The Insolvency Act 1986

2.24B

# Administrator's progress report

Name of Company

The Baby Grand Hotel Company Limited

Company number

01462880

In the High Court of Justice, Chancery Division

[full name of court]

Court case number

10024 of 2011

We

Robert Andrew Croxen

KPMG LLP

8 Salisbury Square

London EC4Y 8BB David John Crawshaw KPMG LLP

8 Salisbury Square

London EC4Y 8BB Blair Carnegie Nimmo

KPMG LLP

191 West George Street

Glasgow

G2 2LJ

Administrators of the above company attach a progress report for the period

from

16 November 2011

15 May 2012

Signed

Joint Administrator

Dated

15 June 2012

#### **Contact Details:**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form The contact information that you give will be visible to searchers of the public record

16/06/2012 **COMPANIES HOUSE**  Lyndsay Burch KPMG LLP

Arlington Business Park

Theale

Reading

RG7 4SD

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DX 146800 (Theale) 2

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DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at-

Companies House, Crown Way, Cardiff CF14 3UZ

DX 33050 Cardiff



# The Baby Grand Hotel Company Limited

(in administration)

Progress report
Report to creditors pursuant to Rule 2.47 of the
Insolvency Rules 1986 (as amended)

KPMG LLP 15 June 2012

RAC/DLB/LNB/1F



## **Notice: About this report**

- This Report has been prepared by Robert Andrew Croxen, David John Crawshaw and Blair Carnegie Nimmo the Joint Administrators of The Baby Grand Hotel Company Limited, solely to comply with their statutory duty to report to creditors under the Insolvency Rules 1986 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 Baby Grand Hotel Company Limited
- 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 Insolvency Rules 1986 does so at their own risk. To the fullest extent permitted by law, the Joint Administrators do not assume any responsibility and will not accept any hability in respect of this Report to any such person.
- Robert Andrew Croxen is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales
- David John Crawshaw is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales
- Blair Carnegie Nimmo is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants of Scotland
- The Joint Administrators act as agents for The Baby Grand Hotel Company Limited 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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# Appendices (see attached)

- 1 Statutory information
- 2 Receipts and payments account
- 3 Analysis of Administrators' time costs and schedule of rates of charging
- 4 Schedule of expenses



#### The Baby Grand Hotel Company Limited (in administration)

Progress report KPMG LLP 15 June 2012

## Glossary

Act The Insolvency Act 1986 (as amended)

Administrators Robert Andrew Croxen, David John Crawshaw & Blair

Carnegie Nımmo of KPMG LLP

Bank of Scotland Plc

BGR Baby Grand Restaurants SARL

Botts Capital Partners LLP

Company/TBGHCL The Baby Grand Hotel Company Limited (in administration)

Directors Mashael Mohamed Bin Issa Al Jaber, Andrea King &

Geoffrey Ledger

Hotel 42 The Calls

HDLT Hotel De La Tremoille

JJW Ltd

JLL Jones Lang LaSalle LLP

KPMG LLP

MBI International & Partners Inc

Rules The Insolvency Rules 1986 (as amended)

Scotsman Group TSHGL, TSHCL, TBGHCL, THS, BGR and HDLT

Secured Creditors Bank of Scotland plc & MBI International & Partners Inc

THS Tremoille Holdings SA

TSHGL The Scotsman Hotel Group Limited (in administration)

TSHCL The Scotsman Hotel Company Limited (in administration)

TBGHCL The Baby Grand Hotel Company Limited (in administration)

The references in this report to Sections, Paragraphs or Rules are to be the Insolvency Act 1986, Schedule B1 of the Insolvency Act 1986 and the Insolvency Rules 1986 (as amended)



#### 1 Introduction

Robert Andrew Croxen, David John Crawshaw and Blair Carnegie Nimmo of KPMG were appointed Administrators of TBGHCL by the Bank on 16 November 2011.

This report has been prepared in accordance with Rule 2 47 and covers the period from 16 November 2011 to 15 May 2012 and a form 2 24B is enclosed providing formal notice to this effect

Statutory information required by Rule 2 47 is attached as Appendix 1. An abstract of the Administrators' receipts and payments account for the period to 15 May 2012 is attached at Appendix 2. The figures are shown net of VAT.

