

# LIQ13

## Notice of final account prior to dissolution in MVL



Companies House

FRIDAY



A21 \*A7JBYP0LD\* 23/11/2018 #241  
COMPANIES HOUSE

### 1 Company details

Company number 00468365  
Company name in full McNicholas Construction Company Limited

→ Filling in this form  
Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Samantha Jane  
Surname Keen

### 3 Liquidator's address

Building name/number 1  
Street More London Place  
Post town  
County/Region London  
Postcode SE12AF  
Country United Kingdom

### 4 Liquidator's name ①

Full forename(s) Derek Neil  
Surname Hyslop

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

### 5 Liquidator's address ②

Building name/number Atria One  
Street 144 Morrison Street  
Post town  
County/Region Edinburgh  
Postcode EH38EX  
Country United Kingdom

② Other liquidator  
Use this section to tell us about  
another liquidator

### Notice of final account prior to dissolution in MVL

### Final account

☒ I have delivered the final account of the winding up to the members in accordance with Section 94(2) and attach a copy.

**Sign and date**

Signature

X

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

7 November 2018

Ref: ML5W/SJK/DNH/AS/HR  
Direct line: 020 7951 7130  
Hassan Rauf  
Email: [aslade@uk.ey.com](mailto:aslade@uk.ey.com)

Dear Sir or Madam

## **McNicholas Construction Company Limited (In Members' Voluntary Liquidation) ("the Company")**

Samantha Jane Keen and I were appointed as Joint Liquidators of the Company on 24 April 2018. I write to advise you that we are now in a position to conclude the liquidation.

This letter, and its appendices, constitutes our proposed final account to members.

I enclose formal notice of our intention to deliver a final account. Under Rule 5.9(4) of the Insolvency (England and Wales) Rules 2016 (the Rules), we may conclude that the Company's affairs are fully wound up before the date given in the notice if every member of the Company confirms in writing that (i) they do not intend to make any request for further information under Rule 18.9 of the Rules and (ii) that they do not intend to make an application to court under Rule 18.34 of the Rules to challenge our remuneration or expenses.

We have not so far received any requests for further information, nor have any concerns been raised about my remuneration or expenses.

In order to bring the liquidation to a close as efficiently as possible, we would like to treat this account as the final account, without sending out another in 8 weeks' time. In order to do so, we must have your *written confirmation as outlined above*. **If you are content for us to conclude the liquidation in this way, please would you sign and date the confirmation at the foot of one copy of the enclosed notice and return it to me within the next 7 days** either by email to [aslade@uk.ey.com](mailto:aslade@uk.ey.com) or by post to the address above.

### **Information about the Company and the liquidators**

The Rules require us to provide certain information about the Company and the liquidators. The information can be found in Appendix A of this document. A copy of our receipts and payments account for the period from 24 April 2018 to 7 November 2018 is at Appendix B.

## **Progress during the period covered by the account**

### ***Assets***

As at the date of the liquidation, the Company has nil assets and there was no amount to be distributed.

### ***Liabilities***

The Company had no known external creditors at the date of liquidation. An advert was placed in the London Gazette requesting creditors of the Company to prove their claims by 3 June 2018, in accordance with Rule 14.38(1) of the Rules. No such claims were received.

It is customary in a liquidation to seek confirmation from the relevant Crown authorities that they have no claim in respect of Corporation Tax, VAT, PAYE and National Insurance Contributions. HM Revenue and Customs have confirmed that they have no claims in respect of Corporation Tax, PAYE and National Insurance.

## **Joint Liquidators' remuneration**

Our remuneration was fixed on a time-cost basis by a resolution of the members passed on 24 April 2018 and has been paid by another group company, without recourse to the estate as a contractual arrangement exists.

Details of amounts paid, name of the payor and the relationship between the payor and the Company, are available upon request to me at 1 More London Place, London, SE1 2 AF.

## **Joint Liquidators' statement of expenses incurred**

During the period covered by this report, we have incurred expenses relating to statutory advertising and statutory bonding which have also been paid by another group company without recourse to the estate. There is no recourse to the estate in respect of our fees as a contractual arrangement exists.

