

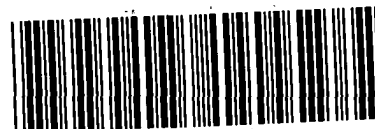
# AM10

## Notice of administrator's progress report



Companies House

SATURDAY



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A17

18/12/2021

#85

COMPANIES HOUSE

### 1 Company details

Company number 01718283  
Company name in full Rhys Davies & Sons Limited

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

### 2 Administrator's name

Full forename(s) Colin Ian  
Surname Vickers

### 3 Administrator's address

Building name/number Suite 2  
Street 2nd Floor, Phoenix House  
Post town 32 West Street  
County/Region Brighton  
Postcode BN1 2RT  
Country

### 4 Administrator's name ①

Full forename(s) Philip  
Surname Harris

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

### 5 Administrator's address ②

Building name/number Suite 2  
Street 2nd Floor, Phoenix House  
Post town 32 West Street  
County/Region Brighton  
Postcode BN1 2RT  
Country

② Other administrator  
Use this section to tell us about  
another administrator.

# AM10

## Notice of administrator's progress report

### 6 Period of progress report

From date	d	0	d	8	m	0	m	6	y	2	y	0	y	2	y	1
To date	d	0	d	7	m	1	m	2	y	2	y	0	y	2	y	1

### 7 Progress report

☒ I attach a copy of the progress report

### 8 Sign and date

Administrator's  
signature

Signature

X

*Jan V. Hens*

X

Signature date

d	1	d	7	m	1	m	2	y	2	y	0	y	2	y	1
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# AM10

## Notice of administrator's progress report



### 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 **Jack Norton**

Company name **FRP Advisory Trading Limited**

Address **Jupiter House**

**Warley Hill Business Park**

Post town **The Drive**

County/Region **Brentwood**

Postcode **E s s e x**

Country

DX **cp.brentwood@frpadvisory.com**

Telephone **01277 50 33 33**



### Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

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



### Important information

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



### Where to send

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

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



### Further information

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

This form is available in an alternative format. Please visit the forms page on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics**  
**(In Administration)**  
**Joint Administrators' Trading Account**

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
POST APPOINTMENT SALES		
Security Costs Contribution	NIL	10,000.00
License Fees	(2,500.00)	4,400.00
	(2,500.00)	14,400.00
OTHER DIRECT COSTS		
Direct Wages	NIL	37,481.29
PAYE/NIC	NIL	10,598.41
Pension	NIL	2,594.39
	NIL	(50,674.09)
TRADING EXPENDITURE		
Heat & Light	1,687.87	4,237.57
Insurance	NIL	2,091.24
Hire of Equipment	NIL	340.00
IT & Telecommunications	NIL	11,521.92
Security Costs	NIL	45,318.98
Cleaning	NIL	395.30
	(1,687.87)	(63,905.01)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(4,187.87)</b>	<b>(100,179.10)</b>

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics  
(In Administration)  
Joint Administrators' Summary of Receipts & Payments**

Statement of Affairs £		From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
	<b>SECURED ASSETS</b>		
NIL	Leasehold Improvement	NIL	NIL
		NIL	NIL
	<b>SECURED CREDITORS</b>		
(1,520,327.12)	Cathay Investments 2 Ltd (Subrogated)	NIL	NIL
		NIL	NIL
	<b>SPECIFICALLY PLEDGED</b>		
3,195,274.39	Book Debts	NIL	NIL
(3,462,446.20)	HSBC Invoice Finance	NIL	NIL
		NIL	NIL
	<b>HIRE PURCHASE</b>		
465,000.00	Motor Vehicles	NIL	NIL
(617,000.00)	Lombard North Central Plc	NIL	NIL
745,000.00	Motor Vehicles	NIL	NIL
(833,000.00)	Paccar Financial Plc	NIL	NIL
		NIL	NIL
	<b>ASSET REALISATIONS</b>		
	Bank Interest Gross	16.25	27.63
	Business Rates Refund	10,424.33	18,422.35
30,971.16	Cash at Bank	7,289.52	38,260.68
350.00	Computer Equipment	2,650.00	2,650.00
39,000.00	Duress Assets (Trucks and Trailers)	NIL	81,250.00
17,500.00	Fixtures & Fittings	NIL	20,000.00
12,677.37	Insurance Claim Proceeds	250.00	7,927.37
35,005.14	Intercompany Loans	NIL	NIL
	Miscellaneous Refunds	37,643.28	37,643.28
12,000.00	Motor Vehicle Tax Refund	NIL	22,576.61
28,000.00	Motor Vehicles (Cars)	NIL	41,794.07
493,000.00	Motor Vehicles (Trucks and Trailers)	NIL	510,500.00
	Pension Scheme Overpayment	NIL	54.61
10,500.00	Plant & Machinery	1,662.00	50,690.34
1.00	RHA Cartel Claim	NIL	NIL
17,500.00	Stock	NIL	34,900.00
1.00	Tax Losses	NIL	NIL
	Trading Surplus/(Deficit)	(4,187.87)	(100,179.10)
		55,747.51	766,517.84
	<b>COST OF REALISATIONS</b>		
	Administrators' Disbursements	3,250.09	19,828.48
	Administrators' Pre-appointment Fees	NIL	27,045.36
	Administrators' Remuneration	26,578.81	300,495.00
	Agents Fees & Disbursements - SIA	5,656.77	305,500.30
	Bank Charges - Floating	1.20	17.40
	Consultancy Fees	NIL	1,422.34
	Legal Disbursements - JMW	NIL	202.00
	Legal Fees - JMW	1,762.00	54,787.00
	Public Relations Consultancy	NIL	1,400.00
	Stationery & Postage	NIL	17.60
	Statutory Advertising	NIL	77.98
		(37,248.87)	(710,793.46)
	<b>PREFERENTIAL CREDITORS</b>		
(210,634.56)	193 Employee Claims - Wages Arrears	NIL	NIL
		NIL	NIL

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics**

**(In Administration)**

## Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £		From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
	SECONDARY PREFERENTIAL CREDITORS		
(590,000.00)	HM Revenue & Customs	NIL	NIL
		NIL	NIL
	UNSECURED CREDITORS		
(1,590,060.27)	193 Employee Claims - Redundancy & PILON	NIL	NIL
(1.00)	HM Revenue & Customs	NIL	NIL
(3,638,826.17)	Intercompany Loans	NIL	NIL
(8.00)	Landlords	NIL	NIL
(2,815,318.45)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
(55.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
<b>(10,175,896.71)</b>		<b>18,498.64</b>	<b>55,724.38</b>
	REPRESENTED BY		
	Costs Funding - Cathay		(137,000.00)
	IB Current Floating		181,660.79
	Vat Control Account		9,624.51
	Vat Payable - Floating		(862.40)
	Vat Recoverable - Floating		2,301.48
			<b>55,724.38</b>

Lawrence

Colin Ian Vickers  
Joint Administrator

**FRP**

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics  
(In Administration) ("The Company")**

The High Court of Justice No. 004454 of 2020

The Administrators' Progress Report for the period 08/06/2021 – 07/12/2021  
pursuant to Rule 18.3 of the Insolvency (England and Wales) Rules 2016

17 December 2021

## Contents and abbreviations

**FRP**

Section	Content		
1.	Progress of the Administration in the period	<b>The following abbreviations may be used in this report:</b>	
2.	Estimated Outcome for the creditors	<b>FRP</b>	FRP Advisory Trading Limited
3.	Administrators' remuneration, disbursements, expenses and pre-appointment costs	<b>The Company</b>	Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration)
		<b>The Administrators</b>	Colin Ian Vickers and Philip Harris of FRP Advisory Trading Limited
<b>Appendix</b>	<b>Content</b>	<b>The Period</b>	The reporting period 08/06/2021 – 07/12/2021
A.	Statutory information regarding the Company and the appointment of the Administrators	<b>CVL</b>	Creditors' Voluntary Liquidation
B.	Form AM10 - formal notice of the progress report	<b>SIP</b>	Statement of Insolvency Practice
C.	A schedule of work	<b>QFCH</b>	Qualifying floating charge holder
D.	Details of the Administrators' time costs and disbursements for the Period and cumulatively	<b>HMRC</b>	HM Revenue & Customs
E.	Receipts and payments account for the Period and cumulatively	<b>Cathay</b>	Cathay Investments 2 Limited
F.	Statement of expenses incurred in the Period	<b>Hilton-Baird</b>	Hilton-Baird Collection Services
		<b>HSBCIF</b>	HSBC Invoice Finance (UK) Limited
		<b>HSBC/The Bank</b>	HSBC Bank Plc
		<b>RPS</b>	Redundancy Payments Service
		<b>The Funding Agreement</b>	Funding Agreement between Cathay and The Company and The Administrators dated 8 December 2020
		<b>OTC</b>	Office of the Traffic Commissioner
		<b>Marsh</b>	Marsh Limited
		<b>Citypress</b>	City Press Services Limited