#### 1.1 Administrators' proposals

The Administrators' proposals were circulated to all known members and creditors on 20 December 2011 and were deemed approved without modification in accordance with Rule 2 33(5) on 25 January 2012

## 1.2 Purpose of the administration

In accordance with Paragraph 3(1) the Administrators have the following hierarchy of objectives. -

- a) rescuing the Company as a going concern,
- b) achieving a better result for the Company's creditors as a whole than would be likely if the Company was wound up, and
- c) realising property in order to make a distribution to one or more secured or preferential creditors.

The Administrators considered that objective a) was highly unlikely to be achieved given the level of the Company's liabilities and anticipated value of its assets

The Administrators concluded that objective b) was achievable because the administration would facilitate the continued trading of the Company, thus preserving the value of the Company's assets.

As there is not expected to be any distributable assets remaining on completion of the administration, the Administrators intend to dissolve the Company in accordance with Paragraph 84



## 2 Progress of the administration

#### 2.1 Asset realisations

#### 2 1.1 Sale of business

As previously reported the Administrators successfully completed the sale of the Company's business and assets for £3.5 million on 14 December 2011 to a company associated with the Scotsman Group's ultimate parent company, JJW. The sale proceeds were split as follows

- £2 3 million in respect of freehold property;
- £0 9 million for goodwill;
- £0 2 million representing fixtures and fittings; and
- £0 1 million for plant and equipment and stock

#### 2.1.2 Cash at bank

The Administrators have recovered the balance of pre-appointment cash at bank of £90,606

#### 2 1.3 **Rent**

Rental income of £15,141 was received which predominantly represents rental income from the adjacently located Brasserie

#### 2.1.4 Trading

When all trading costs have been paid it is anticipated that there will be a loss on trading before tax of approximately £50,000. This currently stands at £7,610

#### 2 1.5 Pre-administration debtors

The Administrators have collected funds totalling £18,690.

#### 216 Bank interest

During the period covered by this report £762 of bank interest has been earned

#### 3 Costs of realisations

Costs of realisations paid in the period covered by this report, are shown in the Administrators' receipts and payments account attached as Appendix 2. The schedule of expenses attached as Appendix 4 details the costs incurred, which relate specifically to this reporting period only, whether paid or unpaid. The figures in this statement are shown net of VAT



Under Rule 2 48A, creditors are advised that, within 21 days of receipt of this report, a creditor may request additional information about the Administrators' remuneration and expenses as set out in this report. A request must be in writing, and may be made either by a secured creditor or by an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors (including himself) or the permission of the Court.

In addition, under Rule 2 109, any secured creditor or any unsecured creditor with either the concurrence of at least 10% in value of creditors, or with the permission of the Court, may apply to the court to challenge the remuneration charged, the basis of remuneration or the expense incurred by the Administrators. Any such application must be made no later than eight weeks after receipt of the first report which reports the charging of the remuneration or the incurring of expenses in question.

The full text of Rules 2 48A and 2 109 can be provided on request by writing to the Administrators at KPMG LLP, Arlington Business Park, Theale, Reading RG7 4SD

#### 3.1 Administrators' remuneration

The statutory provisions relating to remuneration are set out in Rule 2 106 Further information is given in the Association of Business Recovery Professionals' publication A Creditors' Guide to Administrators' Fees, a copy of which can be obtained at <a href="http://www.r3.org.uk/media/documents/technical\_library/SIPS/SIP\_9">http://www.r3.org.uk/media/documents/technical\_library/SIPS/SIP\_9</a> EWNov2011 pdf

However, if you are unable to access this guide and would like a copy please contact Lyndsay Burch on 0118 964 2268

The Association of Business Recovery Professional's Statement of Insolvency Practitioners No 9 requires the Administrators to provide a full detailed analysis of time spent, and charge out rates, for each grade of staff for the various areas of work carried out. Therefore, attached as Appendix 3, is a detailed analysis of time spent on the administration, and charge out rates for each grade of staff, for work carried out to 15 May 2012.

In the period to 15 May 2012, the Administrators have incurred time costs of £197,225 representing 614 hours at an average hourly rate of £321. This includes work undertaken in respect of tax, VAT, employee, pensions and health and safety advice from KPMG inhouse specialists.

