

AM23

Notice of move from administration to dissolution



Companies House

For further information, please refer to our guidance at www.gov.uk/companieshouse

1 Company details

Company number 0 1 1 6 5 0 0 1

Company name in full Monarch Holdings Limited

→ Filling in this form

Please complete in typescript or in bold black capitals.

2 Court details

Court name High Court of Justice

Court number C R - 2 0 1 7 - 0 0 7 2 7 0

3 Administrator's name

Full forename(s) James Robert

Surname Tucker

4 Administrator's address

Building name/number 15 Canada Square

Street Canary Wharf

Post town London

County/Region

Postcode E 1 4 5 G L

Country

AM23

Notice of move from administration to dissolution

5	Administrator's name ①		
Full forename(s)	Blair Carnegie		① Other administrator Use this section to tell us about another administrator.
Surname	Nimmo		
6	Administrator's address ②		
Building name/number	15 Canada Square		② Other administrator Use this section to tell us about another administrator.
Street	Canary Wharf		
Post town	London		
County/Region			
Postcode	E 1 4 5 G L		
Country			
7	Final progress report		
	<input checked="" type="checkbox"/> I have attached a copy of the final progress report		
8	Sign and date		
Administrator's signature	Signature X <i>J. Tucker</i> X		
Signature date	d 3 0 m 0 3 y 2 0 y 2 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 Marie Hayden

Company name KPMG LLP

Address 15 Canada Square

Canary Wharf

Post town London

County/Region

Postcode E 1 4 5 G L

Country

DX

Telephone Tel +44 (0) 118 964 2208

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse



Joint Administrators' final progress report for the period 2 October 2020 to 30 March 2021

Monarch Holdings Limited - in
Administration

30 March 2021

Deemed delivered: 30 March
2021

Notice to creditors

This progress report provides a final update on the administration of the Company.

We have included (Appendix 2) an account of all amounts received and payments made since our previous progress report.

We have also explained the exit route from the administration and the outcome for each class of creditors.

You will find other important information in the document such as the costs we have incurred.

A glossary of the abbreviations used throughout this document is attached (Appendix 6).

Finally, we have provided answers to frequently asked questions and a glossary of insolvency terms on the following website, <http://www.kpmg.co.uk/monarch>. We hope this is helpful to you.

Please also note that an important legal notice about this report is attached (Appendix 7).

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1 Executive summary

This final progress report covers the period from 2 October 2020 to 30 March 2021. There are three final reports to creditors related to the eight remaining concurrent administrations of the Monarch Group companies; one for Monarch Airlines, one for Monarch Holidays sub-group and one for Monarch Holdings. This final report is for Monarch Holdings.

Two of the ten Group administrations, namely Avro Aviation and Monarch 2011, have now been concluded and we have ceased to act in respect of these two companies.

The Group's key assets were:

Slots. Realised for £54 million.

Unrestricted cash at bank of £27.8 million on appointment. Realisations at Monarch Airlines are £22.5 million and Monarch Holidays are £5.1 million. In addition, we have realised cash collateral held by third parties at appointment of £0.4 million and £1.0 million in Monarch Airlines and Monarch Holidays respectively.

The key asset realisation for the Company is from Intellectual Property rights.

The Company received an inter-company dividend from Monarch Travel Group. There are no further assets to realise and we have now concluded all matters in the administration (Section 2 - Progress to date).

Across the Group, value broke in the secured debt as previously indicated. In the period, we made a final distribution to PJL of c.£99,000 (Section 3 – Outcome for creditors).

We are not aware of any preferential claims against the Company and there was no return to unsecured creditors (Section 3 – Outcome for creditors).

We have filed a copy of this final progress report with the Registrar of Companies together with the requisite notice. The administration will cease to have effect when the Registrar of Companies registers these documents. The Company will be dissolved three months after that date.

During the period we applied to Court and obtained an order discharging us from liability in respect of any action of ours in our role as Joint Administrators of the Company with effect from 28 days after the date the Court has been notified by Freshfields that the Registrar of Companies has registered our final report and notice of move from administration to dissolution (Section 5 - Conclusion of the administration).

