#### **Rule 4.49C**

### Liquidators' Progress Report

Pursuant to Sections 92A, 104A and 192 of the Insolvency Act 1986

To the Registrar of Companies

To 15 December 2016

Signed

S.192

		<u> </u>	
Name of Company			
(a)	BGP Reid Crowther Limited		
	<u> </u>		
I / We, (b)	Samantha Jane Keen	Angela Swarbrick	
	Ernst & Young LLP	Ernst & Young LLP	
	1 More London Place, London, SE1 2AF	1 More London Place, London, SE1 2AF	
the liquidate Insolvency		our Progress Report under section 192 of the	
The Progres	ss Report covers the period from 16	December 2015	

Company Number

02090028

Presenter's name, address and reference (if any)

(a) Insert full name of

(b) Insert full name(s) and

company

address(es)

Simon Hawkins Ernst & Young LLP 1 More London Place London SE1 2AF Our Ref ML7E/SJK//LC/SH



13.2. A

Date





Ernst & Young LLP 1 More London Place London SE1 2AF Tel + 44 20 7951 2000 Fax + 44 20 7951 1345 ey com

TO MEMBERS

13 February 2017

Ref ML5W/SJK/LC/SH Direct line 0207 980 9289 Simon Hawkins

Email <u>lcatley@uk ey com</u> Luke Catley

Dear Sirs

### BGP Reid Crowther Limited (In Members' Voluntary Liquidation) ("the Company")

As you are aware, Angela Swarbrick and I were appointed as Joint Liquidators of the Company on 16 December 2015. I now write to provide you with our report on the progress of the liquidation for the period from 16 December 2015 to 15 December 2016.

We are required to provide certain information about the Company and the liquidators in accordance with the provisions of the Insolvency Rules 1986. This information can be found in Appendix A of this report. A copy of our receipts and payments account for the period from 16 December 2015 to 15 December 2016 is at Appendix B.

### Assets and Liabilities

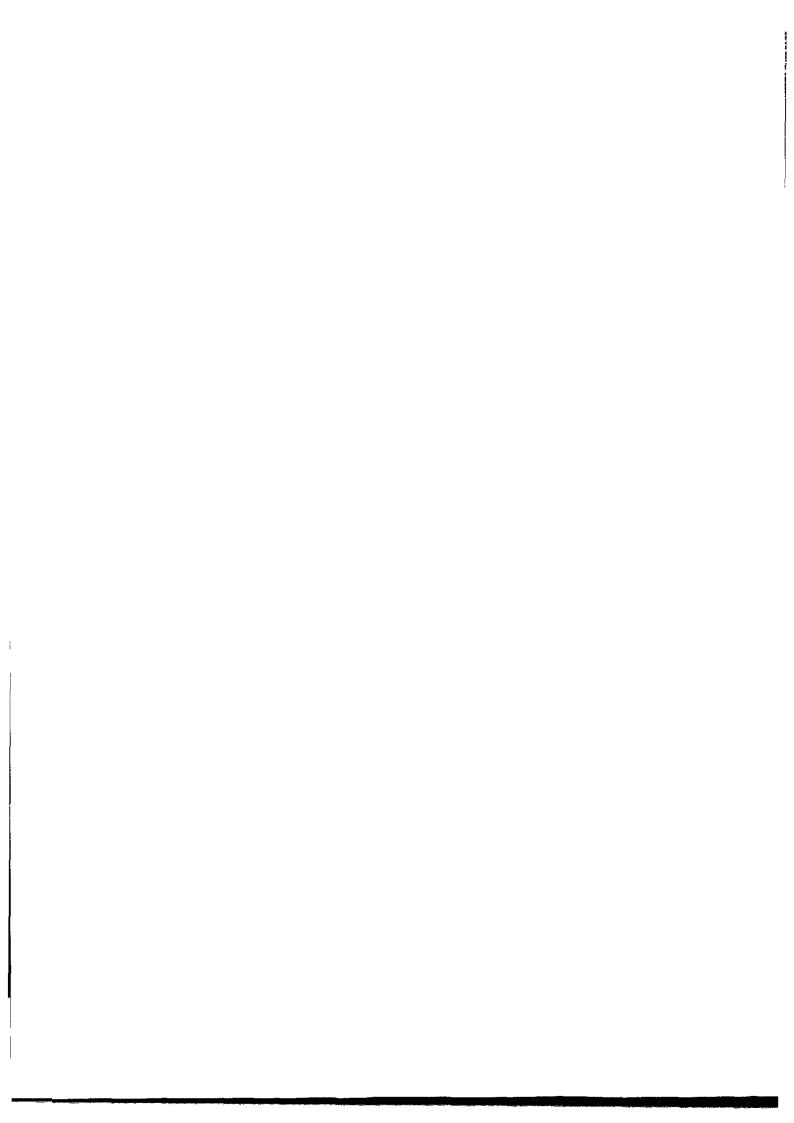
The declaration of solvency, made by the directors, showed that the Company had no assets or liabilities