## Contents and abbreviations

**FRP**

<b>EBITDA</b>	Earnings before interest, tax, depreciation and amortisation
<b>SIA</b>	SIA Group Asset Ingenuity Ltd
<b>SOA</b>	Statement of Affairs
<b>EOS</b>	Estimated outcome statement
<b>Natwest</b>	National Westminster Bank Plc
<b>DVLA</b>	Driver and Vehicle Licensing Agency
<b>O License</b>	Goods Vehicle Operator's License
<b>TUPE</b>	Transfer of Undertakings (Protection of Employment) Regulations 2006
<b>Paccar</b>	Paccar Financial Plc
<b>Lombard</b>	Lombard North Central Plc
<b>SPA</b>	Sale and Purchase Agreement
<b>RHA</b>	Road Haulage Association
<b>JMW</b>	JMW Solicitors LLP
<b>DVLA</b>	Driver and Vehicle Licensing Agency

## 1. Progress of the Administration

**FRP**

### Work undertaken during the period

This report should be read in conjunction with the Administrators' proposals dated 26 January 2021 and the Administrators' six-month progress report dated 1 July 2021.

I attach at **Appendix C** a schedule of work undertaken during the period together with a summary of work still to be completed.

The schedule of work details the work required to realise the following assets:

- Intercompany Loans;
- Tax Losses; and,
- RHA Cartel Claim.

The following headline categories provide more details around the work the Administrators have undertaken to realise assets and mitigate claims in order to achieve the statutory purpose of the administration being to realise property in order to make a distribution to one or more secured or preferential creditors.

### Trading

#### *Receipts and payments account*

A separate trading receipts and payments account is attached at **Appendix E**. Trading ceased on 22 December 2020.

#### *Trading loss*

The current trading loss totals £100,179. Please see "Unpaid liabilities" section for details of the expected future costs.

### *Assets utilised*

As the purpose of trading was to carry out an orderly wind down of the Company's business and return third party goods, no assets were utilised in trading.

### *Uncollected debts*

Please see "Book Debts" section below for information relating to uncollected debts.

### *Unpaid liabilities*

The only remaining unpaid liabilities are for insurance and utilities. Insurance is expected to total £28k. The quantum of the remaining utilities costs is unknown but is not expected to be significant.

### *Trading assets*

There are not any trading assets still to be realised.

### *The Funding Agreement*

#### *Operational Funding*

As mentioned in my previous progress report, the operational funding provided by Cathay in the sum of £100k was repaid in full on 21 April 2021.

#### *Costs Funding*

An interim payment of £100k, against the costs funding of £237k, was made on 25 June 2021.

## 1. Progress of the Administration

**FRP**

The estimated realisations to be achieved in the administration are expected to be sufficient to settle the costs of the administration process. Therefore, it will not be necessary to draw down any further funds from Cathay under the Funding Agreement and it is likely that the remaining funding of £137k will be repaid to Cathay.

### **Assets Specifically Pledged**

#### ***Book Debts (SOA - £3,195,274)***

Hilton-Baird provided a report to the Administrators as at 9 December 2021, which showed that collections to date totalled £3,191,376.

Hilton-Baird have advised that their collection work has now ceased. There are a small number of remaining debts, which Hilton-Baird have passed to HSBC to refer to Cathay.

Hilton-Baird have charged collection fees totalling £98,408, excluding VAT, resulting in an estimated deficit to HSBCIF of £369k.

A journal has been processed to reflect the position on the Administrators' receipts and payments account but this fell outside of the Period is therefore not showing on the receipts and payments account for the Period attached at **Appendix E**.

#### ***Motor Vehicles – Paccar (SOA - £745,000)***

As mentioned in my previous progress report, all motor vehicles subject to finance agreements with Paccar have been returned. The estimated deficit to Paccar is £88k, but this has not yet been confirmed by Paccar themselves. Any deficit will rank as an unsecured claim in the administration and it is not anticipated that there will be a return to unsecured creditors in this matter.

#### ***Motor Vehicles – Lombard (SOA - £465,000)***

As mentioned in my previous progress report, all motor vehicles subject to finance agreements with Lombard have been returned. The estimated deficit to Lombard is £152k, but this has not yet been confirmed by Lombard themselves. A credit refund received from Lombard, see "Miscellaneous Refunds" section below, would suggest that Lombard have not experienced a shortfall but this has not been confirmed.

Any deficit will rank as an unsecured claim in the administration and it is not anticipated that there will be a return to unsecured creditors in this matter.

### **Realisation of Assets – Fixed Charge**

No fixed charge asset realisations have been achieved during the Period and it is not anticipated there will be any future fixed charge asset realisations.

### **Realisation of Assets – Floating Charge**

SIA have been instructed by the Administrators to assist with the sale of the Company's chattel assets.

#### ***Plant & Machinery (SOA – £10,500)***

Additional realisations of £1,662 have been achieved by SIA during the Period in relation to the Company's plant and machinery. No further realisations are expected.

#### ***Computer Equipment (SOA – £350)***

Realisations totalling £2,650 have been achieved by SIA during the Period in relation to the Company's computer equipment. No further realisations are expected.

## 1. Progress of the Administration

**FRP**

### ***Tax Losses (SOA – £1)***

The Company's accountants have now prepared draft tax computations for the periods ended 31 December 2019 and 7 December 2020.

Based on these draft computations, it is anticipated that there will be group relief surrenders available to Cathay.

The Administrators are liaising with Cathay to agree the computations and have entered into negotiations regarding the consideration payable to the administration for utilising the group relief surrenders.

Payment in respect of these losses will be dealt with as part of the repayment of the costs funding provided by Cathay.

### ***Insurance Claims (SOA – £12,678)***

Additional realisations of £250 have been achieved during the Period. No further realisations are expected.

### ***Cash at Bank (SOA – £30,971)***

The Company had a credit balance of £7,290 in a HSBC bank account, which was received into the administration bank account on 21 September 2021. No further realisations have been made during the Period and no additional realisations are expected.

### ***RHA Cartel Claim (SOA – £1)***

The Administrators have undertaken the following work in relation to the RHA Cartel Claim during the Period:

- Writing to the DVLA to request details of vehicles owned by the Company during the relevant period;

Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration)  
The Administrators' Progress Report

- Liaising with SIA to ascertain what records they hold which will evidence the Company's ownership of vehicles;
- Discussing other means by which the Administrators can evidence the Company's ownership of trucks with SIA; and,
- Liaising with the Administrators' storage agent to ascertain whether any documentation evidencing ownership of trucks is available in the Company's physical books and records.

Given the potentially significant realisations that may be achieved from this source, the Administrators continue to review the documentation available to them and other avenues that may be explored to obtain evidence of the Company's ownership of trucks.

The Administrators will shortly be looking to agree the best way to move forward with realisation of this asset.

### ***Business Rates Refund (SOA – Nil)***

SIA's property team were instructed to undertake an audit of the Company's various trading premises, with a view to identifying business rates refunds payable to the Company.

During the Period, refunds totalling £10,424 have been received into the administration bank account.

Refunds achieved to date total £18,422. No further realisations are anticipated.

### ***Miscellaneous Refunds (SOA – Nil)***

The Administrators were contacted by Lombard, who advised that, on completion of their disposal process and associated accounting, a credit refund in the sum of £36,662 was payable to the Company.

## 1. Progress of the Administration

**FRP**

This amount was received into the administration bank account on 6 December 2021.

### **Future work to be undertaken**

Full details of the future work to be undertaken by the Administrators are included within the schedule of work attached at **Appendix C**.

### **Work subcontracted to third parties**

I can confirm that no work has been subcontracted to third parties.

### **Receipts and payments account**

Attached at **Appendix E** is a receipts and payments account detailing both transactions for the period of this report and also cumulatively since my appointment as Administrator.

Payments made from the estate are fair and reasonable and proportionate to the insolvency appointment and are directly attributable to this insolvency.

No payments have been made to associates of the Administrators without the prior approval of creditors as required by SIP9.

### **Investigations**

Part of my duties include carrying out proportionate investigations into what assets the Company has, including any potential claims against directors or other parties, and what recoveries could be made. I have reviewed the Company's books and records and accounting information, requested further information from the directors, and invited creditors to provide information on any concerns they have regarding the way in which the Company's business has been conducted.

Further details of the conduct of my investigations are set out in the schedule of work attached. I can confirm that no further investigations or actions were required.

