



FORM 3.6

## Rule 3.32 The Insolvency Act 1986

Receiver or Manager or  
Administrative Receiver's  
Abstract of Receipts and PaymentsPursuant to section 38 of the  
Insolvency Act 1986  
Rule 3.32(1) of the Insolvency Rules  
1986

S.38/A

To the Registrar of Companies

- \*To the Company
- \*To the members of the creditors committee
- \*To the appointor of administrative receiver

For Official Use

Company Number

1242087

Name of Company

M Raper &amp; Sons Limited

I/We D M Middleton

of Hadrian House  
Higham Place  
Newcastle upon Tyne  
NE1 8BP

G S Goldie

appointed receiver(s) / manager(s) / receiver(s) and manager(s)  
/ administrative receiver(s) of the company on

17 May 1990

present overleaf my/our abstract of receipts and payments for  
the period from

17 May 1993

to

16 May 1994

Number of continuation sheets attached

Signed

Cork Gully  
Hadrian House  
Higham Place  
Newcastle upon Tyne  
NE1 8BP

Ref: RS100L2/RLW/IRH

Date 12 July 1994

John P Power Power of Attorney for D M Middleton

For Official Use  
Insolvency Sect Post Room

\*AL2ZE332\*

A341RECEIPT DATE:20/07/94

## Note

## ABSTRACT

The receipts and payments must severally be added up at the foot of each sheet and the totals carried forward from one abstract to another without any intermediate balance so that the gross totals shall represent the total amounts received and paid by the receiver since he was appointed

\*Delete as appropriate

RECEIPTS		£
Brought forward from previous Abstract (if any)		976051.58
Sales (2)		8000.00
Corp Tax refund		85243.63
Interest received (Gross)		860.21
Debtors		19308.21
Rates refund		7205.48
Interest received (Gross)		4090.39
Receiver Output VAT		4778.94
Carried forward to *continuation sheet/next Abstract		1105538.44
PAYMENTS		£
Brought forward from previous Abstract (if any)		829505.22
Receiver/Liquidator's fee		4000.00
Tax advice		7500.00
Architect's/surveyor's fe		3161.66
Debenture holder		92500.00
Bank charges & interest		29.83
Receiver's Expenses		652.83
Receiver/liquidator's fee		7000.00
Receive Input VAT		3905.03
Carried forward to *continuation sheet/next Abstract		948254.57

\*Delete as appropriate

## Enduring Power of Attorney

### Part A: About using this form

1. You may chose one attorney or more than one. If you chose one attorney then you must delete everything between the square brackets on the first page of the form. If you chose more than one, you must decide whether they are able to act:

- \* Jointly (that is, they must all act together and cannot act separately) or
- \* Jointly and severally (that is, they can all act together but they can also act separately if they wish).

On the first page of the form, show what you have decided by crossing out one of the alternatives.

2. If you give your attorney(s) general power in relation to all your property and affairs, it means that they will be able to deal with your money or property and may be able to sell your house.

3. If you don't want your attorney(s) to have such wide powers, you can include any restrictions you like. For example, you can include a restriction that your attorney(s) must not act on your behalf until they have reason to believe that you are becoming mentally incapable; or a restriction as to what your attorney(s) may do. Any restrictions you choose must be written or typed where indicated on the 2nd page of the form.

4. If you are a Trustee (and please remember that co-ownership of a home involves trusteeship), you should seek legal advice if you want your attorney(s) to act as a Trustee on your behalf.

5. Unless you put in a restriction preventing it your attorney(s) will be able to use any of your money or property to make any provision which you

yourself might be expected to make for their own needs or the needs of other people. Your attorney(s) will also be able to use your money to make gifts, but only for reasonable amounts in relation to the value of your money and property.

6. Your attorney(s) can recover the out-of pocket expenses of acting as your attorney(s). If your attorney(s) are professional people, for example solicitors or accountants, they may be able to charge for their professional services as well. You may wish to provide expressly for remuneration of your attorney(s) (although if they are trustees they may not be allowed to accept it).

7. If your attorney(s) have reason to believe that you have become or are becoming mentally incapable of managing your affairs, your attorney(s) will have to apply to the Court of Protection for registration of this power.

8. Before applying to the Court of Protection for registration of this power, your attorney(s) must give written notice that that is what they are going to do, to you and your nearest relatives as defined in the Enduring Powers of Attorney Act 1985. You or your relatives will be able to object if you or they disagree with registration.

9. This is a simplified explanation of what the Enduring Powers of Attorney Act 1985 and the Rules and Regulations say. If you need more guidance, you or your advisers will need to look at the Act itself and the Rules and Regulations. The Rules are the Court of Protection (Enduring Powers of Attorney) Rules 1986 (Statutory Instrument 1986 No. 127). The Regulations are the Enduring Powers of Attorney (Prescribed Form) Regulations 1990 (Statutory Instrument 1990 No.1387).

10. Note to Attorney(s)

After the power has been registered you should notify the Court of Protection if the donor dies or recovers.

11. Note to Donor

Some of these explanatory notes may not apply to the form you are using if it has already been adapted to suit your particular requirements.

