, fixtures and fittings**

Hilco was instructed to provide a valuation of the plant, machinery, fixtures and fittings, and undertake an auction sale which concluded during the week ending 22 September 2019. The book value of these assets was £204,000.

The plant, machinery, fixtures and fittings were sold for £259,451 plus VAT.

### **Miscellaneous refunds and receipts**

Miscellaneous refunds and receipts totalling £8,769 have been received as follows:

E Bredenham	£517
Vitality Health	£2,225
Certas Energy	£1,000
Wotmix	£240
DVLA	£275
Severn Trent Water	£3,146
Funds with solicitors	£1,318
Others	£48

### **Agreement with client**

A client of the Company paid £50,000 plus VAT to acquire whatever right and title (if any) the Company had in progressing certain statutory authority works. This settlement was recommended for acceptance by LK. The agreement was completed and funds received on 4 February 2020.

### **Cash at bank**

At the date of appointment, the Company had a credit balance on its current account of £697,638. On appointment, the Bank deducted £18,577 to repay the balance on the Company credit cards.

The remaining balance was held by the Bank until its indebtedness was repaid by other Group companies. The cash was received into the administration bank account in May 2020.

### 3.3 Additional assets

#### **Debtors, retentions and potential claims**

As previously reported, the main assets in the Company are debtors and retentions. The administrators and LK, with the support of retained staff from the Group's QS team, undertook a valuation exercise in order to ascertain the potential value of work completed across each construction site. Similarly, this exercise was undertaken for completed contracts with outstanding retention balances.

The debtor and retention balances totalled £13.4 million at the date of appointment. The balance was comprised of 34 contracts and of this sum, £5.8 million related to seven contracts that were live and in progress at the date of administration.

They included two claims that the Company had brought against certain clients and third parties in respect of legacy and current contracts. The liquidators will pursue recovery once appointed. So as not to prejudice the outcome of these claims no further information is to be provided at this time.

LK has estimated recoveries from debtors, retentions and potential claims (including amounts being assessed by our appointed lawyers) at £500,000. However, given the nature of the debtors, it may take over 12 months to finalise recoveries in this regard.

In the Period of the administration realisations of book debts total 47,318.

#### **Other trade debtors, prepaid and accrued income**

The Company records identify £572,000 in relation to other debtors, pre-paid and accrued income.

Following a review of the Company records, it is not anticipated any realisations will be made in this regard.

#### **IT equipment**

It was identified during the administration that certain staff members had retained Company IT equipment. All identified staff were contacted via letter to request return of the IT equipment.

Whilst some items were returned, it was necessary to instruct an independent third party to contact all staff who were believed to be in possession of Company records, so an appropriate collection time could be arranged.

Although some items were returned, others remain outstanding. Repeated attempts at recovery have failed to achieve further returns. There is no material value to the IT equipment and no further recoveries are anticipated.

#### **Pre appointment VAT reclaim**

The Company's records indicated a VAT reclaim for the period 1 July 2019 to 31 July 2019 of £430,000. This reclaim has been submitted to HMRC. The Joint Administrators are awaiting confirmation that this amount will be received or whether it will be set off against its claim.

Enquiries are also being made into the books and records of the Company to pursue a VAT bad debt relief claim for the pre appointment period and this will be concluded in the liquidation.

### 3.4 Assets remaining to be realised

Details of assets remaining to be realised are provided at section 3.3, with future realisations expected in relation to the trade debtor balances and potentially the VAT reclaim.

The costs of realisations are detailed at appendix D.

# 4 Creditors

## 4.1 Secured creditors

### **NatWest**

NatWest was granted a fixed and floating charge debenture over the assets of Pochin's (the Company's parent) on 21 February 2011. AG confirmed the validity of the security.

Whilst the Company has no direct indebtedness with NatWest as principal borrower Pochin's had indebtedness of approximately £8.6 million at the date of administration. The indebtedness is cross guaranteed by all entities in the Group, specifically those over which we have been appointed as administrators (including the Company).

Payments of £8,760,315 (including interest and charges) have been made to NatWest by various Group companies and the Bank has now been repaid in full.

On appointment, the Bank deducted £18,577 from cash at bank to repay the balance on the Company credit cards but the remainder of the funds held by the Company at appointment has been recovered.

## 4.2 Preferential creditors

Preferential creditor claims consist of employee claims for wages and holiday pay, up to certain statutory limits. A significant element of these claims have been subrogated to the Secretary of State, following payment of claims by the Redundancy Payments Service.

There were three employees at the date of appointment all of whom have been made redundant.

The preferential claims total £20,196 and these claims have been paid in full.

## 4.3 Prescribed part – unsecured creditors

In accordance with section 176A of the Insolvency Act 1986, a prescribed part is to be set aside from the floating charge assets and made available to the unsecured creditors of the Company. The prescribed part calculation is applied to the net property available and is calculated at 50% of the first £10,000 of net property and 20% of all further amounts, up to a maximum prescribed part of £600,000.

As NatWest has been paid in full from other Group companies and absent the right of contribution liability to Group companies in respect of the subrogated claims, there is no need to set aside a prescribed part and as such, the prescribed part is no longer applicable.

### **Creditor claims**

The statement of affairs prepared by the directors details unsecured creditors totalling £42.8 million.

Our initial estimate of unsecured creditors, at the date of administration, totalled £88.9 million, with the principal differences being:

- Intercompany creditors of £11.6 million
- Accruals and other creditors of £16.3 million
- Creditor provisions for non-performance claims of £18.3 million.

The PPF subsequently advised the Joint Administrators that its claim now stands at £12.67 million, as opposed to its initial estimate of £25 million, which reduces total estimated claims to £76.6 million.

Creditor claims will ultimately be agreed by the liquidators once appointed.



**Dividend prospects**

It was agreed at the meeting of creditors held on 15 October 2019, that once Paragraph 83(1) of Schedule B1 of the Insolvency Act 1986 has been satisfied, the Company is to be placed into CVL or compulsory liquidation and Kerry Bailey and Andrew Palmer are to be appointed as liquidators.

