

## The Insolvency Act 1986

Liquidator's Progress Report  
Pursuant to Section 192 of  
The Insolvency Act 1986**S.192**

To the Registrar of Companies

For Official Use

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Company Number

01112492

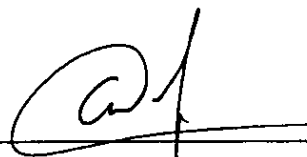
Name of Company

Arctic Cash and Carry Limited

I / We  
C Morfakis BA FCA FCMA FCCA FABRP  
Suite 2, 1st Floor  
Turnpike Gate House  
Birmingham Road  
Alcester  
B49 5JG

the liquidator(s) of the company attach a copy of my/our progress report  
under section 192 of the Insolvency Act 1986

Signed



Date

Axiom Recovery LLP  
Suite 2, 1st Floor  
Turnpike Gate House  
Birmingham Road  
Alcester  
B49 5JG

Ref A0812/CM/mh/lg

Insolvency

COMPANIES HOUSE

FRIDAY



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21/12/2012

#283

**Arctic Cash and Carry Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**

Statement of Affairs		From 08/11/2011 To 07/11/2012
	<b>ASSET REALISATIONS</b>	
2,500 00	Plant & Machinery	NIL
1,800 00	Motor Vehicles	1,500 00
3,000 00	Stock, plant and machinery	2,000 00
861 00	Book Debts	2,521 40
632 00	VAT Refund	NIL
	Bank Interest Gross	0 40
	Recovery from associate	7,500 00
		<u>13,521 80</u>
	<b>COST OF REALISATIONS</b>	
	Preparation of S of A	5,000 00
	Liquidators Fees	6,198 96
	Agents/Valuers Fees	1,750 00
	Statutory Advertising	199 16
	Bank Charges	NIL
		<u>(13,148 12)</u>
	<b>PREFERENTIAL CREDITORS</b>	
(1,380 00)	Employees Holiday Pay	NIL
		<u>NIL</u>
	<b>UNSECURED CREDITORS</b>	
(75,611 00)	Trade & Expense Creditors	NIL
(9,000 00)	Employees (redundancy and PILON)	NIL
(75,000 00)	Directors	NIL
(14,154 00)	Barclays Bank Plc	NIL
(368 00)	HM Revenue & Customs (PAYE/NIC)	NIL
		<u>NIL</u>
	<b>DISTRIBUTIONS</b>	
(1,000 00)	Ordinary Shares	NIL
		<u>NIL</u>
<u>(167,720 00)</u>		<u><u>373 68</u></u>
	<b>REPRESENTED BY</b>	
	Bank 1 Deposit	93 89
	Vat Control Account	279 79
		<u><u>373 68</u></u>

  
C Morfakis BA FCA FCMA FCCA FABRP  
Liquidator

**IN THE MATTER OF  
ARCTIC CASH AND CARRY LIMITED ('THE COMPANY')  
AND  
IN THE MATTER OF THE INSOLVENCY ACT 1986 (AS AMENDED)**

**LIQUIDATOR'S PROGRESS REPORT PURSUANT TO S104A OF THE INSOLVENCY ACT 1986 AND RULE 4.49C OF THE  
INSOLVENCY RULES 1986 (AS AMENDED)**

**20 December 2012**

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- 5. Liquidator's Remuneration**
- 6 Expenses in the Liquidation**
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- 8. Investigation**
- 9 Conclusion**

## **SCHEDULE OF APPENDICES**

- 1. Receipts and Payments Account for the period from 8 November 2011 to 7 November 2012**
- 2 Schedule of Time Spent for the period from 8 November 2011 to 7 November 2012**
- 3. Charge Out Rates**

## **1 INTRODUCTION**

On 8 November 2011 I was appointed Liquidator of Arctic Cash and Carry Limited ("the Company") I am an Insolvency Practitioner licensed by the Association of Chartered Certified Accountants

Please note that since my appointment, the partners of Bond Partners LLP have separated and I have relocated to Axiom Recovery LLP My appointment as Liquidator remains unaffected by my relocation

This report has been prepared in accordance with the requirements of Section 104A of the Insolvency Act 1986 and Rule 4.49C of the Insolvency Rules 1986 (as amended) It contains details of the progress made, the expected outcome for creditors and other information that I am required to disclose and should be read in conjunction with my previous annual reports

## **2. ASSET REALISATIONS AND PROGRESS OF THE LIQUIDATION**

The Company's registered office was changed from Shop 2, Dalton Road, Port Talbot, SA12 6SW to c/o Axiom Recovery LLP, Suite 2 – 1<sup>st</sup> Floor, Turnpike Gate House, Birmingham Road, Alcester B49 5JG on 28 December 2011 The Company's registered number is 01112492