Please note that in accordance with Rule 2 106, as the Administrators have in this case made a statement under Paragraph 52(1)(b) that, since there will be no surplus funds available to the unsecured creditors, it is for the Secured Creditors, to fix the basis of the Administrators' remuneration

Accordingly, the Administrators have obtained approval from the Secured Creditors that their remuneration be on the basis of time properly given by them and their staff in dealing with matters arising in the administration at their normal hourly rate of charging

During the period covered by this report, the Administrators have drawn remuneration totalling £93,000 together with disbursements of £151



#### 3 1.1 Legal fees

The Administrators have paid total legal costs of £46,999 for assistance with the sale of the business and assets of the Company and £6,802 for advice on the validity of the Administrators' appointment, the sale of the business and on general trading issues

#### 3.12 Agents fees

During the period covered by this report a total of £500 has been paid to DGI Creative relating to photography work undertaken to complete the marketing particulars

Fees of £1,235 were paid to JLL for its valuation and assistance in the sale of the business and assets.

#### 3 1.3 MBI recharge

£12,636 has been paid to the purchaser of the Hotel in respect of post completion sales which were received into the Company's pre administration bank account

#### 3 1 4 Other costs of realisation

Other costs incurred in the period relate to statutory advertising, bank charges and irrecoverable VAT totalling £2,773 and are listed in the attached receipts and payments account as Appendix 2

#### 4 Estimated outcome to creditors

#### 4.1 Secured Creditors

At the date of the Administrators' appointment, the Bank was owed approximately £51 2 million. The Bank holds fixed and floating charges over the Company's assets under its debenture dated 21 September 1999. Stevens & Bolton LLP has confirmed the validity of the Bank's security.

The Administrators have made an initial distribution to the Bank of £2 96 million under its fixed charge and £293,000 under its floating charge A further distribution of approximately £73,000 will be paid in due course. Hence, it is not expected that the Bank will be repaid in full

In addition to the Bank, the Company also granted fixed and floating charges in favour of Botts which were subsequently assigned to MBI. This security ranks behind the Bank's security and when considering the shortfall suffered by the Bank, no funds will be available to MBI.

#### 4.2 Preferential creditors

Claims in respect of certain wages and holiday pay rank preferentially, however, as part of the sale, the Company's employees transferred to the purchaser and no preferential claims are anticipated against the Company.



#### 4.3 Unsecured creditors

From information currently available to the Administrators, the estimated total amount owed to unsecured creditors of the Company is at £192,377. Due to the shortfall suffered by the Secured Creditors, there will not be a distribution to the unsecured creditors of the Company

#### 4 3.1 Prescribed Part

The provisions of Section 176A in relation to the Prescribed Part do not apply in this administration as the Secured Creditors debentures were all created prior to 15 September 2003, being the relevant date for these provisions

#### 5 Other matters

### 5.1 Investigations

As required by the Company Directors Disqualification Act 1986, the Administrators have submitted a report on the conduct of those directors and any person appearing to act as a shadow director in office in the three years prior to the administration with the Department for Business Innovation and Skills The Administrators have complied with these obligations and the contents of the report are confidential

# **6** Future strategy

### 6.1 Ongoing matters

The Administrators will continue to manage the affairs of the Company in order to achieve the purpose of the administration. This will include

- finalising and paying the costs of the administration, including the Administrators' remuneration,
- dealing with statutory and compliance obligations,
- making final distribution(s) to the Bank; and
- finalising the Company's tax affairs including the completion of corporation tax and VAT returns and settlement of any associated liabilities.

#### 6.2 Extension of the administration

The administration will automatically end on 15 November 2012, being the one year anniversary of the appointment date. However, the administration can be extended by an application to the Court or with the consent of the Secured Creditors if necessary. Based on current information, the Administrators consider that an extension to the period of the administration is unlikely to be necessary and they will be able to issue their final progress report before 15 November 2012.



## 6.3 Exit from administration

In accordance with the Administrators' proposals, on completion of the administration, the Administrators intend to move the Company from administration to dissolution in accordance with Paragraph 84

In addition, the Administrators have sought and obtained approval from the Secured Creditors that they will be discharged from hability upon filing of their final receipts and payments account with the Registrar of Companies.

### 6.4 Future reporting

In accordance with Rule 2 47, the Administrators will provide a further progress report within one month of 16 November 2012 or on conclusion of the administration, if earlier.