The payment of any dividend to the non-preferential unsecured creditors will occur in the liquidation. The liquidators will contact you in due course.

The return to the unsecured creditors is subject to the realisation of the remaining assets, finalisation of costs and agreement of creditor claims, but will be between 0.1p and 0.5p in the £.

# 5 Investigations into the affairs of the Company

## 5.1 Investigations

We undertook an investigation into the Company's affairs to establish whether there were any potential asset recoveries, or conduct matters that required further investigation, taking into account the creditors' interest, potential recoveries, the funds likely to be available to fund an investigation and the costs involved.

Our Proposals were issued on the assumption we would continue to undertake statutory investigation work. However, certain creditors requested a modification to the Proposals which was approved at a meeting of creditors held on 15 October 2019.

Kerry Bailey and Andrew Palmer were appointed Additional Administrators on 8 November 2019.

The functions of the Additional Administrators are solely to perform all statutory investigations required by the Companies Directors Disqualification Act 1986 and otherwise about the Company's business, affairs and the conduct of its directors and, as part of this work, to assess and review antecedent transactions, dealings and affairs of the Company to ascertain whether there are any claims, actions or proceedings which could be taken against third parties, and to take such claims, actions or proceedings, to increase recoveries for creditors.

The Additional Administrators are continuing their investigations into the affairs of the Company and invite creditors to provide any information concerning the Company, its dealings or conduct which may assist them in this regard. Should any creditors wish to provide information in relation to these investigations, please contact Hannah Smallwood of BDO LLP at [Hannah.smallwood@bdo.co.uk](mailto:Hannah.smallwood@bdo.co.uk) or by telephone on 07583 039720.

Further information in relation to the investigations is not provided at this stage, to avoid prejudicing any potential actions.

# 6 Joint Administrators' remuneration and expenses

## 6.1 Overview

Our remuneration was fixed according to the time properly spent by the Joint Administrators and their staff as agreed by the creditors.

We have incurred time costs and expenses in the Period amounting to £85,681 and £42,712, bringing the cumulative totals at Period end to £461,689 and £422,666 of which £440,000 and £422,666 has been paid.

Due to changes in the reporting requirements for expenses, expenses amounts may differ to previous periods.

Further details about remuneration and expenses incurred by the Joint Administrators are provided in Appendix D to this report.

Time costs of the Additional Administrators, for the period 5 February 2021 to 6 July 2021 total £28,240 represented by 65 hours at an average rate of £432/hr, with cumulative costs for 8 November 2019 to 6 July 2021 totalling £115,357 represented by 371 hours at an average rate of £311/hr of which £80,100 of fees and disbursements of £2,726 have been paid.

In addition to this, the Additional Administrators have incurred time costs prior to their appointment, for the period 10 August 2019 to 7 November 2019 of £5,527, which have been paid in full.

Further details about remuneration and expenses incurred by the Additional Administrators are provided in Appendix D1 to this report.

# 7 Outcome of the administration

## 7.1 Exit from administration

Our Proposals were deemed approved on 17 September 2020 in accordance with rule 3.38(4) of the Insolvency (England and Wales) Rules 2016.

The statement of Proposals empowered the administrators to conclude the administration by obtaining a court order for the winding-up of the company and Kerry Bailey and Andrew Palmer of BDO LLP would be appointed as liquidators.

An order of the court to end the administration and place the Company into compulsory liquidation was made on 30 July 2021 and Kerry Bailey and Andrew Palmer of BDO LLP were appointed as liquidators.

Form AM25 has been sent to the Registrar with a copy of the Order and this progress report.

## 7.2 Matters still to be dealt with

The following matters are still to be dealt with in the liquidation:

- pursuing debtors, retentions and claims and corresponding with former clients in respect of contractual claims
- concluding investigations into the affairs of the company
- payment of any final administration expenses, including our remuneration
- finalisation of the Company's tax affairs, including completion of corporation tax and VAT returns
- settlement of outstanding liabilities, and
- payment of an unsecured dividend (if applicable)
- complying with statutory and compliance obligations.

## 7.3 Discharge from liability

It was resolved by deemed consent on 18 March 2021 that the Joint Administrators be discharged from liability in accordance with paragraph 98 of schedule B1 to the Insolvency Act 1986 fourteen days after the final progress report is issued to creditors.

However, on 30 July 2021 at the winding up petition hearing, the judge ordered that pursuant to paragraph 98(2)(c) of Schedule B1 of the Act, the Administrators and Additional Administrators be automatically discharged from liability twenty eight days after filing the final progress report at Companies House.

## 7.4 Data protection

Any personal information held by the Company will continue to be processed for the purposes of the administration of the Company and in accordance with the requirements of data protection. Our privacy notice on our website ([www.grantthornton.co.uk/en/privacy](http://www.grantthornton.co.uk/en/privacy)) contains further details as to how we may use, process and store personal data.

## 7.5 Contact from third parties

Please be aware fraudsters have been known to masquerade as the legitimate Joint Administrators. Fraudsters will contact creditors asking for an upfront fee or tax to release an investment or pay a dividend / to enable release of money payable to the creditor. An administrator would never ask for such a payment nor instruct a third party to make such a request.

## 7.6 Covid-19

This report has been produced during the Covid-19 restrictions. We have taken every reasonable step to ensure that the information is accurate.

# A Notice about this report

This report has been prepared solely to comply with the Joint Administrators' statutory duty to report to creditors under the Insolvency (England and Wales) Rules 2016 on the progress of the administration, and for no other purpose. It is not suitable to be relied upon by any other person, or for any other purposes, or in any other context.

This report has not been prepared in contemplation of it being used, and is not suitable to be used, to inform any investment decision in relation to the debt of or any financial interest in the Company.

Any estimated outcomes for creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for creditors.