### **Extension to the initial period of appointment**

As mentioned in the Administrators' previous progress report, a request for a 12-month extension was sent to all secured creditors on 15 February 2021.

Written consent was provided by HSBC, HSBCIF and Cathay on 24 February 2021, 25 February 2021 and 16 February 2021 respectively.

Accordingly, the administration is now due to end on 7 December 2022.

### **Anticipated exit strategy**

If the Administrators think the Company has no property which might permit a distribution to its unsecured creditors, or if they also consider that an exit from the administration into liquidation is not appropriate they will send a notice to the Registrar of Companies in accordance with Paragraph 84 of Schedule B1 to the Insolvency Act 1986 to bring the administration to an end and three months after the filing of the notice the Company will be deemed to be dissolved.

If the Administrators are of the view that a dividend will become available to the unsecured creditors (other than by virtue of the prescribed part) it is appropriate for the Company to move from administration into CVL pursuant to Paragraph 83 of Schedule B1 to the Insolvency Act 1986. If applicable the Administrators will take steps to place the Company into CVL.

Should a dividend not become available to the unsecured creditors but it is still appropriate for the Company to enter liquidation, the Administrators will petition the Court pursuant to Paragraph 79 of Schedule B1 to the Insolvency Act 1986 for an

## 1. Progress of the Administration

**FRP**

order to bring the administration to an end with a consequential order for the compulsory winding up of the Company.

Pursuant to Paragraph 83 of Schedule B1 to the Insolvency Act 1986, should the creditors not nominate a Liquidator, the proposed Liquidators in a CVL are to be the Administrators or any successor office holder(s). Any act to be done by the Liquidators may be done by all or any one of them. Pursuant to Paragraph 83(7)(a) of Schedule B1 to the Insolvency Act 1986 and the Insolvency Rules, creditors may nominate a different person as the proposed liquidator, provided that the nomination is made after the receipt of these proposals and before these proposals are approved.

The Liquidators in a compulsory winding up will be appointed by the Court and may be the Administrators, or any successor office holder(s).

If the Administrators are of the view that it is appropriate for the creditors to consider the approval of a CVA the proposed supervisors are to be the Administrators or any successor office holder(s). Creditors may nominate different supervisors when considering whether to approve the CVA proposals.

In this administration, at present, it is proposed that the Administrators will take the necessary steps to dissolve the Company as it is not anticipated there will be any funds available for distribution to unsecured creditors. However, that strategy may change if the RHA Cartel Claim results in material realisations.

## 2. Estimated Outcome for the creditors

**FRP**

The estimated outcome for creditors was set out in the Administrators proposals.

### **Outcome for the secured creditors**

#### ***HSBC***

HSBC hold a fixed and floating charge over the Company. HSBC have no outstanding liabilities with the Company, as all debts were repaid in full by Cathay prior to the Administrators' appointment.

#### ***HSBCIF***

It is estimated that HSBCIF are expected to suffer a deficit on the factored book debt ledger of £369k. This deficit will carry to HSBCIF's floating charge.

It is not estimated there will be sufficient realisations to facilitate a return to floating charge creditors.

#### ***Cathay***

Having repaid the debt owing to HSBC, Cathay have a subrogated claim as a fixed and floating charge creditor.

As there will be no fixed charge realisations available to Cathay, there will not be a return to Cathay under their fixed charge. Similarly, as mentioned above, it is not estimated there will be sufficient realisations to facilitate a return to floating charge creditors.

### **Outcome for the preferential creditors**

It is currently estimated that first-ranking preferential creditors will total £210,635, being the employees' preferential element for arrears of pay, unpaid pension contributions and holiday pay as calculated in accordance with legislation.

It is anticipated that preferential creditors will receive a distribution. The exact quantum of this distribution will be dependent on the realisations achieved from the sale of the tax losses to Cathay and the RHA Cartel Claim.

### **Outcome for the secondary preferential creditors**

It is currently estimated that second-ranking preferential creditors will total £590,000, being HMRC's preferential element for tax collected by the Company on their behalf.

The Company's accountants are proposing a trading loss carry back claim for the accounting period ended 7 December 2020, which would result in a corporation tax refund of c.£43k. It is expected that Crown setoff will be applied and therefore HMRC's claim will reduce to c.£547k.

It is anticipated that second-ranking preferential creditors may receive a distribution. This will be dependent on whether the realisations achieved from the sale of the tax losses to Cathay and the RHA Cartel Claim are sufficient to repay preferential creditors in full.

### **Outcome for the unsecured creditors**

It is currently estimated that there will not be sufficient funds available to make a distribution to unsecured creditors.

### **Prescribed Part**

The prescribed part is a carve out of funds available to the holder of a floating charge which is set aside for the unsecured creditors in accordance with Section 176A of the Insolvency Act 1986. The prescribed part only applies where the floating charge was created after 15 September 2003 and the net property available to the floating charge holder exceeds £10,000.

A prescribed part is not appropriate because it is not anticipated there will sufficient funds available to facilitate a distribution to the floating charge holder.

### 3. Administrators' remuneration, disbursements, expenses and pre-appointment costs

**FRP**

#### Administrators' remuneration

Following circulation of the Administrators' proposals the secured creditors passed a resolution that the Administrators' remuneration should be calculated on a time cost basis. Details of remuneration charged during the period of the report are set out in the statement of expenses attached. To date fees of £300,495 excluding VAT have been drawn from the funds available.

A breakdown of our time costs incurred during the period of this report and to date is attached at **Appendix D**. The remuneration anticipated to be recovered by the Administrators based on time costs, is likely to exceed the sum provided in the fees estimate circulated to creditors with the proposals.

You will see from the breakdown of my time costs attached that time costs incurred in respect of trading total £74,857 of which £74,839 has been drawn to date.

The Administrators are unable to draw fees based on time costs exceeding the total amount set out in the fees estimate without further approval of the secured creditors. Approval will be sought under separate cover if required.

#### Potential Uplift

For the reasons set out in the Administrators' previous progress report, it has now become necessary for the Administrators to seek an uplift in their fee estimate.

The Administrators will write to the secured creditors under separate cover with an amended fee estimate shortly.

#### Administrators' disbursements

The Administrators' disbursements are a recharge of actual costs incurred by the Administrators on behalf of the Company. Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly

attributable to the insolvency estate, are paid by FRP at the HMRC approved mileage rate prevailing at the time the mileage was incurred. Details of disbursements incurred during the period of this report are set out in **Appendix D**.

#### Administrators' expenses

An estimate of the Administrators' expenses was set out in the Administrators' proposals. I attach at **Appendix F** a statement of expenses that have been incurred during the period covered by this report. It is currently expected that the expenses incurred or anticipated to be incurred are likely to exceed the details previously provided

In the table below is the estimate of the anticipated costs:

Expense	Estimated cost per initial estimate £	Estimated cost per previous progress report £	Revised anticipated costs £	Paid to date £
Administrators' Disbursements	5,000	18,982	20,500	19,828
Agent's Disbursements	6,000	14,546	14,625	14,625
<b>Total</b>	<b>11,000</b>	<b>33,528</b>	<b>35,125</b>	<b>34,453</b>

The estimated costs, as per the above table, have exceeded the original estimate for the reasons set out overleaf.



### 3. Administrators' remuneration, disbursements, expenses and pre-appointment costs

**FRP**

#### **Administrators' Disbursements**

As mentioned in my previous progress report, these costs have exceeded the original estimate as the Administrators did not anticipate the quantum of books and records the Company held, resulting in additional storage costs.

The revised anticipated costs set out above includes the additional storage costs incurred during the Period, together with an estimate for future storage costs to the closure of the case.

#### **Agent's Disbursements**

The additional £79.20 that was not previously estimated relates to out-of-pocket expenses incurred by the Administrator's agent in realising the remaining chattel assets.

The agent has confirmed they have no outstanding costs.

When instructing third parties to provide specialist advice and services, or having the specialist services provided by the firm, the Joint Administrator is obligated to ensure that such advice or work is warranted and that the advice or work contracted reflects the best value and service for the work being undertaken. This is reviewed by the Joint Administrator periodically throughout the duration of the assignment. The specialists chosen may regularly be used by the Joint Administrator and usually have knowledge specific to the insolvency industry and, where relevant, to matters specific to this insolvency appointment.

