

GIG Holdings Limited.

2486334

CASE NO: 8334 OF 2018

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS IN BIRMINGHAM

INSOLVENCY AND COMPANIES LIST (ChD)

IN THE MATTER OF THE INSOLVENCY ACT

AND IN THE MATTER OF

RE: BIZZI BODIES (WARWICK) LIMITED (IN ADMINISTRATION) AND OTHERS Company Number: 01920625

RE: BASIL JOHN CHALLINOR (IN BANKRUPTCY) AND OTHERS

RE: ROSFORD MANAGEMENT LIMITED (FORMERLY AKKERON HOTELS LIMITED) (IN CREDITORS' VOLUNTARY LIQUIDATION) AND OTHERS Company Number: 07061052

RE: ADVANTAGE TRANSITION BRIDGE FUND LIMITED (IN MEMBERS' VOLUNTARY LIQUIDATION) AND OTHERS Company Number: 05441448

RE: RC BREWERY LIMITED (IN COMPULSORY LIQUIDATION) Company Number: 06692060

RE: JILLIAN ANN CARTER AND DAVID JAMES CARTER (IN AN INDIVIDUAL VOLUNTARY ARRANGEMENT)

RE: GYG HOLDINGS LIMITED (FORMERLY KNOWN AS MACOB HOLDINGS LIMITED) (IN COMPANY VOLUNTARY ARRANGEMENT) AND OTHERS Company Number: 02486334

CARTERS CAPO DI MONTE (IN PARTNERSHIP VOLUNTARY ARRANGEMENT)

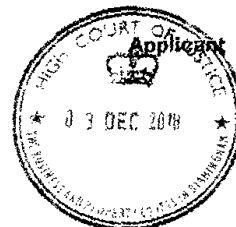
BEFORE HIS HONOUR JUDGE SIMON BARKER QC ON 28 NOVEMBER 2018

BETWEEN:

WILLIAM JOHN KELLY

AND

- (1) GARETH PRINCE
- (2) MARK MALONE
- (3) JULIE PALMER
- (4) JOANNE WRIGHT
- (5) GILBERT LEMON
- (6) IAN EDWARD WALKER
- (7) JEREMY WILLMONT
- (8) GARY PAUL SHANKLAND
- (9) BOB MAXWELL
- (10) JULIAN PITTS
- (11) LLOYD BISCOE



Respondents

ORDER

UPON READING the Application dated 27 November 2018 pursuant to Chapter 6 (Sub-division B) of part 12 of the Insolvency (England and Wales) Rules 2016 (SI/2016/1024)

W. J. Kelly C/A 28/11/18
Gareth Prince A/D 28/11/18

SATURDAY



Q1Q *Q7LCGH1C* 22/12/2018 #65
COMPANIES HOUSE

AND UPON READING the Witness Statements of William John Kelly (dated 23 November 2018), Gareth Prince (dated 23 November 2018), Mark Malone (dated 23 November 2018), Julie Palmer (dated 26 November 2018) and Joanne Wright (dated 23 November 2018) respectively.

IT IS ORDERED that:

- 1 Each of the County Court and hearing centre cases listed in Schedules 1 to 8 ("**County Court cases**") be transferred to the High Court of Justice, Business and Property Courts of England and Wales, Insolvency and Companies List (ChD) for the purpose only of making this order. Immediately upon this order taking effect, the County Court Cases be transferred back to the relevant County Court or hearing centre.
- 2 William John Kelly ("**Applicant**") be removed as Officeholder to be replaced by the individual or individuals ("**Replacement Officeholders**") as set out at paragraphs 3 to 10, below. The consents of the Replacement Officeholders to act are contained in their witness statements.
- 3 The Applicant be removed from office as Joint Administrator of the companies in Administration listed in Schedule 1 attached hereto with effect from the date of this order and the individuals named as Replacement Officeholders in Schedule 1 be appointed in substitution as Joint Administrator of the said companies, with effect from the same date, pursuant to paragraph 95 of Schedule B1 of the Insolvency Act 1986.
- 4 The Applicant be removed from office as Joint Trustee in bankruptcy of the bankruptcy estates listed in Schedule 2 attached hereto with effect from the date of this order and the individuals named as Replacement Officeholders in Schedule 2 be appointed in substitution as Trustee in bankruptcy in respect of the said bankruptcy estates with effect from the same date, pursuant to Section 298 of the Insolvency Act 1986.
- 5 The Applicant be removed from office as Joint Liquidator of the companies in Creditors' Voluntary Liquidation listed in Schedule 3 attached hereto with effect from the date of this order and, where indicated, the individual or individuals named as Replacement Officeholders in Schedule 3 be appointed in substitution as Joint Liquidators in respect of the said companies with effect from the same date, pursuant to Section 108 of the Insolvency Act 1986.
- 6 The Applicant be removed from office as Joint Liquidator of the companies in Members' Voluntary Liquidation listed in Schedule 4 attached hereto with effect from the date of this order and Mark Malone be appointed in substitution as Joint Liquidator in respect of the said Companies with effect from the same date, pursuant to Section 108 of the Insolvency Act 1986.
- 7 The Applicant be removed from office as Joint Liquidator of the company in Compulsory Liquidation listed in Schedule 5 attached hereto with effect from the date of this order and

Mark Malone be appointed in substitution as Joint Liquidator in respect of the said company with effect from the same date, pursuant to Section 172 of the Insolvency Act 1986.

- 8 The Applicant be removed from office as Supervisor of the individuals in an Individual Voluntary Arrangement listed in Schedule 6 attached hereto with effect from the date of this order and Mark Malone and Gareth Prince be appointed in substitution as Joint Supervisors in respect of the said Individual Voluntary Arrangement with effect from the same date, pursuant to Section 263 of the Insolvency Act 1986.
- 9 The Applicant be removed from office as Joint Supervisor of the companies in an Company Voluntary Arrangement listed in Schedule 7 attached hereto with effect from the date of this order and the individuals named as Replacement Officeholders in Schedule 7 be appointed in substitution as Joint Supervisor in respect of the said Company Voluntary Arrangements with effect from the same date, pursuant to Section 7 of the Insolvency Act 1986.
- 10 The Applicant be removed from office as Supervisor of the partnership in Partnership Voluntary Arrangement listed in Schedule 8 attached hereto with effect from the date of this order and Mark Malone and Gareth Prince be appointed in substitution as Joint Supervisors of the said Partnership Voluntary Arrangement with effect from the same date, pursuant to Section 7 of the Insolvency Act 1986.
- 11 The Applicant be removed and replaced, as set out at paragraphs 3 to 10 above, in each of the cases contained in Schedules 1 to 8 from the date of this order, without being required to (i) apply to the Secretary of State for release or discharge as appropriate pursuant to Section 173(2)(b) Section 174(4)(b) and Section 299 of the Insolvency Act 1986 as the case may be or (ii) file a receipts and payment account.
- 12 Where the appointments referred to in this order are joint appointments, any act required or authorised under any enactment to be done by joint appointees may be done by all or any one or more of the persons at the time being holding office. No functions are required to be undertaken by both joint appointees acting together and no functions are specifically the responsibility of either joint appointee.
- 13 The Applicant, Respondent or Replacement Officeholder shall file a copy of this order with the relevant court listed in respect of any of the estates referred to in Schedules 1 to 8.
- 14 The relevant Applicant, Respondent or Replacement Officeholder shall notify each creditor of this Application and this Order by way of notice at the same time as the next routine report that shall be due to the creditors of each estate, such notice to contain the following matters:
 - 14.1 An explanation of the effect of the Order;
 - 14.2 Express reference to the liberty to apply contained in paragraph 15 below;