Please note: you should read this progress report in conjunction with our previous progress reports and proposals issued to the Company's creditors available at <http://www.kpmg.co.uk/monarch>. Unless stated otherwise, all amounts in this progress report and appendices are stated net of VAT.



Jim Tucker
Joint Administrator

2 Progress to date

This section provides a final update on the strategy for the administration and on the progress made. It follows the information provided in our previous progress reports.

2.1 Strategy and progress to date

Overall administration strategy

The key initial Group wide strategy was focussed on:

- Assisting the CAA with the customer repatriation exercise;
- Communicating with all key stakeholders, in particular the customers affected by the administration;
- Stabilising the IT infrastructure to preserve systems to support the CAA and retaining key employees with a view to securing the Companies' assets, in particular the Slots owned by Monarch Airlines;
- Support the Group's engineering business, Monarch Aircraft Engineering Limited – in administration, by migrating the IT infrastructure to allow it to become a standalone business.

Our key strategy for the Company was to realise assets, including the Intellectual Property and to assist with Group tax filings.

During the period, our primary focus has been to realise the inter-company dividend from Monarch Travel Group, following which we have finalised the remaining matters in the administration.

Services and Funding Agreement (SFA)

As previously reported, we agreed the services to be provided to the CAA, covering matters that would not ordinarily be undertaken in an administration, and the terms of reimbursement in a Services and Funding Agreement ("SFA").

Monarch Holdings has provided services to the CAA in acting as Group representative to receive and distribute funds to other Group companies. It also utilised the facility specifically provided to Monarch Holdings in order to settle various initial costs. The SFA also provided for the costs of placing certain of the Group companies into administration, as certain of these companies had no assets of their own but were potentially critical to the repatriation exercise.

All CAA related work in respect of the SFA has been completed.

Funding received from the CAA does not represent an asset of the Company; the funding ensures there is no gain or detriment to creditors as a result of work undertaken on behalf of the CAA.

Tax

We received partial tax clearance from HMRC during August 2020. With no further outstanding matters, we are now able to bring this administration to a conclusion.

VAT

Monarch Holdings was part of the Monarch Airlines VAT group, which has been disbanded and deregistered for VAT.

2.2 Asset realisations

Realisations during the period are set out in the attached receipts and payments account (Appendix 2).

A summary of the only realisation during the period is provided below.

Inter-company debtor

We received a dividend payment of c.£22,000 from Monarch Travel Group relating to an inter-company debt.

Investigations

We reviewed the affairs of the Company to find out if there were any actions which could be taken against third parties to increase recoveries for creditors and complied with statutory requirements in this respect.

2.3 Costs

The payments made in this period are set out in the attached receipts and payments account (Appendix 2).

A summary of the only significant payment made during the period is provided below.

Corporation tax

We paid HMRC c.£37,000 in relation to its post administration corporation tax liability of c.£458,000. A significant proportion of this liability is a result of inter-company transfer pricing charges, with the balance relating to Capital Gains.

The liability arose without a corresponding asset realisation in the estate, and, with minimal floating charge realisations, funds in the estate were insufficient to meet the liability in full. As set out in the insolvency legislation, the balance is not payable from the administration estate.

2.4 Schedule of expenses

We have detailed the costs incurred during the period in the schedule of expenses attached (Appendix 3).

Other than our time costs there have been no further unpaid expenses incurred in the period.

3 Outcome for creditors

3.1 Secured creditors

We set out a summary of the material security position for the Company in our Proposals.

As previously advised, value is expected to break in the secured debt.

During the period, we have distributed c.£99,000 to PJJ - all of which relates to fixed charge realisations.

3.2 Preferential creditors

We are not aware of any preferential claims against the Company.

3.3 Unsecured creditors

There were insufficient funds to pay a dividend to the unsecured creditors.

4 Joint Administrators' remuneration, disbursements and pre-administration costs

4.1 Joint Administrators' remuneration and disbursements

Time costs

From 2 October 2020 to 30 March 2021, we have incurred time costs of £12,402. These represent 31 hours at an average rate of £398 per hour.

Remuneration

During the period, we have not drawn any remuneration.

Disbursements

During the period we have not incurred any disbursements.