Any persons choosing to rely on this report for any purpose or in any context other than under the Insolvency (England and Wales) Rules 2016 do so at their own risk. To the fullest extent permitted by law, the Joint Administrators do not assume any liability in respect of this report to any such person.

Sarah O'Toole and Jason Bell are authorised in the UK to act as Insolvency Practitioners by the the Insolvency Practitioners Association.

The Joint Administrators are bound by the Insolvency Code of Ethics.

The Joint Administrators act as agents of the Company and contract without personal liability. The appointment of the Joint Administrators are personal to them and to the fullest extent permitted by law, Grant Thornton UK LLP does not assume any responsibility and will not accept any liability to any person in respect of this report or the conduct of the administration.

Please note you should read this progress report in conjunction with the Joint Administrators' previous progress reports and proposals issued to the Company's creditors, which can be found on the Grant Thornton Insolvency Act portal. Unless stated otherwise, all amounts in this progress report and appendices are stated net of VAT. For definitions of abbreviations please refer to the 'Definitions' table at the start of this progress report.

## B Statutory information

### **Company Information**

Company name	Pochin Construction Limited
Date of incorporation	21 June 1945
Company registration number	00396388
Former trading address	Brooks Lane Middlewich Cheshire CW10 0JQ
Present registered office	4 Hardman Square Spinningfields Manchester M3 3EB

### **Administration information**

Administration appointment	The administration appointment in the High Court of Justice, Business and Property Court, 0762 of 2019
Appointor	the directors
Date of appointment	5 August 2019
Joint Administrator's names	Sarah O'Toole and Jason Bell Kerry Bailey and Andrew Palmer
Joint Administrator's addresses	4 Hardman Square, Spinningfields, Manchester, M3 3EB 3 Hardman Square, Spinningfields, Manchester, M3 3AT
Purpose of the administration	Achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up
Estimated values of the Net Property and Prescribed Part	Given the secured creditors have been paid in full from fixed charge realisations across the Group there is no requirement to set aside the prescribed part of floating charge realisations
Functions	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.
Current administration expiry date	4 August 2021

**Pochin Construction Limited**  
**(In Administration)**  
**Joint Administrators' Summary of Receipts & Payments**

Appendix C

Statement of Affairs £	From 05/02/2021 To 30/07/2021 £	From 05/08/2019 To 30/07/2021 £
SECURED CREDITORS		
Chargeholder (1)	NIL	18,576.88
	NIL	(18,576.88)
ASSET REALISATIONS		
Book Debts	NIL	47,318.00
702,000.00 Cash at Bank	NIL	697,638.06
6,705,000.00 Debtors, Retentions & Claims	NIL	NIL
Misc Float Receipts	NIL	4,228.06
Misc Refunds	1,000.00	4,540.65
184,000.00 Plant & Machinery	NIL	259,450.68
Statutory Utility Agreement	NIL	50,000.00
	1,000.00	1,063,175.45
COST OF REALISATIONS		
Accountancy software	6,500.00	53,419.00
Additional Administrators' Fees	88,352.91	88,352.91
Administrators Expenses	NIL	2,999.14
Administrators Fees	190,000.00	440,000.00
Agents/Valuers Fees (1)	1,832.29	62,166.18
Bank Charges	30.50	151.53
Consultancy fees	NIL	15,539.31
Employee Expenses/redundancy	NIL	4,943.15
Insurance of Assets	NIL	8,379.80
Legal Fees (1)	41,875.00	142,329.75
Misc Float Payments	NIL	4,308.63
Net Wages	NIL	52,751.59
Payroll Taxes	NIL	30,138.70
Postage	NIL	498.48
Preparation of S. of A.	NIL	2,500.00
Processing of IT equipment	NIL	88.00
Quantity Surveyors Fees	NIL	2,150.00
Security Costs	NIL	26,180.22
Skip clearance	NIL	5,000.00
Statutory Advertising	NIL	73.55
Storage Costs	NIL	872.00
VAT irrecoverable	6,126.05	8,151.05
	(334,716.75)	(950,992.99)
PREFERENTIAL CREDITORS		
Preferential Creditors (All)	20,195.58	20,195.58
	(20,195.58)	(20,195.58)
<b>7,591,000.00</b>	<b>(353,912.33)</b>	<b>73,410.00</b>
REPRESENTED BY		
Floating Current Account NIB		57,310.00
VAT on Purchases		16,100.00
		<b>73,410.00</b>



## D - Payments to the Joint Administrators and their associates

### SIP 9 disclosure

This appendix has been prepared in accordance with the requirements of the Insolvency Act 1986, the Rules and SIP9. In summary, it covers:

- pre-appointment costs
- fee basis
- work done by the Joint Administrators and their team during the Period
- expenses
- sub-contracted out work
- payments to associates
- relationships requiring disclosure
- information for creditors (rights, fees, committees)
- D1 – Payment, remuneration and expenses to the Additional Administrators or their associates.

## Pre-appointment costs

Pre-administration costs are fees charged and expenses incurred by the Joint Administrators or other qualified insolvency practitioners, before the company entered administration but with a view to it doing so. To the extent they remain unpaid when the company enters administration and payment is sought, approval is required from the appropriate body of creditors as to whether they should be paid from the estate.

On 17 September 2020 the unsecured creditors approved the resolutions shown below in relation to the pre-administration costs and expenses:

- 1 That the pre-appointment costs of BDO LLP of £5,527 plus VAT be approved as an expense of the administration.
- 2 That Addleshaw Goddard's pre-appointment costs in the of amount of £2,000 plus VAT be approved as an expense of the administration.
- 3 That Gateley's pre-appointment costs in the of amount of £14,648 plus VAT be approved as an expense of the administration.

pre appointment costs of BDO LLP, Gateley's and Addleshaw Goddard have been paid.

## Post-appointment costs

### Fee basis of the Joint Administrators

On 17 September 2020 the creditors resolved that the remuneration of the Joint Administrators, Sarah O'Toole and Jason Bell be fixed by according to the time properly spent by the Joint Administrations and their staff.