Robert Croxen

Joint Administrator



# Appendix 1

# **Statutory information**

| Company and Trading name                    | The Baby Grand Hotel Company Limited  |   |          |  |  |
|---|---|---|----------|--|--|
| Administration appointment                  | High Court of Justice, Companies 3 2011   | gh Court of Justice, Companies Division Court No 10024 of |          |  |  |
| Date of appointment                         | 16 November 2011  |   |          |  |  |
| Present Administrators' details             | Robert Andrew Croxen & David John Crawshaw are authorised to act as insolvency practitioners by the Institute of Chartered Accountants of England and Wales |   |          |  |  |
|   | Blair Carnegie Nimmo is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants of Scotland                               |   |          |  |  |
| Functions                                   | The functions of the Administrators or all of them in accordance with Para of the Act.  |   |          |  |  |
| Application of EC regulations               | EC regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC regulations.                                      |   |          |  |  |
| Company Directors                           |   | From  | To       |  |  |
|   | Mashael Mohamed Bın Issa Al Jaber   | 31/01/06  | 26/10/11 |  |  |
|   | Andrea King   | 28/07/10  | 26/10/11 |  |  |
|   | Geoffrey Ledger   | 26/10/11  | Present  |  |  |
| Company Secretary                           | Tımıko Cranwell   | 17/03/08  | 26/10/11 |  |  |
| Date of incorporation                       | 23 November 1979  |   |          |  |  |
| Company registration number                 | 01462880  |   |          |  |  |
| Previous registered office                  | 78-80 Wigmore Street, London W1U 2SJ  |   |          |  |  |
| Present registered office                   | c/o KPMG, Arlington Business Park, Theale, Reading, RG7 4SD   |   |          |  |  |
| Trading address 42 The Calls, Leeds LS2 7EW |   |   |          |  |  |



#### Details of the Company's share capital and holdings

Authorised share capital 30,152 shares at £1 each

Issued share capital 30,152 shares at £1 each

Shareholder The Scotsman Hotel Group Limited (in administration)



Appendix 2

Administrators' receipts and payments account

7

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|          | RECEIPTS   | £   |
|----------|--|---|
|          | Brought forward from previous Abstract (if Any)  | 0 00  |
|          | Sales  | 91,290 73   |
|          | Post Completion Sales  | 15,605 84   |
|          | Miscellaneous income   | 20 00   |
|          | Freehold property  | 2,272,000 00  |
|          | Property rights/Patents  | 20,000 00   |
| 1        | Goodwill   | 875,000 00  |
|          | Bank interest, gross   | 291 51  |
|          | Plant & machinery  | 75,000 00   |
|          | Fixtures and Fittings  | 250,000 00  |
| ,        | Stock  | 7,000 00  |
|          | Cash at bank   | 90,605 65   |
|          | Rent   | 15,140 54   |
|          | Bank interest, gross   | 470 28  |
|          | Pre-Admin Debtors  | 18,690 39   |
|          | Floating ch VAT payable  | 18,347 86   |
| elete as | Carried forward to  * continuation sheet / next abstract   | 3,749,462 80  |
| ropriate |  |   |
|          | PAYMENTS   | £   |
|          | Brought forward from previous Abstract (if Any)  | 0 00  |
|          | Purchases - Food   | 3,567 61  |
|          | Purchases - Beverages  | 164 95  |
| Ī        | Purchases - Other Consumables  | 1,941 99  |
|          |  | 20 001 49   |
|          | Direct labour  |   |
|          | Direct labour<br>Hotel Refunds   | 411 52  |
|          |  | 411 52<br>10,304 66   |
|          | Hotel Refunds  | 411 52<br>10,304 66<br>23,231 10  |
|          | Hotel Refunds<br>Ransom  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53   |
|          | Hotel Refunds<br>Ransom<br>Sub contractors   | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42   |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94   |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light   | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02   |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs   | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 16  |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroli Costs Telephone/Telex/Fax/TV  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 16<br>4,284 93                                |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 10<br>4,284 92<br>2,776 0                     |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest  | 29,891 68<br>411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 16<br>4,284 93<br>2,776 01       |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 10<br>4,284 93<br>2,776 0<br>332 70<br>200 00 |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments Sundry expenses  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 16<br>4,284 92<br>2,776 0<br>332 76<br>200 06 |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments Sundry expenses Commission on sales                        | 411 52 10,304 66 23,231 10 12,088 53 2,804 42 682 94 1,240 02 79 10 4,284 92 2,776 0 332 76 200 06 76 66 3,516 16                   |
|          | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments Sundry expenses  | 411 52<br>10,304 66<br>23,231 10<br>12,088 53<br>2,804 42<br>682 94<br>1,240 02<br>79 10<br>4,284 93<br>2,776 0<br>332 70<br>200 00 |
| plete as | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments Sundry expenses Commission on sales Hotel Running Costs IT | 411 52 10,304 66 23,231 10 12,088 53 2,804 42 682 94 1,240 02 79 16 4,284 92 2,776 0 332 76 200 06 76 66 3,516 16 16,867 56         |
| elete as | Hotel Refunds Ransom Sub contractors Rent Rates Water rates Heat & light Payroll Costs Telephone/Telex/Fax/TV Insurance Bank charges & interest HP/Leasing payments Sundry expenses Commission on sales Hotel Running Costs    | 411 52 10,304 66 23,231 10 12,088 53 2,804 43 682 94 1,240 02 79 10 4,284 93 2,776 0 332 76 200 06 76 6 3,516 16                    |