Additional information

We have attached (Appendix 4) an analysis of the time spent, the charge-out rates for each grade of staff and the expenses paid directly by KPMG for the period from 2 October 2020 to 30 March 2021. We have also attached our charging and disbursements policy.

Under the SFA entered into with the CAA, the CAA agreed to meet costs which would not have been incurred but for the work they required in relation to the repatriation exercise. These costs included a recharge from the Company for the Administrators' time costs and expenses in relation to our work under the SFA. In agreeing these costs, the CAA is an independent body which is not connected with the Group, the Joint Administrators or KPMG.

4.2 Pre-administration costs

During the administration, we disclosed unpaid pre-administration costs, being legal fees and disbursements outstanding as at the date of our appointment of £2,341. We obtained approval from the Secured creditors to pay these pre-administration costs, which have since been paid.

5 Conclusion of the administration

We have filed a copy of this final progress report with the Registrar of Companies together with the requisite notice.

The administration will cease to have effect when the Registrar of Companies registers these documents. The Company will be dissolved three months after that date.

During the period, we applied to Court and obtained an order discharging us from liability in respect of any action of ours in our role as Joint Administrators of the Company with effect from 28 days after the date the Court has been notified by Freshfields that the Registrar of Companies has registered our notice of move from administration to dissolution.

Appendix 1 Statutory information

Company information

Company name	Monarch Holdings Limited
Date of incorporation	29 March 1974
Company registration number	01165001
Present registered office	15 Canada Square, Canary Wharf, London, E14 5GL

Administration information

Administration appointment	The administration appointment granted in High Court of Justice, 007270 of 2017
Appointor	Court following application by the Directors
Date of appointment	2 October 2017
Joint Administrators' details	Jim Tucker and Blair Nimmo
Functions	The functions of the Joint Administrators have been exercised by them individually or together in accordance with Paragraph 100(2).
Current administration expiry date	1 April 2021
Prescribed Part distribution	The prescribed part is not applicable on this case as the net property was below the prescribed minimum of £10,000.

Appendix 2 Joint Administrators' receipts and payments account

Monarch Holdings Limited - in Administration			
Abstract of receipts & payments			
Statement of affairs (£)		From 02/10/2020 To 30/03/2021 (£)	From 02/10/2017 To 30/03/2021 (£)
FIXED CHARGE ASSETS			
100,000.00	Intellectual Property rights	NIL	420,000.00
		NIL	420,000.00
FIXED CHARGE COSTS			
	Administrators' fees	NIL	(17,190.50)
	Agents'/Valuers' fees	NIL	(50,000.00)
		NIL	(67,190.50)
FIXED CHARGE CREDITORS			
(7,500,000.00)	Fixed charge creditor	NIL	NIL
(94,685,897.00)	Fixed charge distribution	(98,748.00)	(233,748.00)
		(98,748.00)	(233,748.00)
ASSET REALISATIONS			
442.00	Cash at bank	NIL	441.64
	Insurance refund	NIL	42,350.00
	Credit Card settlement - funds MAL/MHol	NIL	286,455.16
		NIL	329,246.80
OTHER REALISATIONS			
	Bank interest, gross	NIL	8,091.05
	Inter Company debtor	21,652.66	21,652.66
	ADVANCES - Advanced funding from the CAA	NIL	3,660,707.91
	Facility from CAA	NIL	2,500.00
	Third party funds received	NIL	1,571.69
		21,652.66	3,694,523.31
COST OF REALISATIONS			
	Pre-administration legal fees	NIL	(2,340.79)
	IT costs	NIL	(17,812.46)
	Legal fees	NIL	(136,085.60)
	Corporation tax	(37,080.78)	(37,080.78)
	Re-direction of mail	NIL	(612.00)
	Statutory advertising	NIL	(69.00)
	Bank charges	(60.00)	(96.22)
	ADVANCES - funding paid to Monarch Group	NIL	(3,660,707.91)
	Third party funds paid	NIL	(288,026.85)