During the Period time costs were incurred totalling £85,681 represented by 253 hrs at an average of 339 £/hr (as shown in the 'Work done' section below). This brings cumulative recorded time costs at the Period end to £461,689. A description of the work done in the Period is provided in the respective section below.

As at Period end, as shown in the 'Work done' section below, we anticipate that cumulative recorded time costs will roughly be the same as the time costs in the fees estimate and we anticipate that expenses will roughly be the same as the expense estimate, both of which were provided to the creditors prior to the determination of our fee basis.

Under r18.30 of the Rules, we are not permitted to draw remuneration in excess of the total amount set out in the fees estimate. At present we do not expect to seek approval to draw remuneration in excess of our fees estimate, however we reserve our right to do so in the future.

### Fee basis of the Additional Administrators

On 17 September 2020 the creditors resolved that the remuneration of the Additional Administrators, Kerry Bailey and Andrew Palmer be fixed by according to the time properly spent by the joint administrations and their staff.

Time costs for Kerry Bailey and Andrew Palmer, as Additional Administrators, for the Period from 5 February 2021 to 6 July 2021 total £28,240 represented by 65 hrs at an average rate of 434 £/hr together with cumulative costs from 8 November 2019 to 6 July 2021 totalling £115,357 represented by 371 hours at an average rate of £311/hr.

Further information on the costs incurred by Kerry Bailey and Andrew Palmer as Additional Administrators can be found at Appendix D1.

## Work done by the Joint Administrators and their team during the Period

We are required to detail costs of actual work done in the Period, including any expenses incurred in connection with it, as against any fees estimate provided. Our fees estimate was included within our report to creditors dated 28 August 2020. We are also required to provide narrative explanation of the work done. The following tables (narrative followed by numerical) set out this information for the Joint Administrators' fees incurred together with a numerical fees estimate variance analysis. Reasons for any anticipated excess of the fees estimate are included in the 'Fee basis' section above. Details of expenses incurred in connection with work done are provided in the 'Expenses' section below.

Area of work	Work done	Why the work was necessary	Financial benefit to creditors	Fees (time costs) incurred		
<b>Assets</b>				<b>12 hrs</b>	<b>£6,233</b>	<b>£509/hr</b>
<b>Debtors</b>	<ul style="list-style-type: none"> <li>On-going discussions with quantity surveyors regarding retentions and debtors to determine realisable values</li> <li>Liaising with lawyers to assess the merits of claims against former clients in respect of legacy contracts</li> <li>Ongoing discussions with debtors regarding payments of outstanding balance</li> </ul>	<ul style="list-style-type: none"> <li>To collect outstanding debts and maximise realisations for the benefit of creditors</li> <li>To determine the merits of pursuing claims</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to help realise financial value for the benefit of the estate and for a distribution to creditors should sufficient funds become available</li> </ul>			
<b>Other assets</b>	<ul style="list-style-type: none"> <li>Reviewing company records for historic VAT returns in readiness for a VAT bad debt relief claim</li> </ul>	<ul style="list-style-type: none"> <li>To maximise the return to creditors</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to help realise financial value for the benefit of the estate and for a distribution to creditors should sufficient funds become available</li> </ul>			
<b>Creditors</b>				<b>23 hrs</b>	<b>£8,017</b>	<b>£349/hr</b>
<b>Employees &amp; pensions</b>	<ul style="list-style-type: none"> <li>Review and admit employee claims</li> </ul>	<ul style="list-style-type: none"> <li>To ensure employee claims of unpaid wages, holiday pay, pay in lieu of notice and redundancy pay were recorded accurately</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate</li> </ul>			
<b>Unsecured</b>	<ul style="list-style-type: none"> <li>Corresponding with unsecured creditors</li> <li>Preparing and updating estimated outcome statements</li> </ul>	<ul style="list-style-type: none"> <li>To ensure all unsecured creditors are advised of appointment and their claims are accurately recorded</li> <li>To calculate outcomes in order to aid decision making</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate</li> </ul>			
<b>Administration</b>				<b>218 hrs</b>	<b>£71,432</b>	<b>£328/hr</b>
<b>Other IPs, OR<sup>1</sup></b>	<ul style="list-style-type: none"> <li>Correspondence with joint office holders</li> </ul>	<ul style="list-style-type: none"> <li>To communicate with the joint office holders</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it did not add financial value to the estate it adds value to the insolvency process</li> </ul>			

<b>Case management</b>	<ul style="list-style-type: none"> <li>Completion of statutory IPS diary lines</li> <li>Handling day to day general queries</li> <li>Preparation for reporting</li> <li>Holding case strategy meetings</li> </ul>	<ul style="list-style-type: none"> <li>Day to day case management to ensure all statutory and non-statutory requirements have been complied with</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it might not add financial value to the estate it adds value to the insolvency process</li> </ul>
<b>Reports to creditors, notices &amp; decisions</b>	<ul style="list-style-type: none"> <li>Preparation of standard documents to creditors</li> <li>Preparation of progress reports and accompanying documents.</li> </ul>	<ul style="list-style-type: none"> <li>To comply with legislation</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate</li> </ul>
<b>Treasury, billing &amp; funding</b>	<ul style="list-style-type: none"> <li>Reconciling bank accounts to cashbook</li> <li>Processing of receipts and payments</li> <li>IPS monitoring and posting</li> </ul>	<ul style="list-style-type: none"> <li>To manage day to day banking requirements, transactions and to ensure sufficient funding available to support essential administration costs</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it did not add financial value to the estate it adds value to the insolvency process</li> </ul>
<b>Tax</b>	<ul style="list-style-type: none"> <li>Collation of information for tax returns</li> <li>Correspondence with HMRC re tax and VAT</li> <li>Submission of post appointment tax returns</li> <li>Collation of information relating to VAT required post appointment</li> <li>Consideration of partial exemption issues</li> </ul>	<ul style="list-style-type: none"> <li>To comply with tax legislation</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it did not add financial value to the estate it adds value to the insolvency process</li> </ul>
<b>Pensions</b>	<ul style="list-style-type: none"> <li>Managing pension queries</li> </ul>	<ul style="list-style-type: none"> <li>To comply with pension related legislation</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it did not add financial value to the estate it adds value to the insolvency process</li> </ul>
<b>Closure</b>	<ul style="list-style-type: none"> <li>To plan for the conversion to liquidation</li> </ul>	<ul style="list-style-type: none"> <li>To ensure an efficient conversion to liquidation</li> </ul>	<ul style="list-style-type: none"> <li>This work was necessary to discharge the office holders' duties. As explained under 'Why the work was necessary', although it did not add financial value to the estate it adds value to the insolvency process</li> </ul>
<b>Total time costs incurred in the Period</b>			<b>253 hrs    £85,681    £339/hr</b>