- 14.3 In the case of Liquidations and Bankruptcies, where Liquidation Committees or Creditors' Committees have been appointed, an explanation that, to the extent that any information which would otherwise be required to be provided under rule 6.25 or rule 10.77 (as the case may be) of the Insolvency (England and Wales) Rules 2016 has not already been provided as part of the report, it is open to that committee to require the relevant Applicant, Respondent or Replacement Officeholder to provide an account of the administration of the estate, including:
- 14.3.1 a summary of receipts and payments; and
- 14.3.2 a statement that he has reconciled his accounts.
- 14.4 In the case of Liquidations and Bankruptcies where no Liquidation Committees or Creditors' Committees have been appointed, an explanation that, to the extent that such information as aforesaid has not already been provided as part of the report, it is open to any creditor to apply to court for an order that the relevant Applicant, Respondent or Replacement Officeholder do provide an account of the administration of the estate, including:
- 14.4.1 a summary of receipts and payments; and
- 14.4.2 a statement that he has reconciled his accounts.
- 14.5 Notification that if any Applicant, Respondent or Replacement Officeholder has been required to provide the information referred to in sub-paragraphs 14.3 and 14.4 above, whether by a Liquidation Committee or Creditors' Committee or by court order on the application of any creditor(s), the costs of any appointed officeholder of so complying will, unless there are good reasons to the contrary, be paid as an expense of the winding-up or bankruptcy as the case may be; and
- 14.6 In the case of Liquidations, notification to each creditor of his right under regulation 11(2) of the Insolvency Regulations 1994 to require the appointed officeholders to supply a statement of receipts and payments free of charge; and
- 14.7 In the case of the Administrations and any Voluntary Arrangements, the provision of all such information as might reasonably be required with regard to the conduct of the Administrations or Voluntary Arrangements.
- 15 The Respondents shall, when the next routine report is due to the creditors of each appointment, give written notice of the making of this Order to each such creditor, such notice to include the following matters:-
- 15.1 an explanation as to the effect of the Order; and

15.2 express reference to the liberty to apply as set out in the Order.

- 16 The creditors in each of the cases listed in Schedules 1 to 8 shall be notified of this Order by way of one composite notice (**"the Advertisement"**) to be published in the Gazette within 28 days of receipt of the sealed order.
- 17 Each creditor of each estate listed in Schedule 1 to 8 who has an objection to this Order, has liberty to apply to vary or discharge this Order. Creditors shall have 21 days from the date of the Advertisement to apply to Court to set aside or vary the terms of this Order. Such application shall not affect the transfer of the case as listed in Schedules 1 to 8 until further or other order by the Court.
- 18 The Respondents shall file any appropriate notices in respect of the removal of the Applicant and appointment of the Replacement Officeholders appointed pursuant to paragraphs 3 to 10 of this Order with the Registrar of Companies and the Secretary of State for Business, Energy, Innovation and Skills (Insolvency Service) as appropriate and as soon as reasonably practicable.
- 19 In the case of the Administrations listed in Schedule 1 appended to this Order, the Applicant be released and discharged forthwith from liability in respect of any action of his as administrator. Such release to take effect 21 days from the date of the Advertisement, save in respect of any objection made pursuant to paragraph 17 of this Order, or claim notified to the Applicant pursuant to the Insolvency Act 1986 and / or pursuant to such other provision as may apply on or prior to the notice date.
- 20 In the cases listed in Schedules 2 to 8 the Applicant be released and discharged forthwith from all liability both in respect of acts or omissions of his in the administration of the estate and otherwise in relation to his conduct as Trustee, or in respect of acts or omissions of his in the winding-up and otherwise in relation to his conduct as Supervisor. Such release to take effect 21 days from the date of the Advertisement, save in respect of any objection made pursuant to paragraph 18 of this Order or claim notified to the Applicant pursuant to the Insolvency Act 1986 and / or pursuant to such other provision as may apply on or prior to the notice date.
- 21 In order to ensure consistency with paragraph 83(7) of Schedule B1 of the Insolvency Act 1986, where the Applicant would have been removed and replaced as Administrator and those administrations are subsequently converted into CVLs, the replacement Administrator in each case, as set out in the Schedule, shall also replace the Applicant as Liquidator, subject to creditors' rights to appoint an alternative Liquidator.