We have engaged the following agents or professional advisors:

Professional Advisor	Nature of work	Basis of fees
SIA	Assisting with the valuation, marketing and sale of assets	Time costs and commission
JMW	Legal services	Time costs
Beverly Bell Consulting Ltd	Consulting in relation to the Company's operating licences	Time costs
Citypress	Consulting in relation to public relations matters	Time costs

Creditors have a right to request further information from the Administrators and further have a right to challenge the Administrators' remuneration and other expenses, which are first disclosed in this report, under the Insolvency (England and Wales) Rules. (For ease of reference these are the expenses incurred in the reporting period as set out in **Appendix F** only). Further details of these rights can be found in the Creditors' Guide to Fees which you can access using the following link <https://creditors.frpadvisor.com/info.aspx> and select the one for administrations. Alternatively, a hard copy of the relevant guide will be sent to you on request. Please note there is a time limit for requesting information being 21 days following the receipt of this progress report. There is a time limit of 8 weeks following the receipt of this report for a Court application that the remuneration or expenses are excessive.

### 3. Administrators' remuneration, disbursements, expenses and pre-appointment costs

**FRP**

#### **Administrators' pre-appointment costs**

As mentioned in the Administrators' previous progress report, pre-appointment costs totalling £61,726 have been settled in full.

## Appendix A

### Statutory Information

**FRP**

#### COMPANY INFORMATION:

Other trading names: Rhys Davies Logistics

Company number: 01718283

Registered office: Suite 2, 2nd Floor, Phoenix House, 32 West Street, Brighton, BN1 2RT

Previous registered office: Moy Road Industrial Estate, Taffs Well, Cardiff, CF15 7QR

Business address: Moy Road Industrial Estate, Taffs Well, Cardiff, CF15 7QR

#### ADMINISTRATION DETAILS:

Administrators: Colin Ian Vickers & Philip Harris

Address of Administrators: FRP Advisory Trading Limited, Suite 2, 2nd Floor, Phoenix House, 32 West Street, Brighton, BN1 2RT

Date of appointment of Administrators: 08/12/2020

Court in which administration proceedings were brought: The High Court of Justice, Business and Property Courts of England & Wales, Insolvency and Companies List (ChD)

Court reference number: CR-2020-004454

Appointor details: Ben Ka Ping Chaing – 23 Royal Avenue, London SW3 4QE  
Kevin Johnson – 79 Morris Drive, Billingshurst, RH14 9ST

Previous office holders, if any: None

Extensions to the initial period of appointment: 12 months to 07/12/2022

Date of approval of Administrators' proposals: 12/02/2021


## Appendix B

### CH Form AM10 Formal Notice of the Progress Report

**FRP**

in accordance with  
rule 18.6 of the  
Insolvency (England &  
Wales) Rules 2016.

**AM10**  
Notice of administrator's progress report

 Companies House

For further information, please  
refer to our guidance at  
[www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

**1 Company details**

Company number **01718283**

Company name in full **Rhys Davies & Sons Limited**

\* Filing in this form  
Please complete in type-writer or in  
bold black capital

**2 Administrator's name**

Full forename(s) **Colin Ian**

Surname **Vickers**

**3 Administrator's address**

Building name/number **Suite 2**

Street **2nd Floor, Phoenix House**

Post town **32 West Street**

County/Region **Brighton**

Postcode **BN1 2RT**

Country

**4 Administrator's name**

Full forename(s) **Philip**

Surname **Harris**

Other administrator  
Use this section to tell us about  
another administrator

**5 Administrator's address**

Building name/number **Suite 2**

Street **2nd Floor, Phoenix House**

Post town **32 West Street**

County/Region **Brighton**

Postcode **BN1 2RT**

Country

Other administrator  
Use this section to tell us about  
another administrator

04/17 Version 1.0

**AM10**  
Notice of administrator's progress report

**6 Period of progress report**

From date **08/06/2021**

To date **07/12/2021**

**7 Progress report**

☐ I attach a copy of the progress report

**8 Sign and date**

Administrator's signature **X** *[Signature]* **X**

Signature date **17/12/2021**

04/17 Version 1.0

Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration)  
The Administrators' Progress Report

## Appendix B

### CH Form AM10 Formal Notice of the Progress Report

**FRP**

AM10  
Notice of administrator's progress report

#### 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.

**Director name** Jack Norton  
**Company name** FRP Advisory Trading Limited

**Address**  
Jupiter House  
Warley Hill Business Park

**Post town** The Drive

**County/town** Brentwood

**Phone** E s s e x

**Email** cp.brentwood@frpadvisory.com

**Mobile** 01277 50 33 33

#### 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 registers.  
☐ 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 33950 Cardiff.

#### Further Information

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

This form is available in an alternative format. Please visit the forms page on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

#### Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration) Joint Administrators' Trading Account

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
POST APPOINTMENT SALES		
Security Costs Contribution	NIL	10,000.00
License Fees	(2,500.00)	4,400.00
	(2,500.00)	14,400.00
OTHER DIRECT COSTS		
Direct Wages	NIL	37,481.29
PAYMENT	NIL	10,598.41
Pension	NIL	2,594.39
	NIL	(50,674.09)
TRADING EXPENDITURE		
Heat & Light	1,687.87	4,237.57
Insurance	NIL	2,091.24
Hire of Equipment	NIL	340.00
IT & Telecommunications	NIL	11,521.92
Security Costs	NIL	45,318.98
Cleaning	NIL	395.30
	(1,687.87)	(63,905.01)
TRADING SURPLUS/(DEFICIT)	(4,187.87)	(100,179.10)

## Appendix B

## CH Form AM10 Form Notice of the Progress Report

FRP

Rhys Davies & Sons Limited T/A Rhys Davies Logistics  
(In Administration)  
Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
<b>SECURED ASSETS</b>		
Leasehold Improvement	NIL	NIL
	NIL	NIL
<b>SECURED CREDITORS</b>		
Cathay Investments 2 Ltd (Subrogated)	NIL	NIL
	NIL	NIL
<b>SPECIFICALLY PLEDGED</b>		
Bank Debts	NIL	NIL
HSBC Invoice Finance	NIL	NIL
	NIL	NIL
<b>HIRE PURCHASE</b>		
Motor Vehicles	NIL	NIL
Lombard North Central Plc	NIL	NIL
Motor Vehicles	NIL	NIL
Paccar Financial Plc	NIL	NIL
	NIL	NIL
<b>ASSET REALISATIONS</b>		
Bank Interest Gross	16.25	27.63
Business Rates Refund	10,424.33	18,422.35
Cash at Bank	7,289.52	38,260.68
Computer Equipment	2,650.00	2,650.00
Duroc Assets (Trucks and Trailers)	NIL	61,250.00
Fixtures & Fittings	NIL	20,000.00
Insurance Claim Proceeds	250.00	7,927.37
Intercompany Loans	NIL	NIL
Miscellaneous Refunds	37,643.28	37,643.28
Motor Vehicle Tax Refund	NIL	22,576.61
Motor Vehicles (Cars)	NIL	41,794.67
Motor Vehicles (Trucks and Trailers)	NIL	510,500.00
Pension Scheme Overpayment	NIL	54.61
Plant & Machinery	1,662.00	50,690.34
RHA Cartel Claim	NIL	NIL
Stock	NIL	34,900.00
Tax Losses	NIL	NIL
Trading Surplus/(Deficit)	(5,187.87)	(100,179.10)
	55,747.51	766,517.84
<b>COST OF REALISATIONS</b>		
Administrators' Disbursements	3,250.09	19,828.48
Administrators' Pre-appointment Fees	NIL	27,045.36
Administrators' Remuneration	26,578.81	300,495.00
Agents Fees & Disbursements - SIA	5,656.77	305,500.30
Bank Charges - Floating	1.20	17.40
Consultancy Fees	NIL	1,422.34
Legal Disbursements - JMW	NIL	202.00
Legal Fees - JMW	1,762.00	54,787.00
Public Relations Consultancy	NIL	1,400.00
Stationery & Postage	NIL	17.60
Statutory Advertising	NIL	77.98
	(37,248.87)	(710,793.46)
<b>PREFERENTIAL CREDITORS</b>		
193 Employee Claims - Wages Arrears	NIL	NIL
	NIL	NIL
(210,634.56)		

Rhys Davies & Sons Limited T/A Rhys Davies Logistics  
(In Administration)  
Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
<b>SECONDARY PREFERENTIAL CREDITORS</b>		
HM Revenue & Customs	NIL	NIL
	NIL	NIL
<b>UNSECURED CREDITORS</b>		
193 Employee Claims - Redundancy & PILON	NIL	NIL
HM Revenue & Customs	NIL	NIL
Intercompany Loans	NIL	NIL
Landlords	NIL	NIL
Trade & Expense Creditors	NIL	NIL
	NIL	NIL
<b>DISTRIBUTIONS</b>		
Ordinary Shareholders	NIL	NIL
	NIL	NIL
(10,175,896.71)	18,498.64	55,724.38
<b>REPRESENTED BY</b>		
Costs Funding - Cathay		(137,000.00)
IB Current Floating		161,660.79
Vat Control Account		9,624.51
Vat Payable - Floating		(862.40)
Vat Recoverable - Floating		2,301.48
		55,724.38

Gavin Ian Vickers  
Joint Administrator

## Appendix C

### A schedule of work

**FRP**

The table below sets out a detailed summary of the work undertaken by the office holders during the reporting period together with an outline of work still to complete.