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Detailed SIP9 time cost analysis for the period and fee estimate variance analysis as at period end

Period from 05/02/2021 to 30/07/2021

Area of work	Partner		Manager		Executive		Administrator		Period total		Cumulative total as at period end			Fees estimate			Variance		
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£	£/hr	Hrs	£	£/hr	Hrs	£	
Realisation of assets:									12.25	6,232.50	508.78	176.50	70,551.25	399.72	710.00	252,302.60	355.00	533.50	181,751.35
Insurance	-	-	-	-	-	-	-	-	-	-	-	4.10	1,317.00	321.22					
Property	-	-	-	-	-	-	-	-	-	-	-	6.20	2,275.75	367.06					
Debtors	5.00	2,855.00	4.25	2,082.50	-	-	-	-	9.25	4,937.50	533.78	111.90	46,707.75	417.41					
Plant & machinery, fixtures & fittings, equipment	-	-	-	-	-	-	-	-	-	-	-	1.60	574.50	359.06					
Stock & WIP	-	-	-	-	-	-	-	-	-	-	-	4.00	1,775.00	443.75					
Other assets	-	-	3.00	1,295.00	-	-	-	-	3.00	1,295.00	431.67	20.45	8,606.00	420.83					
General	-	-	-	-	-	-	-	-	-	-	-	28.25	9,295.25	329.04					
Investigations:												167.60	60,569.50	361.39	240.40	75,900.00	316.00	72.80	15,330.50
Debtor / director / senior employees	-	-	-	-	-	-	-	-	-	-	-	2.95	1,075.00	364.41					
Books & records	-	-	-	-	-	-	-	-	-	-	-	5.75	1,446.25	251.52					
Claims	-	-	-	-	-	-	-	-	-	-	-	21.00	10,472.50	498.69					
General	-	-	-	-	-	-	-	-	-	-	-	137.90	47,575.75	345.00					
Creditors:									23.00	8,016.75	348.55	304.67	103,709.10	340.40	381.00	104,710.00	275.00	76.33	1,000.90
Secured	-	-	-	-	-	-	-	-	-	-	-	25.85	10,912.25	422.14					
Employees & pensions	-	-	1.25	583.75	7.35	1,952.00	1.25	225.00	9.85	2,760.75	280.28	35.45	11,525.00	325.11					
Unsecured	5.50	3,107.50	1.55	639.50	-	-	1.80	324.00	8.85	4,071.00	460.00	237.67	79,465.85	334.35					
Retention of title	-	-	-	-	-	-	-	-	-	-	-	1.40	621.00	443.57					
Dividends	-	-	-	-	3.70	1,077.00	0.60	108.00	4.30	1,185.00	275.58	4.30	1,185.00	275.58					
Administration:									217.70	71,431.75	328.12	756.64	226,768.15	299.70	359.40	111,582.50	311.00	(397.24)	(115,185.65)
Other IPs, OR, AIB	1.00	565.00	1.45	710.50	-	-	-	-	2.45	1,275.50	520.61	37.40	13,117.25	350.73					
Case management	6.75	3,948.75	5.95	2,674.25	5.95	1,855.50	3.85	693.00	22.50	9,171.50	407.62	69.16	25,444.55	367.91					
Reports to creditors, notices & decisions	-	-	12.65	5,766.00	9.50	2,850.00	8.80	1,594.00	30.95	10,200.00	329.56	111.88	32,460.85	290.14					
Shareholders / debtor / director communications	-	-	0.50	245.00	-	-	0.45	81.00	0.95	326.00	343.16	0.95	326.00	343.16					
Statement of affairs	-	-	-	-	-	-	-	-	-	-	-	1.75	535.00	305.71					
Treasury, billing & funding	-	-	0.75	367.50	11.95	2,851.50	7.45	1,341.00	20.15	4,560.00	226.30	65.75	13,908.25	211.53					
Tax	10.00	5,980.00	25.70	10,736.00	90.70	23,291.50	3.00	278.75	129.40	40,286.25	311.33	237.70	71,649.75	301.43					
Pensions	-	-	1.00	675.00	-	-	-	-	1.00	675.00	675.00	9.70	4,748.50	489.54					
Closure	-	-	9.85	4,826.50	0.25	75.00	0.20	36.00	10.30	4,937.50	479.37	10.30	4,937.50	479.37					
General	-	-	-	-	-	-	-	-	-	-	-	212.05	59,640.50	281.26					
Total	28.25	16,456.25	67.90	30,601.50	129.40	33,952.50	27.40	4,670.75	252.95	85,681.00	338.73	1,405.76	461,689.00	328.43	1,690.80	544,495.10	322.03	285.04	82,806.10

Notes:

- Partner includes partners and directors
- Manager includes associate directors and managers
- Executive includes assistant manager and executives
- Adverse variances are presented in brackets
- Total time costs paid to date: £442,999
- Please note that the actual time incurred in the Period may slightly differ to that reported in the table above. This is due to lags between time being recorded on our internal system by staff and then being posted to the case. We do not expect any differences to be material and any such discrepancies will be noted in our next report.