Note - 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 administrator since he was appointed

| -         | RECEIPTS   | £  |
|-----------|--|--|
|           | Brought forward from previous Abstract (if Any)          | 3,749,462 80   |
|           |  |  |
| ]         |  |  |
|           |  |  |
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|           |  |  |
|           |  |  |
| Delete as | Carried forward to  * continuation sheet / next abstract | 3,749,462 80   |
| propriate |  |  |
|           | PAYMENTS   | £  |
|           | Brought forward from previous Abstract (if Any)          | 114,52643  |
|           | Administrators' fees                                     | 85,000 00  |
|           | Legal fees   | 46,999 11<br>500 00                                  |
|           | Agents'/Valuers' fees Fixed charge creditor              | 2,957,000 00   |
|           | Administrators' fees                                     | 8,000 00   |
|           | Administrators' expenses                                 | 150 52   |
|           | Irrecoverable VAT  | 2,621 13   |
|           | Agents'/Valuers' fees                                    | 1,235 00   |
|           | Legal fees   | 6,802 12   |
| li li     | MBI Recharge   | 12,636 13  |
| 1         | Statutory advertising                                    | 76 50  |
|           | Bank charges   | 75 00  |
|           |  |  |
|           | Floating charge  | 293,000 00   |
|           | Floating charge Floating ch VAT rec'able                 | 19,599 09  |
|           | Floating charge  | 19,599 09  |
|           | Floating charge Floating ch VAT rec'able                 | 19,599 09  |
| Delete as | Floating charge Floating ch VAT rec'able                 | 293,000 00<br>19,599 09<br>17,000 00<br>3,565,221 03 |

Note - 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 administrator since he was appointed

# The Baby Grand Hotel Company Limited (In Administration) Administrators' Trading Account

| Statement of Affairs          | From 16/11/2011<br>To 15/05/2012 | From 16/11/2011<br>To 15/05/2012 |
|-------------------------------|----------------------------------|----------------------------------|
| POST-APPOINTMENT SALES        |                                  |                                  |
| Sales                         | 91,290.73                        | 91,290.73                        |
| Post Completion Sales         | 15,605.84                        | 15,605 84                        |
| Miscellaneous income          | 20.00                            | 20.00                            |
|                               | 106,916.57                       | 106,916.57                       |
| PURCHASES                     |                                  |                                  |
| Purchases - Food              | 3,567.61                         | 3,567.61                         |
| Purchases - Bovorages         | 164 95                           | 164.95                           |
| Purchases - Other Consumables | 1,941.99                         | 1,941 99                         |
|                               | (5,674 55)                       | (5,674.55)                       |
| OTHER DIRECT COSTS            |                                  |                                  |
| Direct labour                 | 29,891.68                        | 29,891.68                        |
| Hotel Refunds                 | 411.52                           | 411 52                           |
| `                             | (30,303 20)                      | (30,303 20)                      |
| TRADING EXPENSES              |                                  |                                  |
| Ransom                        | 10,304.66                        | 10,304 66                        |
| Sub contractors               | 23,231.10                        | 23,231.10                        |
| Rent                          | 12,088 53                        | 12,088.53                        |
| Rates                         | 2,804.42                         | 2,804 42                         |
| Water rates                   | 682 94                           | 682.94                           |
| Heat & light                  | 1,240.02                         | 1,240.02                         |
| Payroll Costs                 | 79.16                            | 79 16                            |
| Telephone/Telex/Fax/TV        | 4,284 93                         | 4,284.93                         |
| Insurance                     | 2,776.01                         | 2,776.01                         |
| Bank charges & interest       | 332.70                           | 332 70                           |
| HP/Leasing payments           | 200 00                           | 200 00                           |
| Sundry expenses               | 76.60                            | 76.60                            |
| Commission on sales           | 3,516.16                         | 3,516.16                         |
| Hotel Running Costs           | 16,867 54                        | 16,867.54                        |
| IT                            | 63.91                            | 63 91                            |
|                               | (78,548.68)                      | (78,548.68)                      |
| TRADING SURPLUS/(DEFICIT)     | (7,609.86)                       | (7,609.86)                       |