The Company had no known external creditors at the date of liquidation. Notice was advertised in the London Gazette on 30 December 2015 for any persons claiming to be creditors of the Company, to submit claims by 27 January 2016, in accordance with Rule 4 182A of the Insolvency Rules 1986. No claims were received

It is customary in a liquidation to seek confirmation from the relevant Crown authorities that they have no claim in respect of Corporation Tax, VAT, PAYE and National Insurance Contributions. Whilst HM Revenue & Customs have confirmed that they have no claims and no objection to the conclusion of the liquidation, this was not provided until after the period covered by this report.

#### Joint Liquidators' remuneration, expenses and disbursements

The Joint Liquidators' remuneration was fixed on a time cost basis by a resolution of the members passed on 16 December 2015 and it was agreed that our fees would be met by another group company. There is no recourse to the estate in respect of our fees where such contractual arrangement exists. Details of amounts paid, name of the payor and the relationship between the payor and the Company, are available upon written request to me at the address detailed on this letter.





### Members' rights to further information about, and challenge, remuneration and expenses

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided in Appendix C.

### Outstanding matters to be concluded

The Company's final general meeting will be scheduled at a time when other group companies are also in a position to conclude their liquidations. The Joint Liquidators anticipate that the final general meeting of the Company will be held later this year and will provide communication to the members once we are in a position to call the final meeting.

Once the final meeting has been held and the Joint Liquidators' final return and receipts and payments account have been filed at Companies House, the Joint Liquidators will vacate office and will be deemed to have received their release. Approximately three months after the filing of the final return, the Company will be dissolved automatically by the Registrar of Companies.

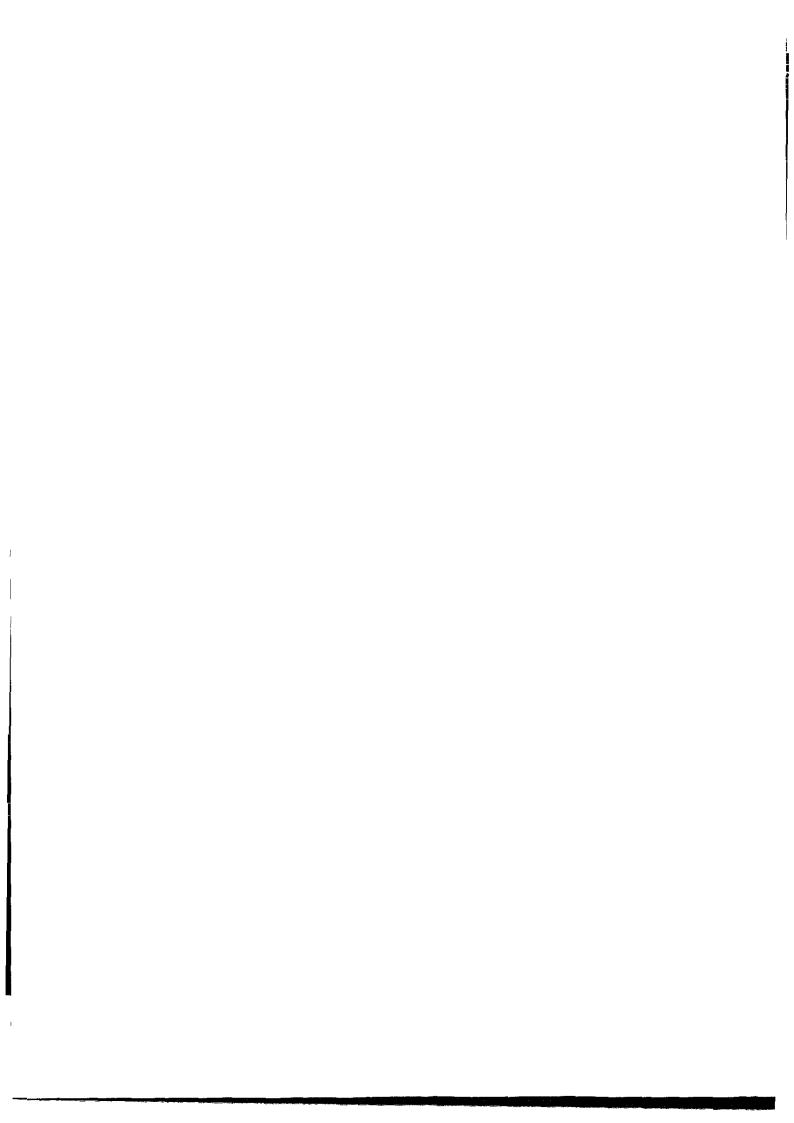
Should you wish to discuss any matters arising from this report, please do not hesitate to contact Simon Hawkins on the direct line telephone number shown above