## Statement of expenses incurred in the Period

This table provides details of expenses incurred in the Period in connection with the work done by the Joint Administrators, description of which is provided in the 'Work done' section above.

Category	Incurred in the Period (£)	Cumulatively incurred as at Period end (£)	Of which paid by the estate as at Period end (£)
<b>Category 1 expenses</b>			
Accommodation	0	56	56
IT Consumables	0	364	364
Insolvency bonding	0	200	200
Parking	0	23	23
Subsistence	0	193	193
Travel	0	889	889
Consultancy fees	0	15,539	15,539
PAYE/NI	0	16,837	16,837
Net Wages	0	52,752	52,752
Other payroll deductions	0	13,302	13,302
Employee expenses	0	4,943	4,943
Skip Clearance	0	5,000	5,000
Legal fees:			
Weightmans LLP	0	10,000	10,000
Brabners LLP	25,000	32,500	32,500
Addleshaw Goddard LLP	8,375	78,970	78,970
TLT Solicitors LLP	1,000	6,098	6,098
Gateley Plc	0	14,762	14,762
Agents fees:			
CMS Yorkshire	0	6,350	6,350
Hilco Plant Sales	1,832	22,332	22,332
Leslie Keats/Francis Pearce	0	33,484	33,484
Preparation of SofA - Cowgills	0	2,500	2,500
Misc Floating Payments - Natwest	0	4,309	4,309
Quantity Surveyors Fees – Naismiths Limited	0	2,150	2,150
ERA Solutions Limited	0	4,308	0
VAT irrecoverable	0	8,151	2,025

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Accountancy software	6,500	53,419	53,419
Security costs	0	26,180	26,180
Storage costs	0	872	872
Postage	0	498	498
Processing of IT equipment	0	88	88
Insurance	0	8,380	8,380
Statutory advertising	0	74	74
Bank charges	5	177	177
<b>Category 2 expenses</b>			
Mileage	0	1,274	1,274
<b>Total expenses</b>	<b>42,712</b>	<b>422,666</b>	<b>422,666</b>

Expenses are any payments from the estate which are neither the Joint Administrators' remuneration nor a distribution to a creditor or member, but they may include disbursements which are payments first met by then reimbursed to the Joint Administrators from the estate. Expenses fall into two categories:

#### Category 1 expenses

These are also known as 'out of pocket expenses' and are payments to third parties not associated with the Joint Administrators where there is specific expenditure directly referable to the insolvent estate; they can be drawn without prior approval from creditors.

#### Category 2 expenses

These are expenses directly referable to the insolvent estate but payments that are either to an associate, or that include shared or allocated costs that may be incurred by the Joint Administrators or their firm and that can be allocated to the appointment on a proper and reasonable basis. Category 2 expenses require approval in the same manner as the Joint Administrators' remuneration.

To the extent that payment of category 2 expenses is sought, the basis and resolutions are set out in the table below:

Fee / cost basis		Resolution obtained
<b>Mileage</b>	Mileage is charged at 45p a mile. VAT is added as appropriate. Details of these costs are provided in the table above, where incurred	On 17 September 2020 the creditors resolved that the Joint Administrators and their staff may charge out of pocket expenses at cost, with mileage charged at 45p per mile

## Sub-contracted work

We confirm that, in the Period, we have not sub-contracted any work that could otherwise have been carried out by us or our team.

## Payments to associates

Where we have enlisted the services of others we have sought to obtain the best value and service. In the interest of transparency, we disclose below services we have sought from within our firm or from a party with whom (to the best of our knowledge) our firm, or an individual within our firm, has an association:

Service provider	Services enlisted	Cost of service
Grant Thornton UK LLP	<ul style="list-style-type: none"><li>Tax work/advice (narrative is included within the above narrative of work done)</li><li>Pensions work/advice (narrative is included within the above narrative of work done)</li></ul>	<ul style="list-style-type: none"><li>Costs are included within the above SIP9 time cost analysis</li></ul>

## Relationships requiring disclosure

We confirm that we are not aware of any business or personal relationships with any parties responsible for approving the Joint Administrators' fee basis, or who provide services to us as Joint Administrators, which may give rise to a potential conflict.

## Information for creditors and members

Information to help creditors and members to understand their rights in insolvency and regarding officeholders' (ie administrators or liquidators) fees, and the roles and functions of committees is available via Grant Thornton's website:

<https://www.grantthornton.co.uk/portal>

Alternatively, we will supply this information by post, free of charge, on request.



## D1 Payments, remuneration and expenses to the Additional Administrators or their associates

### Pre-appointment costs

BDO LLP have incurred time costs for the period from 10 August 2019 to 7 November 2019 totalling £5,527 represented by 14 hrs at an average £394 /hr.

Time has been incurred prior to the appointment of the Additional Administrators in relation to:

- liaising with certain creditors of the Company in regards to the appointment of the Additional Administrators;
- attending the creditors meeting held by the Joint Administrators;
- liaising with the Additional Administrators' lawyers (Gateley Plc);
- attending meetings with Grant Thornton UK LLP; and
- reviewing documentation in relation to the Court application to appoint the Additional Administrators.

Given the complex nature, this work was led by a partner and two Directors.

In addition to this, Gateley, lawyers appointed by the Additional Administrators, has incurred pre appointment time costs have incurred pre-appointment costs of £14,648. The narrative of their work is included below:

- advising the Additional Administrators in their capacity as proposed additional administrators of the Company, including overview process of the modifications to the Joint Administrators' proposals.
- attending the creditors' meetings that were convened and held on 15 October 2019.
- drafting and preparing two applications to Court seeking the appointment of the Additional Administrators, liaising with counsel and solicitors instructed to act for the Joint administrators, and attending the hearing of those applications on 8 November 2019.
- further preparatory and supplemental work as necessary for the purposes of procuring the Additional Administrators' appointment as concurrent administrators

### Post-appointment costs of the Additional Administrators

During the Period time costs were incurred totalling £28,240 represented by 65 hrs at an average of £434/hr. This brings cumulative recorded time costs at the Period end to £115,357. A description of the work done in the Period is provided in the respective section below.