### **Plant & Machinery and Stock**

The Company's plant & machinery and stock were valued by independent valuers, MGR Appraisals, for £2,500 and £3,000 respectively The stock consisted of frozen food and due to its perishable nature its value decreased daily

In late November 2011, an offer was received from Doulton Industrial Services, an unconnected party, for £2,000 plus VAT for both the plant & machinery and stock This was accepted on the advice of my agent

These funds have been received in full

### **Motor Vehicles**

The Company owned a Ford Transit 260 Van and a Renault Kangoo 6S5D Van which were valued by MGR Appraisals for £1,800

The motor vehicles were sold to Doulton Industrial Services, on 19 April 2012 for £1,500 plus VAT

These funds have been received in full

### **Book Debts**

The sum of £2,521.40 has been recovered in respect of book debts which is in excess of the estimated to realise value of £861 on the Statement of Affairs This includes the funds held on trust prior to my appointment of £1,660

### **VAT Refund**

The director was led to believe by the Company's accountants that £632 was due from HM Revenue & Customs in respect of a VAT refund I have since spoken to the accountants who confirmed that no VAT return has been prepared up to the date of liquidation due to insufficient information being prepared

No recoveries are anticipated in this respect

### **Recovery from associate**

Following my investigations into the director's conduct I identified a preference payment made to an associate, John Suter, in the sum of £9,000 Proposal for repayment of the preference payment was received from John Suter in the sum of £7,500 and has been accepted and received in full

### **3 OUTCOME FOR CREDITORS**

#### **Secured Creditors**

There are no secured creditors in this matter

#### **Preferential Creditors**

The Company's employees have been paid out of the National Insurance Fund, however any shortfall due to employees in respect of wages and holiday entitlements has not been quantified yet

To date no claims have been received from preferential creditors

#### **Prescribed Part**

As the Company has no post-Enterprise Act charges, there is no requirement to set aside a prescribed part in this case

#### **Unsecured Creditors**

To date the Liquidator has received unsecured claims totalling £219,303 65

### **4 RECEIPTS AND PAYMENTS**

Attached at **Appendix 1** is a summary of the Liquidator's receipts and payments for the period from 8 November 2011 to 7 November 2012

### **5. LIQUIDATOR'S REMUNERATION**

At the Creditors Meeting held on 8 November 2011, the creditors passed a resolution confirming that the Liquidator's remuneration be drawn on a time cost basis. All such remuneration shall be payable at the discretion of the Liquidator from time to time from funds held by him

For the period of this report my staff and I have incurred time costs of £12,153 in the administration of the Liquidation which represents 47 70 hours at an average hourly charge out rate of £254 78. To date, £6,198 96 has been drawn in respect of the Liquidator's remuneration

At the same meeting, creditors also resolved that a fee of £5,000 plus VAT be drawn in respect of a Statement of Affairs fee. The sum of £5,000 has been paid in respect of the Statement of Affairs fee

In order that creditors may properly review the time spent on the administration of this case, I enclose herewith a schedule confirming the same, being compliant with Statement of Insolvency Practice 9 at **Appendices 2**

A Creditors' Guide to Liquidators' Fees is available upon request to our office

Attached at **Appendix 3** is additional information in relation to the applied charge out rates by staff grade

### **6 EXPENSES OF THE LIQUIDATION**

Statement of Insolvency Practice 9 states that approval is not required for the Liquidator to draw disbursements where payment has been made to an independent third party (such as advertising or external printing). These are classed as category 1 expenses. Costs falling into this category are detailed in the table below which also indicates whether these expenses have been paid from the case funds

Nature of expenses	By whom provided	Amount incurred this period £	Total amount incurred to date £	Amount paid from case funds £	Unpaid funds £
Statutory Advertising	The Legal & Public Notices Advertising Agency Limited	417 48	417 48	199 16	0 00
Specific Bond	AUA Insolvency Risk Services Limited	25 00	25 00	0 00	0 00
Agents/Valuers fees	MGR Appraisals Ltd	1,750 00	1,750 00	1,750 00	0 00
<b>TOTAL</b>		<b>2,192.48</b>	<b>2,192 48</b>	<b>1,949 16</b>	<b>0 00</b>

It is not my firm's practice to seek to recover any category 2 expenses – these are non specific costs which cannot be economically recorded in respect of each specific case such as telephone and stationery costs

## 7. CREDITORS' RIGHT TO REQUEST INFORMATION

Any secured creditor, unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) or any unsecured creditor with the permission of the Court, may within 21 days of the receipt of this report make a request in writing to the Liquidator for further information about the remuneration or expenses incurred since the date of appointment

In addition to the above, any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) or any unsecured creditor with the permission of the Court, may within 8 weeks of receipt of this report make an application to Court on the grounds that the basis fixed for the Liquidator's remuneration is inappropriate, or the remuneration charged or the expenses incurred by the Liquidator since the date of appointment