- 22 The costs of this Application (including VAT and ancillary costs) be charged to and paid from the estates listed in Schedules 1 to 8, apportioned equally between them (subject only to there being sufficient assets in each such estate to meet such apportioned costs).
- 23 The Respondents have the right apply to the court to amend this Order to include any appointments held by the Applicant which have been inadvertently omitted from the application.

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 1: ADMINISTRATIONS

Case name/nature of work/relevant dates	Company number	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
Bizzi Bodies (Warwick) Limited	1820625	High Court of Justice, Chancery Division, Birmingham District Registry	8287/2014	W John Kelly Joint Administrator	Gareth Prince	Mark Malone
Gamma Global Holdings Limited	5468669	High Court of Justice, Chancery Division, Birmingham District Registry	8060/2015	W John Kelly Joint Administrator	Gareth Prince	Mark Malone
Johnsons Photopia Limited	365586	High Court of Justice, Chancery Division, Birmingham District Registry	8254/2018	W John Kelly Joint Administrator	Gareth Prince	Mark Malone



Case name/nature of work/relevant dates	Company number	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
Parkstone Group Limited	3972967	High Court of Justice, Chancery Division, Companies Court	551/2015	W John Kelly Joint Administrator	Lloyd Biscoe	Gareth Prince
RE & JR Darbyshire Partnership	N/A	High Court of Justice, Chancery Division, Birmingham District Registry	8028/2017	W John Kelly Joint Administrator	Gareth Prince	Mark Malone
S P Holding Tractor Hire Limited	4269243	High Court of Justice, Chancery Division, Birmingham District Registry	8157/2016	Gareth Prince Joint Administrator	W John Kelly	Mark Malone
S P Holding Services Limited	3464899	High Court of Justice, Chancery Division, Birmingham District Registry	8159/2016	Gareth Prince Joint Administrator	W John Kelly	Mark Malone

Case name/nature of work/relevant data	Company number	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
S P Holding Limited	6726429	High Court of Justice, Chancery Division, Birmingham District Registry	8158/2016	Gareth Prince Joint Administrator	W John Kelly	Mark Malone
S.P. Holding Workshop Limited	8667256	High Court of Justice, Chancery Division, Birmingham District Registry	8172/2016	Gareth Prince Joint Administrator	W John Kelly	Mark Malone
SP Holding Group Limited	6705293	High Court of Justice, Chancery Division, Birmingham District Registry	8156/2018	Gareth Prince Joint Administrator	W John Kelly	Mark Malone

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 2: BANKRUPTCIES

Case name/nature of work/relevant dates	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
Basil John Challinor	Birkenhead County Court	5040884/2010	W John Kelly Joint Trustee	Gareth Prince	Joanna Wright
Garry Walter Tearle	St Albans – Luton County Court	119/2011	Joanna Wright Joint Trustee	W John Kelly	Gareth Prince
Christopher Michael John McCabe	Brighton County Court	331/2013	Joanna Wright Joint Trustee	W John Kelly	Mark Malone
Tracey Ricketts	Birmingham County Court	339/2014	Gareth Prince Joint Trustee	W John Kelly	Mark Malone

CASE REGISTER REPORT

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SCHEDULE 3: CREDITORS VOLUNTARY LIQUIDATIONS

Case name/nature of work/relevant dates	Company number	Lead Officeholder	Joint appointee	Replacement Officeholder
Rosford Management Limited (Formerly Akkeron Hotels Limited)	7061052	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
Bale Group Ltd	3258631	Ian Edward Walker Joint Liquidator	W John Kelly	Julie Palmer
Dancourt Limited	3324307	Gilbert Lemon Joint Liquidator	W John Kelly	Gareth Prince
Dorington Ventures Leisure Limited	6010834	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
DRB Management Limited	4061078	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
DRB Interior Contracts Limited	4274160	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
Hartle (Building Mechanical) Services Limited	2233958	W John Kelly Joint Liquidator	Jeremy Willmont (Moore Stephens)	Mark Malone