A breakdown of this time is attached, together with fee estimate and confirmation of work undertaken to date

## **Pochin Construction Limited – in Administration**

### **5 February 2021 to 6 July 2021 ('the Period')**

Please note, BDO LLP changed its time recording system with effect from 17 April 2021. Attached are three detailed reports of the time incurred by the Additional Administrators. The first report covers the period up to 16 April 2021, the second report covers the period from 5 February 2021 to 16 April 2021 and the third covers the period from 17 April 2021 to 6 July 2021.

Narrative in relation to the time costs incurred during the Period is provided below.

#### **Planning and Strategy**

Time relates to:

- Correspondence and attendance of meetings in relation to the proposed strategy and next steps of the investigations into the directors' conduct and actions taken in the period prior to the Administration;
- Reviewing the historic performance of the Company as part of the investigations;
- Monitoring the agreed strategy and identifying any additional key issues in relation to the next stages of the investigation work.

Given the complex nature, this work was led by a Partner and a Director.

#### **General Administration**

Time in this regard predominantly relates to the investigation work the Additional Administrators have undertaken as follows:

- Reviewing the Company's accounting information and hard copy files, including board minutes;
- Discussing findings internally, with Gateley plc ('Gateley') and the Original Administrators;
- Liaising with and instructing Gateley, the Additional Administrators' lawyers;
- Preparing briefing documents and summarising the information found as part of the investigations so far;
- Corresponding with the Original Administrators;
- the BDO Forensics team reviewing the company's accounting system and electronic data;
- Reviewing company electronic data including emails and undertaking relevant searches to assist in the investigations;
- Communicating with unsecured creditors, former employees, directors and management to assist in our investigation work.

In addition, time was incurred dealing with the fee approval matters and undertaking other administrative tasks such as preparing case reviews.

This work has been led by a Partner and a Director with junior support, as appropriate. In addition, we have sought assistance from the BDO Forensics team. The BDO Forensics team comprises of one Director and a Senior Executive.

#### **Creditor Claims**

Time relates to liaising with unsecured creditors. This work was undertaken by a junior member of staff.

### **Reporting**

Time in this regard relates to:

- Preparing periodic progress reports to creditors regarding the progress achieved; and
- Preparing updates to key stakeholders on the progress of our investigations.

The Director is responsible for leading the reporting and delegating the production of the reports to a suitably experienced Assistant Manager.

### **Distribution and closure**

Time has been incurred assessing the Company's exit route from Administration including discussing the same with Gateley plc and the Original Administrators. The Company will shortly move to Compulsory Liquidation by way of an Order from the Court.

Name of Assignment
Pochin Construcion Limited -
00320120

Detail of Time Charged and Rates Applicable for the Period From 05/02/2021 to 16/04/2021

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £
<b>C. Planning and Strategy</b>														
01 Historic Performance Review	1.25	738.75											1.25	738.75
05 Review Options Available	2.00	1,182.00											2.00	1,182.00
07 Strategy Planning	2.00	1,182.00											2.00	1,182.00
sub total -	5.25	3,102.75		0.00									5.25	3,102.75
<b>C. Planning and Strategy</b>														
<b>D. General Administration</b>														
05 Investigations	0.60	354.60	1.25	620.00	2.90	658.30							4.75	1,632.90
08 Remuneration Issues			1.00	496.00	0.50	113.50							1.50	609.50
13 General Meetings			1.00	496.00									1.00	496.00
15 Gen. Admin/Correspondence									1.25	166.25	0.75	55.50	2.00	221.75
sub total -	0.60	354.60	3.25	1,612.00	3.40	771.80			1.25	166.25	0.75	55.50	9.25	2,960.15
<b>D. General Administration</b>														
<b>I. Reporting</b>														
01 Statutory Reporting			0.75	372.00	2.10	476.70							2.85	848.70
sub total -			0.75	372.00	2.10	476.70							2.85	848.70
<b>I. Reporting</b>														

<b>Name of Assignment</b>	<b>Pochin Construcion Limited -</b>	<b>00320120</b>
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**Detail of Time Charged and Rates Applicable for the Period From 05/02/2021 to 16/04/2021**

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total
		£		£		£		£		£		£		£
<b>Net Total</b>														<b>6,911.60</b>
<b>Secretarial Expense</b>														<b>0.00</b>
<b>Other Disbursements</b>														<b>0.00</b>
<b>Billed</b>														<b>0.00</b>
<b>Grand Total</b>														<b>5,911.60</b>

Name of Assignment      Pochin Construcion Limited -      00320120

Detail of Time Charged and Rates Applicable for the Period From 12/10/2019 to 16/04/2021

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £
<b>A. Pre Appointment Matters</b>														
03 Secured/Creditor meetings			4.75	1,667.25									4.75	1,667.25
04 Documentation Review	2.05	1,125.45	4.50	1,681.00									6.55	2,806.45
06 General Advice - Meetings			2.00	702.00									2.00	702.00
07 General Advice - Telephone			1.00	351.00									1.00	351.00
<b>sub total -</b>	<b>2.05</b>	<b>1,125.45</b>	<b>12.25</b>	<b>4,401.25</b>									<b>14.30</b>	<b>5,526.70</b>
<b>A. Pre Appointment Matters</b>														
<b>B. Steps on Appointment</b>														
02 Statutory Documentation			4.50	1,444.00	1.30	170.30			1.50	106.50			7.30	1,720.80
04 Meet Directors/Debtors etc.	1.50	823.50						1.10	163.90				2.60	987.40
05 Initial Interviews	4.00	3,132.00											4.00	3,132.00
06 Third Party Discussions	1.50	823.50											1.50	823.50
07 Attendance at Premises					3.60	784.80							3.60	784.80
11 Applications to Court			3.00	1,140.00									3.00	1,140.00
12 Setting up Internal Files			0.30	74.10									0.30	74.10
99 Other Matters			0.88	306.25	22.40	4,883.20			57.25	6,924.30			80.53	12,113.75