## 8 INVESTIGATION

I have complied with my statutory duties, including investigating and reporting to the Department of Business Innovation & Skills in respect of the conduct of the Company's Directors. My report and disclosures are confidential and are not available to creditors

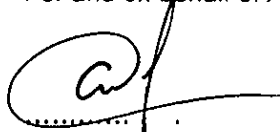
## 9 CONCLUSION

This concludes my progress report and I will seek to bring the Liquidation to a conclusion

Should you require any further assistance, please contact Lilia Gordon on 01789 766 406

Yours faithfully

For and on behalf of Arctic Cash and Carry Limited

  
 .....  
 Costas Morfakis  
 Liquidator

Date 20 December 2012

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**Receipts and Payments Account for the period from 8 November 2011 to 7 November 2012**

See attached

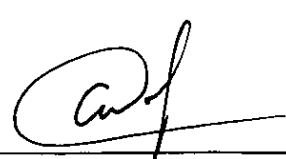


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**REPRESENTED BY**

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Vat Control Account	279 79
	<u>373.68</u>

  
C Morfakis BA FCA FCMA FCCA FABRP  
Liquidator

**Appendix 2**

**Schedule of Time Spent by Axiom Recovery LLP for the period from  
8 November 2011 to 7 November 2012**

See attached

# Time Entry - Detailed SIP9 Time & Cost Summary

A0812 - Arctic Cash and Carry Limited  
From 08/11/2011 To 07/11/2012  
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
27 Planning	0.00	0.00	0.00	1.20	1.20	180.00	150.00
05 Statutory/Legal/Compliance	1.20	1.00	0.00	0.70	2.90	1,016.00	350.34
06 Bank Correspondence	0.10	0.90	0.00	3.10	4.10	994.00	242.44
07 Insurance	0.00	0.00	0.00	0.90	0.90	169.00	187.78
08 Report/Statement of Affairs	0.00	0.00	0.00	1.50	1.50	345.00	230.00
<b>Admin &amp; Planning</b>	<b>1.30</b>	<b>1.90</b>	<b>0.00</b>	<b>7.40</b>	<b>10.60</b>	<b>2,704.00</b>	<b>255.09</b>
10 PAYE	0.00	0.00	0.00	0.50	0.50	115.00	230.00
09 VAT	0.30	0.20	0.00	1.70	2.20	562.00	255.45
22 Costs	1.00	1.20	0.00	4.70	6.90	1,897.00	274.93
15 Corporation Tax	0.00	0.00	0.00	0.50	0.50	115.00	230.00
11 D1/D5/Investigations	1.60	0.30	0.00	10.40	12.30	3,190.00	259.35
<b>Case Specific Matters</b>	<b>2.90</b>	<b>1.70</b>	<b>0.00</b>	<b>17.80</b>	<b>22.40</b>	<b>5,879.00</b>	<b>262.46</b>
01 Creditor Correspondence	0.20	0.00	0.00	2.10	2.30	539.00	234.35
17 Retention of Title	0.00	0.00	0.00	0.70	0.70	161.00	230.00
02 Proofs/Proxies	0.00	0.00	0.00	1.10	1.10	165.00	150.00
04 ERA	0.10	0.00	0.00	6.80	6.90	1,468.00	212.75
03 Preferential Claims/Crown Creditors	0.10	0.00	0.00	0.00	0.10	40.00	400.00
<b>Creditors</b>	<b>0.40</b>	<b>0.00</b>	<b>0.00</b>	<b>10.70</b>	<b>11.10</b>	<b>2,373.00</b>	<b>213.78</b>
21 Asset Realisation Debtors	0.10	0.60	0.00	0.00	0.70	266.00	380.00
20 Asset Realisation Fixed Assets	1.40	0.20	0.00	1.30	2.90	931.00	321.03
<b>Realisation of Assets</b>	<b>1.50</b>	<b>0.80</b>	<b>0.00</b>	<b>1.30</b>	<b>3.60</b>	<b>1,197.00</b>	<b>332.50</b>
<b>Total Hours</b>	<b>6.10</b>	<b>4.40</b>	<b>0.00</b>	<b>37.20</b>	<b>47.70</b>	<b>12,153.00</b>	<b>254.78</b>
<b>Total Fees Claimed</b>						<b>5,300.00</b>	

**AXIOM RECOVERY LLP HOURLY CHARGE OUT RATES**

**AS AT 6<sup>TH</sup> DECEMBER 2011**

(A)	PARTNER	£400 - £500 PER HOUR
(B)	MANAGER	£250 - £400 PER HOUR
(C)	SENIOR PROFESSIONALS	£200 - £250 PER HOUR
(D)	ASSISTANT AND SUPPORT STAFF	£ 80 - £200 PER HOUR