YOU CAN CANCEL THIS POWER AT ANY TIME BEFORE IT HAS TO BE REGISTERED

Part B: To be completed by the "Donor" (the person appointing the attorney(s))

Don't sign this form unless you understand what it means  
Please read the notes in the margin which follow and which are part of the form itself.

Donor's name and address

I, David Miles Middleton  
of Church View, 9 Market Place,  
Corbridge, Northumberland, NE45 5AW

Donor's date of birth

born on 15th June 1938

Attorney(s) name(s)

appoint John Frederick Powell  
of Coopers & Lybrand, Hadrian House,  
Higham Place, Newcastle upon Tyne

See note 1 on the front of this form. If you are appointing \* (and only one attorney you should cross out everything between the square brackets. If appointing more than two attorneys please give the additional names(s) on an attached sheet.

Cross out the one which does not apply (see note 1 on the front of this form)

\*jointly  
\*jointly and severally

to be my attorney(s) for the purpose of the Enduring Powers of Attorney Act 1985

Cross out the one which on the front of this form)  
Add any additional powers

~~\*with general authority to act on my behalf~~

\*with authority to do the following on my behalf:

If you don't want the attorney(s) to have general power, you must give details here of what authority you are giving the attorney(s)

To exercise all powers granted to me in relation to any Appointments.

"Appointments" means any appointment in my name either jointly, severally, solely or otherwise under the Insolvency Act 1986 and the Law of Property Act 1925 or any equivalent previous or subsequent legislation and also any appointments by

any individual, company, firm, institution, association, club or other such body in whose favour either a fixed or floating or other equivalent security has been granted so enabling them to appoint.

in relation to :

Cross out the one which does not apply

~~\*all my property affairs~~

\*the following property and affairs:

All such property and affairs which strictly and directly relate to the Appointments defined above and for the avoidance of any doubt excluding any property of mine both real and personal whatsoever and wheresoever.

Part B: Continued

Please read the notes in the margin which follow and which are part of the form itself.

If there are restrictions or conditions, insert them here; if not, cross out these words if you wish (See note 3 on the front of this form)

If this form is being signed at your direction:-

\*the person signing must not be an attorney or any witness (to Parts B or C).

\*you must add a statement that this form has been signed at your direction.

\* a second witness is necessary (please see below).

Your signature (or mark)

Date

Someone must witness your signature

Signature of witness

Your attorney(s) cannot be your witness. It is not advisable for your husband or wife to be your witness

A second witness is only necessary if this form is not being signed by you personally but at your direction (for example, if a physical disability prevents you from signing).  
Signature of second witness.

\*Subject to the following restrictions and conditions:

This power is subject to the condition that it shall automatically terminate in the event that John Frederick Powell ceases to be qualified to act as an Insolvency Practitioner or ceases to be a partner with Coopers & Lybrand and/or Cork Gully, Chartered Accountants.

I intend that this power shall continue even if I become mentally incapable.

I have read or have had read to me the notes in Part A which are part of, and explain, this form.

Signed by me as a Deed  
and delivered

on 29<sup>th</sup> October 1993

in the presence of: A. L. Jenkins

Full name of witness: A. R. Jenkins

Address of witness: Alliance House

Hood St, Newcastle upon Tyne

in the presence of \_\_\_\_\_

Full name of witness \_\_\_\_\_

Address of witness \_\_\_\_\_



**Part C: To be completed by the Attorney(s)**

- Note:** 1. This form may be adapted to provide for execution by a corporation  
2. If there is more than one attorney additional sheets in the form as shown below must be added to this Part C

Please read the notes in the margin which follow and which are part of the form itself.

Don't sign this form before the Donor has signed Part B, or if, in your opinion, the donor was already mentally incapable at the time of signing Part B.

If this form is being signed at your direction:-

\*the person signing must not be an attorney or any witness (to Parts B or C).

\*you must add a statement that this form has been signed at your direction.

\*a second witness is necessary (please see below)

Signature (or mark) of attorney

Date

Signature of witness

The attorney must sign the form and his signature must be witnessed. The Donor may not be the witness and one attorney may not witness the signature of the other.

A second witness is only necessary if this form is not being signed by you personally but at your direction (for example), if a physical disability prevents you from signing).

Signature of witness.

I understand that I have a duty to apply to the Court for the registration of this form under the Enduring Powers of Attorney Act 1985 when the Donor is becoming or has become mentally incapable.

I also understand my limited power to use the Donor's property to benefit persons other than the Donor.

I am not a minor.

Signed by me as a Deed and delivered

on 29 October 1973

in the presence of H. Cuddeles

Full names of witness: H. R. Cuddeles

Address of witness: Alliance House,

Hood St. Newcastle upon Tyne

in the presence of \_\_\_\_\_

Full name of witness \_\_\_\_\_

Address of witness \_\_\_\_\_

Explanatory Note

(This note is not part of the Regulations)

These Regulations prescribe a revised form of an enduring power of attorney, the explanatory information endorsed on it and the manner in which it is to be executed.

In particular, these Regulations make amendments consequent upon the coming into force on 31st July 1990 of provisions in the Law of Property (Miscellaneous Provisions) Act 1989 (c.34) which change the law relating to deeds and their execution.