Name of Assignment      Pochin Construcion Limited -      00320120

**Detail of Time Charged and Rates Applicable for the Period From 12/10/2019 to 16/04/2021**

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £
sub total -														
B. Steps on Appointment	7.00	4,779.00	8.68	2,964.35	27.30	5,838.30			59.85	7,194.70			102.83	20,776.35
C. Planning and Strategy														
01 Historic Performance Review	1.25	738.75											1.25	738.75
02 Review Financial Position	4.00	3,132.00											4.00	3,132.00
04 Assessment of Management	4.00	3,132.00											4.00	3,132.00
05 Review Options Available	2.75	1,593.75											2.75	1,593.75
07 Strategy Planning	5.75	3,240.75	1.70	843.20	3.80	828.40			0.65	96.85			11.90	5,009.20
99 Other Matters					1.90	414.20			4.00	476.00			5.90	890.20
sub total -	17.75	11,837.25	1.70	843.20	5.70	1,242.60			4.65	572.85			29.80	14,495.90
C. Planning and Strategy														
D. General Administration														
04 Instruct/Liaise Solicitors	8.45	4,639.05	2.45	931.00	0.20	43.60							11.10	5,613.65
05 Investigations	11.95	6,585.75	27.00	10,405.00	19.00	4,168.10			8.00	952.00			65.95	22,110.85
08 Remuneration Issues			9.95	3,897.00	4.00	876.50							13.95	4,773.50
09 Statutory Matters					3.50	763.00							3.50	763.00
13 General Meetings			4.00	1,636.00									4.00	1,636.00

Name of Assignment      Pochin Construcion Limited -      00320120

**Detail of Time Charged and Rates Applicable for the Period From 12/10/2019 to 16/04/2021**

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total
		£		£		£		£		£		£		£
14 General Discussions			1.90	722.00					1.75	182.75			3.65	904.75
15 Gen. Admin/Correspondence			1.05	308.70	17.70	3,874.80			21.40	1,621.85	2.25	160.50	42.40	5,965.85
99 Other Matters									0.45	78.75			0.45	78.75
<b>sub total -</b>														
<b>D. General Administration</b>	20.40	11,224.89	46.35	17,899.70	44.40	9,726.00			31.60	2,835.35	2.25	160.50	145.00	41,846.35
<b>E. Assets Realisation/Dealing</b>														
04 Agent Instruction/Liasing			1.50	570.00	0.30	65.40							1.80	635.40
07 Debt Collection			4.50	1,710.00	2.20	479.60							6.70	2,189.60
99 Other Matters			2.50	1,240.00									2.50	1,240.00
<b>sub total -</b>			8.50	3,520.00	2.50	545.00							11.00	4,065.00
<b>E. Assets Realisation/Dealing</b>														
<b>G. Employee Matters</b>														
04 Pension Issues			0.50	190.00									0.50	190.00
<b>sub total -</b>			0.50	190.00									0.50	190.00
<b>G. Employee Matters</b>														
<b>H. Creditor Claims</b>														
02 Secured Creditors			9.00	3,420.00									9.00	3,420.00
04 Non-Preferential Creditors			6.25	2,801.50	0.50	109.00			0.10	7.10			6.85	2,917.60



Name of Assignment      Pochin Construcion Limited -      00320120

**Detail of Time Charged and Rates Applicable for the Period From 12/10/2019 to 16/04/2021**

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL	
	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £
sub total - H. Creditor Claims			15.25	6,221.50	0.50	109.00			0.10	7.10			15.85	6,337.60
I. Reporting														
01 Statutory Reporting			5.00	1,987.00	6.40	1,414.10							11.40	3,401.10
04 Reporting to Creditors	3.40	1,866.60			2.20	479.60							5.60	2,346.20
sub total - I. Reporting	3.40	1,866.60	5.00	1,987.00	8.60	1,893.70							17.00	5,747.30
J. Distribution and Closure														
01 Closure Planning			1.50	570.00									1.50	570.00
sub total - J. Distribution and Closure			1.50	570.00									1.50	570.00
K. Work														
Work														
sub total - K. Work				0.00										
Net Total													99,555.20	
Secretarial Expense													0.00	
Other Disbursements													1,726.21	
Billed													0.00	
Grand Total													102,281.41	

**FIN - SIP9**

Billable Projects Pochin Construcion Limited - 00320120  
Transaction Date no earlier than 17/04/2021  
Transaction Date no later than 06/07/2021

Activity	Partner	Director	Senior Manager	Manager	Senior Executive	Executive	Total hours	Time Costs £	Av. Rate £/h
Historic Performance Review	0.20						0.20	118.20	591.00
Review Financial Position	2.00						2.00	1,182.00	591.00
Review Options Available	0.50						0.50	295.50	591.00
Strategy Planning	0.80	5.00					5.80	2,952.80	509.10
PLANNING AND STRATEGY	3.50	5.00					8.50	4,548.50	535.12
Investigations		23.75			0.65		24.40	11,897.65	487.61
General Discussions				0.70	0.25		0.95	204.15	214.89
Gen. Admin/Correspondence					4.10		4.10	742.10	181.00
GENERAL ADMINISTRATION		23.75		0.70	5.00		29.45	12,843.90	436.13
Other Creditors					3.25		3.25	588.25	181.00
CREDITOR CLAIMS					3.25		3.25	588.25	181.00
Closure Planning		6.75					6.75	3,348.00	496.00
DISTRIBUTION AND CLOSURE		6.75					6.75	3,348.00	496.00
Total	3.50	35.50		0.70	8.25		47.95	21,328.65	444.81