Yours faithfully for the Company

S J Keen Joint Liquidator

S J Keen is licensed in the United Kingdom to act as an insolvency practitioner by The Insolvency Practitioners Association A Swarbrick is licensed in the United Kingdom to act as an insolvency practitioner by The Institute of Chartered Accountants in England and Wales We may collect, use, transfer, store or otherwise process (collectively, "Process") information that can be linked to specific individuals ("Personal Data")

We may Process Personal Data in various jurisdictions in accordance with applicable law and professional regulations including (without limitation) the Data Protection Act 1998



# BGP Reid Crowther Limited (In Members' Voluntary Liquidation) ("the Company")

### Information about the Company and the liquidators

Registered office address of the Company 1 More London Place, London, SE1 2AF

Registered number 02090028

Full names of the liquidators Samantha Jane Keen and Angela Swarbrick

Liquidators' address Ernst & Young LLP

1 More London Place

London SE1 2AF

Date of appointment of the joint liquidators 16 December 2015

Details of any changes of liquidator -



## BGP Reid Crowther Limited (In Members' Voluntary Liquidation) ("the Company")

Joint Liquidators' receipts and payments account for the period from 16 December 2015 - 15 December 2016

Declaration of Solvency
Estimated to Realise Values
£

Receipts

Receipts

Estimated to 16/12/2015 to 15/12/2016

£

Receipts

Nil

Payments Nil

Balance at bank as at 15 December 2016 Nil

#### Notes

1 The Joint liquidators' remuneration and disbursements have been met by another group company and consequently do not appear in this receipts and payments account

Members' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 4.49E and 4.148C of the Insolvency Rules 1986, as amended

### 4 49E Creditors' and members' request for further information

- (1) If—
  - (a) within the period mentioned in paragraph (2)-
  - (i) a secured creditor, or
  - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
  - (iii) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company, or
  - (b) with the permission of the court upon an application made within the period mentioned in paragraph (2)—
  - (i) any unsecured creditor, or
  - (ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

- (2) The period referred to in paragraph (1)(a) and (b) is-
  - (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4 108, and
  - (b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case
- (3) The liquidator complies with this paragraph by either-
  - (a) providing all of the information asked for, or
  - (b) so far as the liquidator considers that-
    - (i) the time or cost of preparation of the information would be excessive, or
    - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
    - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information

- (4) Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of—
  - (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
  - (b) the expiry of the 14 days provided for in paragraph (1),
  - and the court may make such order as it thinks just
- (5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just
- (6) This Rule does not apply where the liquidator is the official receiver

### 4.148C Members' claim that remuneration is excessive

- (1) Members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or any member with the permission of the court, may apply to the court for one or more of the orders in paragraph (6) on the grounds that—
  - (a) the remuneration charged by the liquidator,
  - (b) the basis fixed for the liquidator's remuneration under Rule 4 148A, or
  - (c) expenses incurred by the liquidator,
  - is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate
- (2) Application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or 4 weeks when the liquidator has resigned in accordance with Rule 4 142) after receipt by the applicant of the report or account which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- (3) The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it must not do so unless the applicant has had the opportunity to attend the court for a hearing of which the applicant has been given at least 5 business days' notice but which is without notice to any other party
- (4) If the application is not dismissed under paragraph (3), the court must fix a venue for it to be heard and give notice to the applicant accordingly
- (5) The applicant must at least 14 days before the hearing send to the liquidator a notice stating the venue and accompanied by a copy of the application and of any evidence which the applicant intends to adduce in support of it
- (6) If the court considers the application to be well-founded, it must make one or more of the following orders—
  - (a) an order reducing the amount of remuneration which the liquidator was entitled to charge,
  - (b) an order fixing the basis of remuneration at a reduced rate or amount,
  - (c) an order changing the basis of remuneration,
  - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation,
  - (e) an order that the liquidator or the liquidator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify,
  - and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report
- (7) Unless the court orders otherwise, the costs of the application must be paid by the applicant and are not payable as an expense of the liquidation

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