# The Baby Grand Hotel Company Limited (In Administration) Administrators' Abstract of Receipts & Payments

| Statement of Affairs                     | From 16/11/2011<br>To 15/05/2012 | From 16/11/2011<br>To 15/05/2012 |
|--|----------------------------------|----------------------------------|
| FIXED CHARGE ASSETS                      |                                  |                                  |
| Freehold property                        | 2,272,000 00                     | 2,272,000.00                     |
| Property rights/Patents                  | 20,000 00                        | 20,000.00                        |
| Goodwill                                 | 875,000.00                       | 875,000.00                       |
| Bank interest, gross                     | 291.51                           | 291 51                           |
|  | 3,167,291.51                     | 3,167,291.51                     |
| FIXED CHARGE COSTS                       |                                  |                                  |
| Administrators' fees                     | 85,000 00                        | 85,000.00                        |
| Legal fees                               | 46,999.11                        | 46,999.11                        |
| Agents'/Valuers' fees                    | 500 00                           | 500 00                           |
|  | (132,499.11)                     | (132,499 11)                     |
| FIXED CHARGE CREDITORS                   |                                  |                                  |
| Fixed charge creditor                    | 2,957,000 00                     | 2,957,000.00                     |
|  | (2,957,000.00)                   | (2,957,000.00)                   |
| ASSET REALISATIONS                       |                                  |                                  |
| Plant & machinery                        | 75,000.00                        | 75,000.00                        |
| Fixtures and Fittings                    | 250,000 00                       | 250,000.00                       |
| Stock                                    | 7,000.00                         | 7,000 00                         |
| Cash at bank                             | 90,605 65                        | 90,605.65                        |
| Rent                                     | 15,140 54                        | 15,140.54                        |
|  | 437,746.19                       | 437,746.19                       |
| OTHER REALISATIONS                       |                                  |                                  |
| Bank interest, gross                     | 470 28                           | 470.28                           |
| Trading Surplus/(Deficit)                | (7,609.86)                       | (7,609.86)                       |
| Pre-Admin Debtors                        | 18,690.39                        | 18,690.39                        |
|  | 11,550 81                        | 11,550.81                        |
| COST OF REALISATIONS                     |                                  |                                  |
| Administrators' fees                     | 8,000.00                         | 8,000 00                         |
| Administrators' expenses                 | 150 52                           | 150 52                           |
| Irrecoverable VAT                        | 2,621 13                         | 2,621 13                         |
| Agents'/Valuers' fees                    | 1,235 00                         | 1,235 00                         |
| Legal fees                               | 6,802 12                         | 6,802 12                         |
| MBI Recharge                             | 12,636.13                        | 12,636 13                        |
| Statutory advertising                    | 76.50                            | 76.50                            |
| Bank charges                             | 75 00                            | 75.00                            |
| •  | (31,596.40)                      | (31,596 40)                      |
| FLOATING CHARGE CREDITORS                |                                  |                                  |
| Floating charge                          | 293,000 00                       | 293,000 00                       |
|  | (293,000 00)                     | (293,000.00)                     |
|  | 202,493.00                       | 202,493.00                       |
|  |                                  |                                  |
| REPRESENTED BY Floating ch. VAT rec'able |                                  | 19,599 09                        |
| Fixed charge current                     |                                  | 61,292 40                        |
| Floating charge current                  |                                  | 122,949.37                       |

Fixed charge VAT rec'able Floating ch. VAT payable

17,000 00 (18,347 86)

202,493.00

## Appendix 3

# Analysis of the Administrators' time costs and schedule of rates of charging

|                  | 16 November 2011 to date |
|------------------|--------------------------|
| Partner/director | £460 - £535              |
| Management       | £345 - £425              |
| Administrators   | £175 - £240              |
| Support          | £110                     |
|                  |                          |

#### KPMG Restructuring policy for the recovery of disbursements

Where funds permit the officeholder will look to recover both category 1 and 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 both to 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.