Where work undertaken results in the realisation of funds (from the sale of assets; enhanced recoveries and potentially a reduction in creditor claims if the business has continued to trade and/or is sold following appointment; recoveries from successful actions taken against third parties), there may be a financial benefit to creditors should there be sufficient funds available to make a distribution to one or more class of creditor. In this case work undertaken will include the scrutiny and agreement of creditor claims.

A proportion of the work undertaken by an Insolvency Practitioner is required by statute, including ensuring the appointment is valid, notifications of the appointment to third parties, regular reporting on the progress, notifying statutory bodies where required in relation to the conduct of the directors, complying with relevant legislation and regulatory matters. This may not have a direct financial benefit to creditors but is substantially there to protect creditors and other stakeholders and ensuring they are kept informed of developments.

Note	Category	
1	<b>ADMINISTRATION AND PLANNING</b> <b>Work undertaken during the reporting period</b>	<b>ADMINISTRATION AND PLANNING</b> <b>Future work to be undertaken</b>
	<b>Regulatory Requirements</b>	
	Reviewing the money laundering risk assessment to ensure this remains appropriate.	Continuing to review the money laundering risk assessment to ensure this remains appropriate.
	<b>Ethical Requirements</b>	
	Carrying out periodic ethical reviews.  No threats have been identified in respect of the management of the insolvency appointment over the period of this report.	Continuing to undertake ethical reviews to identify threats and take remedial action, as necessary.

## Appendix C

### A schedule of work

**FRP**

Case Management Requirements	
<p>Regularly reviewing the conduct of the case and the case strategy and updating this as required by the insolvency practitioners regulatory professional body to ensure all statutory matters are attended to and to ensure the case is progressing. This aids efficient case management.</p> <p>Completion of periodic file reviews.</p> <p>Administering the insolvent estate bank account.</p> <p>Reviewing insurance cover and cancelling cover over assets as they are realised to control insurance costs.</p> <p>Maintaining the Administrators' case files.</p> <p>Correspondence with the former advisors to the Company requesting third party information to assist in general enquiries.</p> <p>SIA have assisted with the following:</p> <ul style="list-style-type: none"><li>• Marketing and sale of the Company's remaining assets; and,</li><li>• Assisting with general enquiries relating to the RHA Cartel Claim.</li></ul> <p>JMW have continued to provide general legal advice in relation to the administration.</p> <p>Hilton-Baird have continued to assist HSBCIF with the collection of the factored book debt ledger and their work has now concluded.</p>	<p>Continuing to regularly review the conduct of the case and the case strategy and updating this as required by the insolvency practitioners regulatory professional body to ensure all statutory matters are attended to and to ensure the case is progressing.</p> <p>Finalising the insurance requirements for the administration.</p> <p>Ongoing maintenance of the Administrators' case files.</p> <p>Administering the insolvent estate bank account throughout the duration of the case.</p> <p>Reviewing agent's costs and legal fees to ensure actual costs are in line with estimates.</p>



## Appendix C

### A schedule of work

**FRP**

	<p>Third parties have been instructed as above on the basis that they have expertise in the areas where they are assisting the Administrators and, as such, it is more cost effective to use third parties than to use the Administrators' staff.</p>	
2	<p><b>ASSET REALISATION</b> <b>Work undertaken during the reporting period</b></p>	<p><b>ASSET REALISATION</b> <b>Future work to be undertaken</b></p>
	<p>One of the main purposes of an insolvency process is to realise the insolvency assets and to ensure a fair distribution of the proceeds to the creditors in the correct order of priority as set out by legislation.</p> <p>Insurance has been maintained by the Administrators, as necessary, to ensure available assets are protected until such time as they are realised.</p> <p><b>Assets Specifically Pledged</b></p> <p><u>Book Debts</u></p> <p>Assisting Hilton-Baird with the collection of the factored book debt ledger, where necessary.</p> <p>Accounting for the factored book debt ledger position following Hilton-Baird ceasing to act.</p> <p><b>Fixed Charge</b></p> <p>There have not been any fixed charge asset realisations during the Period.</p>	<p><b>Assets Specifically Pledged</b></p> <p><u>Book Debts</u></p> <p>Assist HSBCIF and/or Cathay with the collection of the remaining book debts, as appropriate.</p> <p><b>Fixed Charge</b></p> <p>There is not expected to be any further fixed charge asset realisations.</p> <p><b>Floating Charge</b></p> <p><u>Tax Losses</u></p> <p>Agreeing the consideration payable into the administration by Cathay in respect of the tax losses.</p> <p>Arranging for the appropriate paperwork, assigning these losses, to be prepared and signed by the Administrators.</p>

## Appendix C

### A schedule of work

**FRP**

<p><b>Floating Charge</b></p> <p><u>Plant &amp; Machinery</u></p> <p>Reviewing and agreeing offers received for residual plant and machinery assets.</p> <p>Requesting that SIA account to the Administrators for the funds in hand.</p> <p><u>Computer Equipment</u></p> <p>Requesting that SIA account to the Administrators for the funds in hand.</p> <p><u>Tax Losses</u></p> <p>Reviewing the draft tax computations prepared by the Company's accountants.</p> <p>Liaising with Cathay regarding the group relief surrenders available to them.</p> <p>Entering into negotiations with Cathay regarding the consideration payable to the administration in this regard.</p> <p><u>Insurance Claims</u></p> <p>Accounting for insurance claim proceeds into the administration bank account.</p>	<p>Accounting for the consideration payable in respect of the tax losses as part of the repayment of costs funding provided by Cathay.</p> <p><u>RHA Cartel Claim</u></p> <p>Clarify whether the information required to substantiate the claim is available.</p> <p>Consider the merits of pursuing the claim against the potential costs of collating the necessary information and bringing the claim and the likely timing of the claim.</p> <p>Confirm whether there is any interest from any other third parties in acquiring the claim.</p> <p>Ascertain whether a sale of the claim to Manolete is appropriate in the circumstances.</p> <p>Formally submit a claim with the solicitors bringing the claim, if necessary.</p> <p><u>VAT Bad Debt Relief</u></p> <p>Consideration of whether any VAT bad debt relief claim can be made and liaising with Hilton-Baird regarding the same.</p> <p>Given the level of debt owing to HMRC, it is not anticipated that a claim in this regard will be possible.</p>
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## Appendix C

### A schedule of work

**FRP**

<p><u>Cash at Bank</u></p> <p>Writing to the Company's banker requesting transfer of the Company's credit balance into the insolvent estate bank account.</p> <p>Accounting for the receipt of the credit funds into the insolvency estate bank account.</p> <p><u>RHA Cartel Claim</u></p> <p>Writing to the DVLA to request details of vehicles owned by the Company during the relevant period.</p> <p>Liaising with SIA to ascertain what records they hold which will evidence the Company's ownership of vehicles.</p> <p>Discussing other means by which the Administrators can evidence the Company's ownership of trucks with SIA.</p> <p>Liaising with the Administrators' storage agent to ascertain whether any documentation evidencing ownership of trucks is available in the Company's physical books and records.</p> <p><u>Business Rates Refund</u></p> <p>Liaising with SIA regarding the position with their property audit and providing assistance, as appropriate.</p> <p>Accounting for business rates refunds paid into the administration bank account.</p>	<p>Preparation of the appropriate VAT bad debt relief claim calculations, if appropriate.</p> <p>Submission of the claim to HMRC, requesting repayment of VAT, if appropriate.</p>
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## Appendix C