Monarch Holdings Limited - in Administration

Abstract of receipts & payments

Statement of affairs (£)		From 02/10/2020 To 30/03/2021 (£)	From 02/10/2017 To 30/03/2021 (£)
		(37,140.78)	(4,142,831.61)
DISTRIBUTIONS			
(168,004,871.00)	Ordinary shareholders	NIL	NIL
		NIL	NIL
(270,090,326.00)		(114,236.12)	NIL
REPRESENTED BY			
	Floating ch. VAT rec'able		34,699.67
	Floating charge current NIB wef 170620		NIL
	Fixed charge VAT rec'able		10,000.00
	Fixed charge VAT payable		(84,000.00)
	Floating ch. VAT control		(34,699.67)
	Fixed charge VAT control		74,000.00
			NIL

Appendix 3 Schedule of expenses

The accrual for our remuneration is based on our charge out rates; for consistency of reporting purposes these costs have not been adjusted to reflect the discount agreed with the Senior Secured creditor.

Schedule of expenses (02/10/2020 to 30/03/2021)			
Expenses (£)	Incurred and paid in the period (£)	Incurred in the period not yet paid (£)	Total (£)
Cost of realisations			
Corporation tax	37,080.78	0.00	37,080.78
Bank charges	60.00	0.00	60.00
TOTAL	37,140.78	0.00	37,140.78

Requests for further information and right to challenge our remuneration and expenses

Creditors' requests for further information

If you would like to request more information about our remuneration and expenses disclosed in this progress report, you must do so in writing within 21 days of receiving this progress report.

Requests from unsecured creditors must be made with the concurrence of at least 5% in value of unsecured creditors (including, the unsecured creditor making the request) or with the permission of the Court.

Creditors' right to challenge our remuneration and expenses

If you wish to challenge the basis of our remuneration, the remuneration charged, or the expenses incurred during the period covered by this progress report, you must do so by making an application to Court within eight weeks of receiving this progress report.

Applications by unsecured creditors must be made with concurrence of at least 10% in value of unsecured creditors (including the unsecured creditor making the challenge) or with the permission of the Court.

The full text of the relevant rules can be provided on request by writing to the Joint Administrators of Monarch Holdings Limited c/o 15 Canada Square, Canary Wharf, London, E14 5GL.

Appendix 4 Joint Administrators' charging and disbursements policy

Joint Administrators' charging policy

The time charged to the administration is by reference to the time properly given by us and our staff in attending to matters arising in the administration. This includes work undertaken in respect of tax, VAT, employee and pensions (up to 1 March 2020) from KPMG in-house specialists.

Our policy is to delegate tasks in the administration to appropriate members of staff considering their level of experience and requisite specialist knowledge, supervised accordingly, so as to maximise the cost effectiveness of the work performed. Matters of particular complexity or significance requiring more exceptional responsibility are dealt with by senior staff or us.

A copy of "A Creditors' Guide to Joint Administrators' Fees" from Statement of Insolvency Practice 9 ('SIP 9') produced by the Association of Business Recovery Professionals is available at:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/more/29113/page/1/guide-to-administrators-fees/>

If you are unable to access this guide and would like a copy, please contact Marie Hayden on 0118 9642208 or write to the Joint Administrators of Monarch Airlines Limited c/o 15 Canada Square, London, E14 5GL.

Hourly rates

Set out below are the relevant charge-out rates per hour worked for the grades of our staff actually or likely to be involved on this administration. Time is charged by reference to actual work carried out on the administration; using a minimum time unit of six minutes.

All staff who have worked on the administration, including cashiers and secretarial staff, have charged time directly to the administration and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the administration but is reflected in the general level of charge-out rates.

Table of charge-out rates

Charge-out rates (£) for Restructuring	
Grade	From 01 Nov 2016 £/hr
Partner	835
Associate Partner	740
Director	740
Senior Manager	645
Manager	515
Senior Administrator	375
Administrator	285
Support	142
Work Experience	50

Policy for the recovery of disbursements

We have recovered neither Category 1 nor Category 2 disbursements from the estate.

For the avoidance of doubt, such expenses are defined within SIP 9 as follows:

Category 1 disbursements: These are costs where there is specific expenditure directly referable to both the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the officeholder or his or her staff.

Category 2 disbursements: These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage.