Any disbursements paid from the estate are disclosed within the attached summary of disbursements

The only category 2 disbursements that KPMG Restructuring currently charges is mileage, this is calculated as follows:

Mileage claims fall into three categories:

Use of privately-owned vehicle or car cash alternative - 40p per mile

Use of company car - 60p per mule

Use of partner's car - 60p per mile

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

The Baby Grand Hotel Company Limited (in administration)

Administrators' time cost analysis 16 November 2011 to 15 May 2012

|  | Partner /<br>Director | Manager         | Administrator | Support | Total<br>hours | Time cost             | Average<br>hourly<br>rate |
|--|-----------------------|-----------------|---------------|---------|----------------|-----------------------|---------------------------|
| Administration & planning  |                       |                 |               |         |                | £                     | £                         |
| Notification of appointment                                      |                       |                 | 0 70          |         | 0 70           | 122 50                | 175 00                    |
| Cashiering   |                       |                 |               |         |                |                       |                           |
| General (Cashiering)   |                       | 8 40            | 7 30          | 0 75    | 16 45          | 4,394 50              | 267 14                    |
| Reconciliations (& IPS accounting reviews)                       |                       | 9 15            | 7 60          |         | 16 75          | 4,570 75              | 272 88                    |
| General Books and records  |                       | 1 50            |               |         | 1 50           | 597 50                | 398 33                    |
| Fees and WIP   |                       | 1 95            | 0 30          |         | 2 25           | 733 25                | 325 89                    |
| Statutory and compliance   |                       |                 |               |         |                |                       |                           |
| Appointment and related formalities                              | 2 20                  | 19 55           | 6 85          |         | 28 60          | 9,724 50              | 340 02                    |
| Bonding and bordereau  | 0.50                  | 0 20            | 0 30          | 0 30    | 0 80           | 154 50                | 193 13                    |
| Checklist & reviews Closure and related formalities              | 0 50                  | 14 20<br>1 50   | 6 20          |         | 20 90          | 6,331 50              | 302 94                    |
| Pre-appointment checks   | 1 00                  | 1 30            |               |         | 1 50<br>1 00   | 517 50<br>535 00      | 345 00<br>535 00          |
| Reports to debenture holders                                     | 190                   | 7 05            |               |         | 8 95           | 3,952 75              | 441 65                    |
| Statutory advertising  |                       | ,               | 0 30          |         | 0 30           | 52 50                 | 175 00                    |
| Strategy documents   | 4 30                  | 8 10            | 2 50          |         | 14 90          | 5,948 50              | 399 23                    |
| Tax  |                       |                 |               |         |                |                       |                           |
| Initial reviews - CT and VAT                                     |                       | 0 90            | 0 40          |         | 1 30           | 380 50                | 292 69                    |
| Post appointment corporation tax                                 |                       | 2 10            | 22 95         |         | 25 05          | 4,740 75              | 189 25                    |
| Post appointment PAYE Post appointment VAT                       |                       | 2 00<br>8 75    | 14 05         |         | 2 00<br>22 80  | 690 00                | 345 00<br>270 13          |
| Creditors  |                       | 0 13            | 14 05         |         | 22 00          | 6,159 00              | 270 13                    |
| General correspondence   | 3 60                  | 8 80            | 6 40          |         | 18 80          | 6,082 00              | 323 51                    |
| Notification of appointment                                      |                       | 0 50            | 0 35          |         | 0 85           | 233 75                | 275 00                    |
| Pre-appointment VAT / PAYE / CT                                  |                       | 0 80            | 0 70          |         | 1 50           | 398 50                | 265 67                    |
| Secured creditors  |                       | 0 70            |               |         | 0 70           | 241 50                | 345 00                    |
| Statutory reports  |                       | 15 40           | 9 00          | 3 60    | 28 00          | 7,460 00              | 266 43                    |
| Employees  |                       | 2.10            | 1.00          |         | E 00           | 1 505 60              | 205.10                    |
| Correspondence Pensions reviews                                  |                       | 3 10<br>0 45    | 1 90<br>1 50  |         | 5 00<br>1 95   | 1,525 50<br>417 75    | 305 10<br>214 23          |
| Investigation  |                       | 0 43            | 1 50          |         | 1 93           | 41773                 | 214 23                    |
| Directors  |                       |                 |               |         |                |                       |                           |
| Correspondence with directors                                    |                       | 1 05            |               |         | 1 05           | 362 25                | 345 00                    |
| D form drafting and submission                                   | 0 50                  | 4 15            | 2 15          |         | 6 80           | 2,280 75              | 335 40                    |
| Statement of affairs   |                       | 0 50            | 0 35          |         | 0 85           | 233 75                | 275 00                    |
| Correspondence re investigations                                 |                       | 1 00            | 0 30          |         | 1 30           | 397 50                | 305 77                    |
| Asset Realisation  |                       |                 | 0.40          |         | 0.40           | 50.00                 | 175.00                    |
| Cash and investments Debtors                                     |                       | 0 25            | 0 40<br>0 80  |         | 0 40<br>1 05   | 70 00<br>226 25       | 175 00<br>215 48          |
| Freehold property  |                       | 0 23            | 0.80          | 0 10    | 0 10           | 11 00                 | 110 00                    |
| Health & safety  |                       | 1 15            |               | 0.10    | 1 15           | 396 75                | 345 00                    |
| Leasehold property   |                       | 7 55            | 0 95          |         | 8 50           | 3,259 00              | 383 41                    |
| Open cover insurance   |                       | 2 85            | 0 20          |         | 3 05           | 1,018 25              | 333 85                    |
| Sale of business   | 21 60                 | 22 90           |               |         | 44 50          | 21,288 50             | 47,8 39                   |
| Trading  |                       | 17.40           |               |         | 17 40          | 6 975 00              | 260.62                    |
| Cash & profit projections & strategy Purchases and trading costs |                       | 17 40<br>146 85 | 119 50        |         | 17 40          | 6,275 00<br>79,735 25 | 360 63<br>299 36          |
| Sales  | 9 60                  | 29 20           | 119 30        |         |                | 15,706 00             | 404 79                    |
| Total in period  | , 00                  | 2, 20           |               | _       |                | 197,224 75            | 321 29                    |
| Disbursements  |                       |                 |               |         |                |                       |                           |
| Category 1 disbursements   |                       |                 |               |         |                |                       |                           |
| Bonding  |                       |                 |               |         |                | 20 00                 |                           |
| Sundry   |                       |                 |               |         |                | 86 10                 |                           |
| Land Registry  |                       |                 |               |         |                | 20 00                 |                           |
| Advertising  |                       |                 |               |         |                | 183 60                |                           |
| Travel   |                       |                 |               |         |                | 68 50                 |                           |
| Subsistence  |                       |                 |               |         |                | 15 72                 |                           |
| Total disbursements  |                       |                 |               |         | -              | 393.92                |                           |