### A schedule of work

**FRP**

3	<b>CREDITORS</b> <b>Work undertaken during the reporting period</b>	<b>CREDITORS</b> <b>Future work to be undertaken</b>
	<p><u>Secured Creditors</u></p> <p>Secured creditors hold a mortgage or charge over assets of the insolvent estate, when that asset is sold during the insolvency the secured creditor will receive the proceeds that is subject to any valid security. If there is a surplus this will be retained in the insolvent estate. If there is a shortfall the balance is an unsecured debt in the insolvent estate.</p> <p>Prior to making a distribution to secured creditors the office holder will obtain advice on the validity of security before making payment.</p> <p>Before making a payment to a secured creditor who holds a floating charge the office holder will need to ascertain if a prescribed part, (essentially a ring-fenced sum of money) must first be set aside for the benefit of the unsecured creditors.</p> <p>Liaising with Hilton-Baird and HSBCIF in relation to the progress of the collection of the book debt ledger.</p> <p>Accounting for the book debt ledger position following Hilton-Baird ceasing to act.</p> <p>Providing periodic updates to Cathay, as appropriate.</p>	<p><u>Secured Creditors</u></p> <p>Liaise with HSBCIF and Cathay in relation to the finalising of the collection of the book debt ledger.</p> <p>HSBCIF are estimated to suffer a shortfall of £369k on the factored book debt ledger.</p> <p>There is not expected to be sufficient realisations to facilitate a distribution to secured creditors.</p> <p><u>Preferential Creditors</u></p> <p>It is anticipated that preferential creditors will receive a distribution.</p> <p>The exact quantum of this distribution will be dependent on the realisations achieved from the sale of the tax losses to Cathay and the RHA Cartel Claim.</p> <p><u>Unsecured Creditors</u></p> <p>Continue to log creditor claims on the Administrators' system.</p> <p>Continuing to deal with creditor queries, as appropriate.</p> <p>There is not expected to be sufficient realisations to facilitate a distribution to unsecured creditors.</p>

## Appendix C

### A schedule of work

**FRP**

<p><u>Preferential Creditors</u></p> <p>If sufficient funds are available to make a distribution to preferential creditors the office holder will agree claims, pay a distribution after making such deductions as necessary to settle any tax liabilities on the distribution.</p> <p><u>Unsecured Creditors</u></p> <p>If sufficient funds are available to make a distribution to the unsecured creditors the office holder will write to all known creditors to notify of the possibility of a distribution and requested submission of claims. To date the IP is aware of 509 potential creditors according to the information currently available. As required the office holder will advertise for claims and adjudicate on them if there are sufficient funds to make a distribution, either agreeing or rejecting, in full or in part. There is a statutory time limit to enable creditors whose claims have been rejected to appeal, once this time limit has passed the office holder will make a distribution to creditors.</p> <p>Logging creditor claims on the Administrators' system.</p> <p>Dealing with creditor queries, as appropriate.</p> <p><u>Employees</u></p> <p>Assisting 193 employees with their claims and other queries arising in relation to their contracts, as necessary.</p>	<p><u>HMRC</u></p> <p>Submission of the corporation tax computations for the final periods prior to the Administrators; appointment.</p> <p>Requesting submission of a formal claim from HMRC.</p> <p>Liaising with HMRC to establish their claim and seeking tax advice to minimise claims and maximise returns to creditors where appropriate.</p> <p>It is expected that HMRC may receive a distribution as a secondary preferential creditor.</p> <p><u>Reservation of Title</u></p> <p>Reviewing claims received from reservation of title creditors to ensure the claims take account of the uplift of any goods.</p> <p><u>Employees</u></p> <p>Continuing to assist 193 employees with their claims and other queries arising in relation to their contracts, if necessary.</p> <p>Continuing to liaise with the RPS and address any queries, if necessary.</p> <p>Requesting submission of the RPS' claim in the administration.</p>
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## Appendix C

### A schedule of work

**FRP**

	<p><u>Assets on Finance</u></p> <p>All financed assets have now been returned to the finance companies.</p> <p><u>Leasehold Properties</u></p> <p>Establishing the position with regards leasehold properties and liaising with landlords.</p> <p><u>Third party goods</u></p> <p>All efforts have been made to return third party goods to their owners. No further work is being undertaken in this regard.</p>	<p><u>Leasehold Properties</u></p> <p>Review claims received from landlords to ensure these are in line with the negotiations held.</p> <p><u>Pensions</u></p> <p>Provide assistance to the pension scheme provider in relation to any queries that may arise in relation to the Company's schemes.</p> <p><u>Third party goods</u></p> <p>Review claims received from customers to ensure these are in line with goods collected.</p>
4	<b>INVESTIGATIONS</b> <b>Work undertaken during the reporting period</b>	<b>INVESTIGATIONS</b> <b>Future work to be undertaken</b>
	<p>Consideration of any matters that come to light which require notification to the Secretary of State, National Crime Agency or DBEIS.</p> <p>No further investigations are anticipated to be required.</p>	<p>Ongoing consideration of any matters that come to light which require notification to the Secretary of State, National Crime Agency or DBEIS.</p>
5	<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Work undertaken during the reporting period</b>	<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Future work to be undertaken</b>
	<p>Preparation and circulation of the Administrators' 6-month progress report.</p>	<p>Preparation and circulation of the Administrators' 12-month progress report.</p>

## Appendix C

### A schedule of work

**FRP**

	<p>Filing notice of an extension to the administration with the Registrar of Companies and court.</p> <p>Dealing with post appointment VAT and other tax returns.</p>	<p>Requesting creditor approval for an uplift in the Administrators' fee estimate.</p> <p>Liaising with the Company's secured creditors to obtain the appropriate consent.</p> <p>To provide statutory reports to various stakeholders at regular intervals and manage any queries arising therefrom. Copies of these reports are required to be filed with the Registrar of Companies.</p> <p>To place legal advertisements as required by statute which may include formal meetings of creditors and notices to submit claims</p> <p>Continuing to deal with post appointment VAT and other tax returns as required.</p> <p>To deal with the statutory requirements in order to bring the case to a close and for the office holders to obtain their release from office; this includes preparing the final account for stakeholders and filing the relevant documentation with the Registrar of Companies.</p>
6	<b>TRADING</b> <b>Work undertaken during the reporting period</b>	<b>TRADING</b> <b>Future work to be undertaken</b>
	<p>Trading ceased on 22 December 2020.</p> <p>All of the Company's trading premises have now been surrendered back to the respective landlords.</p>	<p>Establish the final position in relation to utilities and making payment of utility costs for the trading period, as necessary.</p> <p>Finalising the trading models to confirm the final outcome of the trading period.</p>

## Appendix C

### A schedule of work

**FRP**

	<p>All efforts have been made to return third party goods to their owners. No further work is being undertaken in this regard.</p> <p>Liaising with utility suppliers to confirm the period for which the Administrators are liable and requesting invoices for the same.</p> <p>Making payment of utility costs for the trading period.</p> <p>Processing journals to reflect the factored book debt ledger position.</p>	<p>Ensure the position is accurately reflected on the Administrators' system.</p>
7	<b>LEGAL AND LITIGATION</b> <b>Work undertaken during the reporting period</b>	<b>LEGAL AND LITIGATION</b> <b>Future work to be undertaken</b>
	<p>Obtaining legal assistance with regards to the preparation and agreement of a Deed of Surrender with the Haydock landlord.</p> <p>Obtaining general legal advice in relation to matters arising in the administration.</p>	<p>Obtaining legal advice to deal with any other legal matters that may arise during the course of the administration.</p>



## Appendix D

Details of the Administrators' time costs and disbursements for the Period and cumulatively

# FRP

Rhys Davies & Sons Limited (In Administration)  
Time charged for the period 08 June 2021 to 07 December 2021

	Appointment Takers / Partners	Managers / Directors	Other Professional	Junior Professional & Support	Total Hours	Total Cost £	Average Hourly Rate £
⊖ Administration and Planning	6.45	0.10	14.75	9.90	31.20	5,673.50	181.84
A&P - Case Control and Review	4.75		4.10	0.60	9.45	2,341.00	247.72
A&P - Strategy and Planning	1.10				1.10	362.00	329.09
A&P - Admin & Planning			0.10		0.10	18.00	180.00
A&P - Case Accounting		0.10	1.35	1.85	3.30	430.25	130.38
A&P - General Administration			4.90	5.35	10.25	1,356.75	132.37
A&P - Insurance			2.70		2.70	498.00	184.44
A&P - Fee and WIP			1.60	2.10	3.70	475.50	128.51
A&P - Case Accounting - General	0.60				0.60	192.00	320.00
⊖ Asset Realisation	10.10		12.05	2.40	24.55	5,498.50	223.97
ROA - Asset Realisation	6.80		5.60	2.40	14.80	3,418.00	230.95
ROA - Debt Collection	0.40		4.50		4.90	764.00	155.92
ROA - Freehold/Leasehold Property	1.50		1.95		3.45	868.50	251.74
ROA - Asset Realisation Fixed	1.40				1.40	448.00	320.00
⊖ Creditors	14.65		22.45	10.85	47.95	9,451.25	200.45
CRE - Employees	4.15		4.40	2.20	10.75	2,339.00	217.58
CRE - Secured Creditors	1.40		2.90	0.85	5.15	1,032.25	200.44
CRE - Unsecured Creditors	0.40		8.85	7.00	16.25	2,342.00	144.12
CRE - Landlord	8.70		4.10		12.80	3,342.00	261.09
CRE - HPI/ Leasing			1.80		1.80	324.00	180.00
CRE - TAX/VAT - Pre-appointment			0.40		0.40	72.00	180.00
⊖ Investigation	0.10		0.20		0.30	68.00	226.67
INV - CDDA Enquiries	0.10				0.10	32.00	320.00
INV - Investigatory Work			0.20		0.20	36.00	180.00
⊖ Statutory Compliance	4.90		18.10	0.50	23.50	4,857.00	206.68
STA - Statutory Compliance - General			0.50		0.50	90.00	180.00
STA - Statutory Reporting/ Meetings	3.50		15.70	0.30	19.50	3,915.00	200.77
STA - GDPR Work				0.20	0.20	21.00	105.00
STA - Tax/VAT - Post appointment	1.40		1.90		3.30	831.00	251.82
⊖ Trading	1.50		3.55		5.05	1,119.00	221.58
TRA - Trading - General	1.50		1.40		2.90	732.00	252.41
TRA - Trade-sales/ Purchase			2.15		2.15	387.00	180.00
<b>Total Hours</b>	<b>37.70</b>	<b>0.10</b>	<b>71.10</b>	<b>22.85</b>	<b>131.75</b>	<b>26,667.25</b>	<b>202.41</b>