Category 2 disbursements charged by KPMG Restructuring include mileage. This is calculated as follows:

Mileage claims fall into three categories:

Use of privately-owned vehicle or car cash alternative – 45p per mile.

Use of company car – 60p per mile.

Use of partner's car – 60p per mile.

For all of the above car types, when carrying KPMG passengers an additional 5p per mile per passenger will also be charged where appropriate.

We have not incurred any disbursements during the period.

We have the authority to pay Category 1 disbursements without the need for any prior approval from the creditors of the Company.

Category 2 disbursements have been approved in the same manner as our remuneration.

Narrative of work carried out for the period 2 October 2020 to 30 March 2021

The key areas of work have been:

Statutory and compliance	applying to Court for an order seeking discharge of the Joint Administrators' liability in respect of any action of ours in our role as Joint Administrators of the Company with effect from 28 days after the date upon which Court has been notified by Freshfields that the Registrar of Companies has registered our notice of move from administration to dissolution; posting information on a dedicated web page; preparing statutory receipts and payments accounts; dealing with all closure related formalities; ensuring compliance with all statutory obligations within the relevant timescale.
Strategy documents, Checklist and reviews	reviewing and concluding the administration strategy; briefing of our staff on the closure strategy and matters in relation to various work-streams; reviewing and authorising junior staff correspondence and other work; dealing with queries arising during the appointment; reviewing matters affecting the outcome of the administration; complying with internal filing and information recording practices, including documenting strategy decisions.
Reports to	providing written and oral updates to representatives of the secured creditors regarding the progress of the administration and case closure strategy.

debenture holders	
Cashiering	preparing and processing vouchers for the payment of post-appointment invoices; reconciling post-appointment bank accounts to internal systems; ensuring compliance with appropriate risk management procedures in respect of receipts and payments; closing the administration bank account.
Tax	paying funds available in the estate to HMRC by way of part payment of the Company's corporation tax liability.
Shareholders	providing copies of statutory reports to the shareholders.
General	reviewing time costs data and producing analysis of time incurred which is compliant with Statement of Insolvency Practice 9; dealing with the ongoing storage and destruction, at the appropriate time, of the Company's books and records.
Creditors and claims	responding to enquiries from creditors regarding the administration; drafting our progress report.

Time costs

SIP 9 –Time costs analysis (02/10/2020 to 30/03/2021)

	Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & planning			
Cashiering			
General (Cashiering)	3.10	1,054.50	340.16
Reconciliations (& IPS accounting reviews)	1.20	414.00	345.00
Statutory and compliance			
Checklist & reviews	1.90	613.50	322.89
Closure and related formalities	1.60	983.00	614.38
Tax			
Post appointment corporation tax	2.50	1,273.50	509.40
Post appointment VAT	1.30	370.50	285.00
Creditors			
Creditors and claims			
Secured creditors	0.70	235.50	336.43
Statutory reports	15.25	6,404.25	419.95
Insurance solutions			
Other			
Statutory reporting	3.40	996.00	292.94
Realisation of assets			
Asset Realisation			
Debtors	0.20	57.00	285.00
Total in period	31.15	12,401.75	398.13

Brought forward time (appointment date to SIP 9 period start date)	301.35	131,900.35
SIP 9 period time (SIP 9 period start date to SIP 9 period end date)	31.15	12,401.75

SIP 9 –Time costs analysis (02/10/2020 to 30/03/2021)

	Hours	Time Cost (£)	Average Hourly Rate (£)
Carry forward time (appointment date to SIP 9 period end date)	332.50	144,302.10	

Appendix 5 Summary of Joint Administrators' proposals

As detailed in our Proposals, with there being no party to date willing to buy the Group or any of the Companies in whole or in part, and uncertainties over Monarch Airline's Operating Licence and Air Operating Certificate, we were not able to pursue 3(1)(a) (rescue of the company as a going concern) and therefore our primary objective for the company was to achieve a better result for the company's creditors as a whole than would be likely if the company were wound up, in accordance with Paragraph 3(1)(b).

In addition to the specific itemised proposals for the Company below, this document (being our Proposals) in its entirety constituted our Proposals.