## **Members' rights to further information about, and challenge, remuneration and expenses**

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided in Appendix C.



Building a better  
working world

Should you wish to discuss any matters arising from this report, please do not hesitate to contact Hassan Rauf on the direct line telephone number shown above.

Yours faithfully  
for the Company

A handwritten signature in black ink, appearing to read 'Derek Hyslop'.

Derek Hyslop  
Joint Liquidator

Enc: Notice of final account

S J Keen and D N Hyslop are licensed in the United Kingdom to act as an Insolvency Practitioner by The Insolvency Practitioners' Association.

The Joint Liquidators may act as data controllers of personal data as defined by the General Data Protection Regulation 2016/679, depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Liquidators. Personal data will be kept secure and processed only for matters relating to the Joint Liquidator's appointment. The Office Holder Data Privacy Notice can be found at [www.ey.com/uk/officeholderprivacy](http://www.ey.com/uk/officeholderprivacy).



## **McNicholas Construction Company Limited (In Members' Voluntary Liquidation)**

### **Information about the company and the liquidators**

Registered office address of the company:	Ernst & Young LLP 1 More London Place, London, SE1 2AF
Registered number:	00468365
Full names of the liquidators:	Samantha Jane Keen and Derek Neil Hyslop
Liquidators' address(es):	Ernst & Young LLP, 1 More London Place, London, SE1 2AF and Ernst & Young LLP, Atria One, 144 Morrison Street, Edinburgh EH3 8EX
Telephone number through which the liquidators can be contacted:	020 7951 7130
Date of appointment of the joint liquidators:	24 April 2018
Details of any changes of liquidator:	None

## McNicholas Construction Company Limited (In Members' Voluntary Liquidation)

Joint liquidators' receipts and payments account for the period from 24 April 2018 to 7 November 2018

Declaration of Solvency Estimated to Realise Values £		In this Report Period 24 April 2018 to 7 November 2018 £
-	Receipts	-
		-
-	Payments	-
		-
-	Balance at bank at 7 November 2018	-

### Notes

1. Receipts and payments are stated net of VAT
2. The Joint Liquidators' remuneration was fixed on a time-cost basis by a resolution of the members passed on 24 April 2018.
3. The intercompany receivable amount was distributed in specie to the Company's shareholder on 7 November 2018.

**Members' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 18.9 and 18.34 of the Insolvency (England and Wales) Rules 2016, as amended**

**18.9 Members' request for further information**

**18.9.—(1)** The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report or account under rule 18.14—

- (a) a secured creditor;
- (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
- (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
- (d) any unsecured creditor with the permission of the court; or
- (e) any member of the company in a members' voluntary winding up with the permission of the court

(2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report or account by the person, or by the last of them in the case of an application by more than one member or creditor.

(3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—

- (a) providing all of the information requested;
- (b) providing some of the information requested; or
- (c) declining to provide the information requested.

(4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—

- (a) the time or cost of preparation of the information would be excessive; or
- (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
- (c) disclosure of the information might reasonably be expected to lead to violence against any person, or
- (d) the office-holder is subject to an obligation of confidentiality in relation to the information

(5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.



(6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—

- (a) the office-holder giving reasons for not providing all of the information requested; or
- (b) the expiry of the 14 days within which an office-holder must respond to a request.

(7) The court may make such order as it thinks just on an application under paragraph (6).

#### **18.34 Members' claim that remuneration is excessive**

**18.34.**—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
- (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
- (c) the expenses incurred by the office-holder are in all the circumstances excessive.

(2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—

- (a) a secured creditor,
- (b) an unsecured creditor with either—
  - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
  - (ii) the permission of the court, or
- (c) in a members' voluntary winding up—
  - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
  - (ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

# LIQ13

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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

Hassan Rauf

Company name

Ernst & Young LLP

Address

1 More London Place

Post town

County/Region

London

Postcode

S

E

1

2

A

F

Country

United Kingdom

DX

Telephone

020 7951 7130



### 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](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)