Disbursements for the period  
08 June 2021 to 07 December 2021

Category 1	Value £
Storage	608.48
Computer Consumables	343.56
<b>Grand Total</b>	<b>952.04</b>

Mileage is charged at the HMRC rate  
prevailing at the time the cost was incurred

## Appendix D

Details of the Administrators' time costs and disbursements for the Period and cumulatively

**FRP**

Rhys Davies & Sons Limited (In Administration)  
Time charged for the period 08 December 2020 to 07 December 2021

	Appointment Taxers / Partners	Managers / Directors	Other Professional	Junior Professional & Support	Total Hours	Total Cost £	Average Rate / Hour £
<b>Administration and Planning</b>	42.50	36.80	73.00	113.40	265.70	48,220.50	181.48
A&P - Case Control and Review	22.75		20.60	15.00	58.35	12,658.00	216.93
A&P - Strategy and Planning	8.85	1.00	2.00	24.10	35.95	6,253.75	173.96
A&P - Admin & Planning	5.80	8.75	6.15		20.70	5,300.50	256.06
A&P - Case Accounting	0.10	0.60	6.45	7.30	14.45	2,027.00	140.28
A&P - General Administration	0.10	2.50	11.90	29.30	43.80	5,767.25	131.67
A&P - Travel		19.70	12.00	18.10	49.80	9,037.00	181.47
A&P - Insurance	0.10		8.50	14.20	22.80	3,067.50	134.54
A&P - Fee and WIP	4.00		4.00	5.40	13.40	2,534.00	189.10
A&P - IT - Admin / planning and acquisition		3.00	0.80		3.80	924.00	243.16
A&P - Media			0.60		0.60	108.00	180.00
A&P - Case Accounting - General	0.80	1.25	0.60	2.05	5.40	265.12	
<b>Asset Realisation</b>	73.80	37.25	34.75	18.90	164.70	41,103.00	249.56
ROA - Asset Realisation	47.70	26.85	18.30	10.20	103.05	25,994.00	252.25
ROA - Chattel Assets		2.00	0.50		2.50	675.00	270.00
ROA - Debt Collection	0.90	1.00	6.90	8.50	17.30	2,410.00	139.31
ROA - Freehold/Leasehold Property	6.80	1.50	6.95	0.20	14.65	3,814.50	260.39
ROA - Stock/WIP	1.40	5.90	1.20		8.50	2,294.00	269.88
ROA - Sale of Business	7.10			7.10	14.20	2,279.50	321.06
ROA - Asset Realisation Floating	7.30			7.30	14.60	2,336.00	320.00
ROA - Legal-asset Realisation	2.00		0.90		2.90	852.00	293.79
ROA - Asset Realisation Fixed	1.40				1.40	448.00	320.00
<b>Creators</b>	105.00	34.90	131.80	217.85	489.55	90,359.00	184.60
CRE - Employees	16.85	30.40	94.10	109.10	250.45	43,032.00	171.82
CRE - Secured Creditors	8.35		8.95	3.95	21.25	4,734.50	222.80
CRE - Unsecured Creditors	6.20		17.15	44.70	68.05	9,760.00	143.42
CRE - ROT	0.50	4.50	0.40	46.60	52.00	6,181.50	118.88
CRE - Landlord	73.10		5.70	11.50	90.30	25,461.00	281.56
CRE - HP/Leasing			4.00	1.00	5.00	625.00	125.00
CRE - TAX/VAT - Pre-appointment			1.50		1.50	270.00	180.00
CRE - Legal-Creditors			0.50	0.50	1.00	52.50	105.00
CRE - London Contentious Insolvency - Creditors			0.50	0.50	1.00	52.50	105.00
<b>Investigation</b>	2.70	59.00	3.60	26.30	91.60	19,394.00	211.72
INV - IT - Investigations		59.00		16.60	75.60	16,852.00	222.32
INV - Legal - Investigations			0.20	0.70	0.90	109.50	121.67
INV - CDDA Enquiries	2.70		3.20	8.00	13.90	2,312.50	166.37
INV - Investigatory Work			0.20	0.80	1.00	120.00	120.00
<b>Statutory Compliance</b>	42.00	4.50	68.55	39.05	154.10	31,029.75	201.35
STA - Appointment Formalities	1.70	4.00	2.50		8.20	2,246.50	273.96
STA - Statutory Compliance - General	3.50		3.65	3.10	10.25	2,328.00	218.59
STA - Statutory Reporting/ Meetings	33.10	0.50	46.60	30.35	110.55	21,878.75	197.91
STA - Bonding/ Statutory Advertising				0.60	0.60	63.00	105.00
STA - Pensions- Other			1.00	0.80	1.80	264.00	146.67
STA - GDPR Work			1.20	2.10	3.30	436.50	132.27
STA - Tax/VAT - Post appointment	1.50		4.80	0.10	6.40	1,536.00	239.88
STA - Statement of Affairs	1.40		8.80	2.00	12.20	2,277.00	186.64
<b>Trading</b>	135.15	1.25	97.05	130.40	363.85	74,856.50	205.73
TRA - Trading - General	127.85		83.10	129.00	339.95	69,457.50	204.32
TRA - Trade-sales/ Purchase		1.25	8.25		9.50	1,772.50	186.58
TRA - Trading forecasting/ Monitoring	3.40		3.20		6.60	1,749.00	265.00
TRA - Legal-Trading			1.80	0.20	2.00	345.00	172.50
TRA - IT - Trading / Sale support	1.30		0.70	1.20	3.20	708.50	218.91
TRA - Case Accounting - Trading	2.60				2.60	832.00	320.00
<b>Total Hours</b>	<b>401.45</b>	<b>173.70</b>	<b>408.75</b>	<b>545.90</b>	<b>1,529.80</b>	<b>304,972.75</b>	<b>199.39</b>

Disbursements for the period  
08 December 2020 to 07 December 2021

	Value £
<b>Category 1</b>	
Hotels	686.25
Parking	19.17
Postage	513.17
Taxis	38.85
Travel	93.60
Storage	16,399.72
Bonding	112.50
Computer Consumables	343.56
Courier	281.93
Subsistence	171.36
<b>Category 2</b>	
Car/Mileage Recharge	1,273.65
<b>Grand Total</b>	<b>19,933.76</b>

Mileage is charged at the HMRC rate  
prevailing at the time the cost was incurred

Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration)  
The Administrators' Progress Report

## Appendix E

Receipts and payments account for the Period and cumulatively

**FRP**

### Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration) Joint Administrators' Trading Account

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
POST APPOINTMENT SALES		
Security Costs Contribution	NIL	10,000.00
License Fees	(2,500.00)	4,400.00
	(2,500.00)	14,400.00
OTHER DIRECT COSTS		
Direct Wages	NIL	37,481.29
PAYE/NIC	NIL	10,598.41
Pension	NIL	2,594.39
	NIL	(50,674.09)
TRADING EXPENDITURE		
Heat & Light	1,687.87	4,237.57
Insurance	NIL	2,091.24
Hire of Equipment	NIL	340.00
IT & Telecommunications	NIL	11,521.92
Security Costs	NIL	45,318.98
Cleaning	NIL	395.30
	(1,687.87)	(63,905.01)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(4,187.87)</b>	<b>(100,179.10)</b>

### Rhys Davies & Sons Limited T/A Rhys Davies Logistics (In Administration) Joint Administrators' Summary of Receipts & Payments

Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
NIL	NIL	NIL
SECURED ASSETS		
Leasehold Improvement	NIL	NIL
(1,520,327.12)	NIL	NIL
SECURED CREDITORS		
Cathay Investments 2 Ltd (Subrogated)	NIL	NIL
3,195,274.39	NIL	NIL
(3,462,446.20)	NIL	NIL
SPECIFICALLY PLEDGED		
Book Debts	NIL	NIL
HERC Invoice Finance	NIL	NIL
	NIL	NIL
HIRE PURCHASE		
Motor Vehicles	NIL	NIL
465,000.00	NIL	NIL
(617,000.00)	NIL	NIL
745,000.00	NIL	NIL
(833,000.00)	NIL	NIL
Paccar Financial Plc	NIL	NIL
	NIL	NIL
ASSET REALISATIONS		
Bank Interest Gross	16.25	27.63
Business Rates Refund	10,424.33	18,422.35
Cash at Bank	7,289.52	38,260.68
30,971.16	2,650.00	2,650.00
550.00	NIL	61,250.00
39,000.00	NIL	20,000.00
17,500.00	250.00	7,927.37
12,677.37	NIL	NIL
35,605.14	37,643.28	37,643.28
12,000.00	NIL	22,576.61
28,000.00	NIL	41,794.07
433,000.00	NIL	510,500.00
	NIL	54.61
10,500.00	1,662.00	50,690.34
1.00	NIL	NIL
17,500.00	NIL	34,900.00
1.00	NIL	NIL
	(4,187.87)	(100,179.10)
	55,747.51	766,517.84
COST OF REALISATIONS		
Administrators' Disbursements	3,250.09	19,828.48
Administrators' Pre-appointment Fees	NIL	27,045.35
Administrators' Remuneration	26,578.81	300,695.00
Agents Fees & Disbursements - SIA	5,656.77	305,500.30
Bank Charges - Floating	1.20	17.40
Consultancy Fees	NIL	1,422.34
Legal Disbursements - JMW	NIL	202.00
Legal Fees - JMW	1,762.00	54,787.00
Public Relations Consultancy	NIL	1,400.00
Stationery & Postage	NIL	17.50
Statutory Advertising	NIL	77.98
	(37,248.87)	(710,793.46)
PREFERENTIAL CREDITORS		
193 Employee Claims - Wages Arrears	NIL	NIL
(210,634.56)	NIL	NIL

## Receipts and payments account for the Period and cumulatively

# FRP

## Rhys Davies &amp; Sons Limited (In Administration)

55,724.38

Colin Ian Vickers  
Joint Administrator

## Appendix F

### Statement of expenses incurred in the Period

**FRP**

Statement of expenses for the period ended 07/12/2021		
Expenses	Period to 07/12/2021 £	Cumulative period to 07/12/2021 £
Office Holders' remuneration (Time costs)	27,393.25	304,972.75
Office Holders' disbursements	952.04	19,933.76
Consultancy Fees	-	1,422.34
Administrators' fees - Pre-appointment	-	27,045.36
Agent's fees & disbursements - SIA	2,137.57	305,500.30
Legal fees - JMW	1,762.00	54,787.00
Legal disbursements - JMW	-	202.00
Stationery & postage	-	17.60
Statutory advertising	-	77.98
Public relations consultancy	-	1,400.00
Bank charges - floating	1.20	17.40
<b>Total</b>	<b>32,246.06</b>	<b>715,376.49</b>

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics**  
**(In Administration)**  
**Joint Administrators' Trading Account**

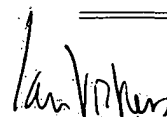
Statement of Affairs £	From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
POST APPOINTMENT SALES		
Security Costs Contribution	NIL	10,000.00
License Fees	(2,500.00)	4,400.00
	(2,500.00)	14,400.00
OTHER DIRECT COSTS		
Direct Wages	NIL	37,481.29
PAYE/NIC	NIL	10,598.41
Pension	NIL	2,594.39
	NIL	(50,674.09)
TRADING EXPENDITURE		
Heat & Light	1,687.87	4,237.57
Insurance	NIL	2,091.24
Hire of Equipment	NIL	340.00
IT & Telecommunications	NIL	11,521.92
Security Costs	NIL	45,318.98
Cleaning	NIL	395.30
	(1,687.87)	(63,905.01)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(4,187.87)</b>	<b>(100,179.10)</b>

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics**  
**(In Administration)**  
**Joint Administrators' Summary of Receipts & Payments**

Statement of Affairs £		From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
	<b>SECURED ASSETS</b>		
NIL	Leasehold Improvement	NIL	NIL
		NIL	NIL
	<b>SECURED CREDITORS</b>		
(1,520,327.12)	Cathay Investments 2 Ltd (Subrogated)	NIL	NIL
		NIL	NIL
	<b>SPECIFICALLY PLEDGED</b>		
3,195,274.39	Book Debts	NIL	NIL
(3,462,446.20)	HSBC Invoice Finance	NIL	NIL
		NIL	NIL
	<b>HIRE PURCHASE</b>		
465,000.00	Motor Vehicles	NIL	NIL
(617,000.00)	Lombard North Central Plc	NIL	NIL
745,000.00	Motor Vehicles	NIL	NIL
(833,000.00)	Paccar Financial Plc	NIL	NIL
		NIL	NIL
	<b>ASSET REALISATIONS</b>		
	Bank Interest Gross	16.25	27.63
	Business Rates Refund	10,424.33	18,422.35
30,971.16	Cash at Bank	7,289.52	38,260.68
350.00	Computer Equipment	2,650.00	2,650.00
39,000.00	Duress Assets (Trucks and Trailers)	NIL	81,250.00
17,500.00	Fixtures & Fittings	NIL	20,000.00
12,677.37	Insurance Claim Proceeds	250.00	7,927.37
35,005.14	Intercompany Loans	NIL	NIL
	Miscellaneous Refunds	37,643.28	37,643.28
12,000.00	Motor Vehicle Tax Refund	NIL	22,576.61
28,000.00	Motor Vehicles (Cars)	NIL	41,794.07
493,000.00	Motor Vehicles (Trucks and Trailers)	NIL	510,500.00
	Pension Scheme Overpayment	NIL	54.61
10,500.00	Plant & Machinery	1,662.00	50,690.34
1.00	RHA Cartel Claim	NIL	NIL
17,500.00	Stock	NIL	34,900.00
1.00	Tax Losses	NIL	NIL
	Trading Surplus/(Deficit)	(4,187.87)	(100,179.10)
		55,747.51	766,517.84
	<b>COST OF REALISATIONS</b>		
	Administrators' Disbursements	3,250.09	19,828.48
	Administrators' Pre-appointment Fees	NIL	27,045.36
	Administrators' Remuneration	26,578.81	300,495.00
	Agents Fees & Disbursements - SIA	5,656.77	305,500.30
	Bank Charges - Floating	1.20	17.40
	Consultancy Fees	NIL	1,422.34
	Legal Disbursements - JMW	NIL	202.00
	Legal Fees - JMW	1,762.00	54,787.00
	Public Relations Consultancy	NIL	1,400.00
	Stationery & Postage	NIL	17.60
	Statutory Advertising	NIL	77.98
		(37,248.87)	(710,793.46)
	<b>PREFERENTIAL CREDITORS</b>		
(210,634.56)	193 Employee Claims - Wages Arrears	NIL	NIL
		NIL	NIL

**Rhys Davies & Sons Limited T/A Rhys Davies Logistics**  
**(In Administration)**  
**Joint Administrators' Summary of Receipts & Payments**

Statement of Affairs £		From 08/06/2021 To 07/12/2021 £	From 08/12/2020 To 07/12/2021 £
	<b>SECONDARY PREFERENTIAL CREDITORS</b>		
(590,000.00)	HM Revenue & Customs	NIL	NIL
		NIL	NIL
	<b>UNSECURED CREDITORS</b>		
(1,590,060.27)	193 Employee Claims - Redundancy & PILON	NIL	NIL
(1.00)	HM Revenue & Customs	NIL	NIL
(3,638,826.17)	Intercompany Loans	NIL	NIL
(8.00)	Landlords	NIL	NIL
(2,815,318.45)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	<b>DISTRIBUTIONS</b>		
(55.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
<b>(10,175,896.71)</b>		<b>18,498.64</b>	<b>55,724.38</b>
	<b>REPRESENTED BY</b>		
	Costs Funding - Cathay		(137,000.00)
	IB Current Floating		181,660.79
	Vat Control Account		9,624.51
	Vat Payable - Floating		(862.40)
	Vat Recoverable - Floating		2,301.48
			<b>55,724.38</b>



Colin Ian Vickers  
Joint Administrator