We proposed the following:

General matters

- to continue to do everything that is reasonable, and to use all our powers appropriately, in order to maximise realisations from the assets of the company in accordance with the objective as set out above;
- to investigate and, if appropriate, to pursue any claims the company may have;
- to seek an extension to the administration period if we consider it necessary.

Distributions

- to make distributions to the secured creditors where funds allow;
- to make distributions to the unsecured creditors if funds become available, and to apply to the Court for authority to do so, where applicable.

Ending the administration

We might use any or a combination of the following exit route strategies in order to bring the administration to an end:

place the company into creditors' voluntary liquidation. In these circumstances we propose that we, Jim Tucker, Blair Nimmo and Richard Beard, be appointed as Joint Liquidators of the company without any further recourse to creditors. If appointed Joint Liquidators, any action required or authorised under any enactment to be taken by us may be taken by us individually or together. The creditors may nominate different persons as the proposed Joint Liquidators, provided the nomination is received before these proposals are approved;

petition the Court for a winding-up order placing the company into compulsory liquidation and to consider, if deemed appropriate, appointing us, Jim Tucker, Blair Nimmo and Richard Beard, as Joint Liquidators of the company without further recourse to creditors. Any action required or authorised under any enactment to be taken by us as Joint Liquidators may be taken by us individually or together;

file notice of move from administration to dissolution with the Registrar of Companies if we consider that liquidation is not appropriate because (1) no dividend will become available to creditors, and (2) there are no other outstanding matters that require to be dealt with in liquidation. The company will be dissolved three months after the registering of the notice with the Registrar of Companies.

Alternatively, we may allow the administration to end automatically.

Joint Administrators' remuneration and pre-administration costs

We propose that:

our remuneration will be drawn on the basis of time properly given by us and the various grades of our staff in accordance with the fees estimate provided in Appendix 4 and the charge-out rates included in Appendix 6;

disbursements for services provided by KPMG (defined as Category 2 disbursements in Statement of Insolvency Practice 9) will be charged in accordance with KPMG's policy as set out in Appendix 6;

unpaid pre-administration legal costs be an expense of the administration.

Appendix 6 Glossary

CAA	Civil Aviation Authority
The Company/Monarch Holdings	Monarch Holdings Limited - in Administration
Freshfields	Freshfields Bruckhaus Deringer LLP
Group	Avro Limited, First Aviation Limited, MH Aviation Transport Limited, Monarch Airlines Limited, Monarch Holdings Limited, Monarch Holidays Limited, Monarch Travel Group Limited, somewhere2stay Limited (all in Administration) and Avro Aviation Limited, Monarch 2011 Limited (formerly in Administration)
Joint Administrators/we/our/us	Jim Tucker and Blair Nimmo
KPMG	KPMG LLP
MAEL	Monarch Aircraft Engineering Limited – in administration
Monarch Travel Group	Monarch Travel Group Limited – in Administration
PJL	Petrol Jersey Limited
PPF	Pension Protection Fund
Secured creditors	PJL and PPF
Senior Secured creditor	PJL
Slots	Take off and landing slots at UK airports

Any references in this progress report to sections, paragraphs and rules are to Sections, Paragraphs and Rules in the Insolvency Act 1986, Schedule B1 of the Insolvency Act 1986 and the Insolvency Rules (England and Wales) 2016 respectively.

Appendix 7 Notice: About this report

This report has been prepared by Jim Tucker and Blair Nimmo the Joint Administrators of Monarch Holdings Limited – in Administration (the ‘Company’) solely to comply with their statutory duty to report to creditors under the Insolvency Rules (England and Wales) 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 purpose, 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 or any other company in the Group.

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

James Robert Tucker is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England & Wales.

Blair Carnegie Nimmo is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants of Scotland.

We are bound by the Insolvency Code of Ethics.

The Officeholders are Data Controllers of personal data as defined by the Data Protection Act 2018. Personal data will be kept secure and processed only for matters relating to the appointment. For further information, please see our Privacy policy at – home.kpmg.com/uk/en/home/misc/privacy-policy-insolvency-court-appointments.html.

The Joint Administrators act as agents for the Company and contract without personal liability. The appointments of the Joint Administrators are personal to them and, to the fullest extent permitted by law, KPMG 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.

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