Category 2 disbursements None

All staff who have worked on this assignment, including cashiers and secretarial staff, have charged time directly to the assignment and are included in the above analysis of time

The cost of staff employed in central administration functions is not charged directly to the assignment but is reflected in the general level of charge out rates



# Appendix 4

#### Schedule of expenses

|                                      | Paid Accrued |         | Total for period |
|--------------------------------------|--------------|---------|------------------|
|                                      | £            | £       | £                |
| Trading                              |              |         | <del>-</del>     |
| Purchases                            | 5,675        | <u></u> | 5,675            |
| Other direct costs                   | 30,303       | 42,390  | 72,693           |
| Trading expenses                     | 78,549       |         | 78,549           |
| Cost of Realisations                 |              | 100000  |                  |
| Agent/Valuers fees                   | 1,735        |         | 1,735            |
| Legal fees                           | 53,801       |         | 53,801           |
| Administrators' fees & disbursements | 93,151       | 104,468 | 197,619          |
| MBI recharge                         | 12,636       | 10,000  | 22,636           |
| Other/sundry                         | 2,773        |         | 2,773            |
| Total                                | 278,622      | 156,858 | 435,480          |

#### Notes

Creditors are reminded that the basis upon which Administrators' remuneration has been charged has been agreed with the Secured Creditors in accordance with Rule 2.106 However, to determine if the quantum of the remuneration to be taken is reasonable the analysis included at Appendix 3 should be reviewed along with section 3 1 of this report.

Any additional information regarding remuneration of expenses charged for the period is available from the Administrators upon request by any secured creditor or any unsecured creditor(s) with at least 5% in value of the unsecured debt in accordance with Rule 2 48A. This request must be made within 21 days of receipt of the report. In addition creditors are reminded that the quantum can be challenged by any secured creditor or any unsecured creditor(s) with at least 10% in value (including that creditor's claim) of the unsecured debt by making an application to Court in accordance with Rule 2 109 within eight weeks of receipt of this report. The full text of these rules can be provided upon request