Case name/nature of work/relevant dates	Company number	Lead Officeholder	Joint appointee	Replacement Officeholder
J G Energy Solutions Limited	4623833	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
JH Hallam (Contracts) Limited	2219570	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
K.A.D. Medical Services Limited	5881678	W John Kelly Joint Liquidator	Gary Paul Shankland	Mark Malone
Kingdom Coolers Limited	6035903	W John Kelly Joint Liquidator	None	Gareth Prince and Mark Malone
Leeds Portfolio No.1 Limited	4656791	Bob Maxwell Joint Liquidator	Julian Pitts & W John Kelly	No replacement intended
Macob Property Holdings Limited	8014025	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob Administration Limited	3366389	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob Developments Limited	1642916	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob Civil Engineering Limited	2623634	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob Training and Safety Services Limited	4424727	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince

Case name/nature of work/relevant dates	Company number	Lead Officeholder	Joint appointee	Replacement Officeholder
Macob Limited	1569919	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob (Southern) Limited	2719531	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Macob Projects Ltd	3503801	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Meriden Paper Limited	1298567	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
Paul Whiting Limited	1221949	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
Parcour Facilities Management Limited	5441841	Ian Edward Walker Joint Liquidator	W John Kelly	Julie Palmer
PUK (M) Limited	3698788	Bob Maxwell Joint Liquidator	Julian Pitts	No replacement intended
Rapid Envelopes Limited	3888643	Mark Malone Joint Liquidator	W John Kelly	Gareth Prince
Staffpoint Employment and Recruitment Limited	6867927	Mark Malone Joint Liquidator	W John Kelly	Gareth Prince

Case name/nature of work/relevant dates	Company number	Lead Officeholder	Joint appointee	Replacement Officeholder
The Hospital Medical Group Limited	2811995	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Tyburn Realisations Limited	7134784	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Wright Favell Limited	2247892	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
WTA Global Holdings Limited	4585536	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince
Yas (INT) Limited	6229836	W John Kelly Joint Liquidator	Mark Malone	Gareth Prince

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 4: MEMBERS VOLUNTARY LIQUIDATIONS

Case name/nature of work/relevant dates	Company number	Lead Officeholder	Joint appointee	Replacement Officeholder
Advantage Transition Bridge Fund Limited	5441448	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone
J H Hallam & Son (Developments) Limited	724359	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 5: COMPULSORY LIQUIDATIONS

Case name/nature of work/relevant dates	Company number	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
RC Brewery Limited	8682060	Royal Court of Justice London	2709/2013	W John Kelly Joint Liquidator	Gareth Prince	Mark Malone

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 6: INDIVIDUAL VOLUNTARY ARRANGEMENTS

Case name/nature of work/relevant dates	Court Details	Court Number	Lead Officeholder	Joint appointee	Replacement Officeholder
Jillian Ann Carter and David James Carter	Birmingham County Court	8120/2014	W John Kelly Joint Liquidator	None	Gareth Prince and Mark Maione

CASE REGISTER REPORT

BEGBIES TRAYNOR CENTRAL LLP

SCHEDULE 7: COMPANY VOLUNTARY ARRANGEMENTS

Case name/nature of work/relevant dates	Company number	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
GYG Holdings Ltd	2486334	Birmingham County Court	8035/2014	W John Kelly Joint Supervisor	Mark Malone	Gareth Prince
Intaforensics Limited	5292275	High Court of Justice, Chancery Division, Birmingham District Registry	8081/2018	Gareth Prince Joint Supervisor	W John Kelly	Mark Malone

CASE REGISTER REPORT

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SCHEDULE 8: PARTNERSHIP VOLUNTARY ARRANGEMENT

Case name/nature of work/relevant dates	Court details	Court number	Lead Officeholder	Joint appointee	Replacement Officeholder
Carters Capo di Monte	Birmingham County Court	5120/2014	W John Kelly Joint Liquidator	None	Gareth Prince and Mark Malone