

Section 94

Form 4 71

**Return of Final Meeting in a  
Members' Voluntary Winding Up**

**Pursuant to Section 94 of the  
Insolvency Act 1986**

To the Registrar of Companies

**S.94**

Company Number

02650883

Name of Company

Brian Willey (Southern) Ltd

I/We Tim Alan Askham  
The Lexicon  
Mount Street  
Manchester  
M2 5NT

Note: The copy account must be  
authenticated by the written signature(s)  
of the Liquidator(s)

give notice that a general meeting of the company was duly ~~held on~~/summoned for 20 December 2012 pursuant to section 94 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been conducted, and the property of the company has been disposed of and that ~~the same was done accordingly~~ no quorum was present at the meeting

The meeting was held at The Lexicon, Mount Street, Manchester, M2 5NT

The report covers the period from 26/10/2011 (commencement of winding up) to 20/12/2012 (close of winding up)

The outcome of the meeting (including any resolutions passed at the meeting) was as follows

A resolution was not passed preventing the liquidator from obtaining release from office

Signed



Date

21 December 2012

Mazars LLP  
The Lexicon  
Mount Street  
Manchester  
M2 5NT

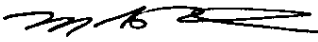
Ref INTER55/TAA/CAP/DZD/MT



**Brian Willey (Southern) Ltd  
(In Liquidation)  
Liquidator's Abstract of Receipts & Payments  
From 26 October 2011 To 20 December 2012**

<b>S of A £</b>		<b>£</b>	<b>£</b>
117,000 00	ASSET REALISATIONS Book Debts	117,000 00	117,000 00
	DISTRIBUTIONS Ordinary Shareholders	117,000 00	(117,000 00)
<b>117,000.00</b>			<b>NIL</b>
	REPRESENTED BY		<b>NIL</b>

Note

  
Tim Alan Askham  
Liquidator

## **Interserve Plc Dormant Companies - In Members' Voluntary Liquidation ("the Companies")**

### **Final Progress Report to Members**

This is the liquidator's final progress report to all known members in respect of the 16 Dormant Interserve Group Companies listed in Appendix I laid down at the final meeting of members

#### **1. Statutory information**

- 1 1 I was appointed Liquidator of the 16 Companies at a meeting of members held on various dates as per Appendix I My address is Mazars LLP, The Lexicon, Mount Street, Manchester, M2 5NT, also the registered office for all of these Companies
- 1 2 I am authorised to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

#### **2. Details of Asset Realisations**

- 2 1 The only realisable assets on appointment for the companies were net group debtors all owed by Interserve Finance Ltd
- 2 2 In the cases of Fincham Insulations Ltd and Emerio Ltd, their assets were Investment in Subsidiary, comprised of debtors owed by Interserve Finance Ltd
- 2 3 There are no assets in Walbridge Tilbury Ltd and Morris Warden & Company Ltd
- 2 4 Pre-appointment distributions amongst members took place as follows -

<b>Company</b>	<b>Net Assets as per Latest Accounts</b>	<b>Pre- Appointment Distributions</b>	<b>Sum Available to Distribute</b>
Fincham Insulations Ltd	301,000	24,000	277,000
FK Multiservices Ltd	5,296,000	296,000	5,000,000
Tilbury Douglas Developments	146,798	146,698	100
Portal Developments Ltd	17,752	17,652	100
Emerio Ltd	949,000	899,000	50,000
Climate Services Ltd	52,000	2,000	50,000

#### **3. Receipts and payments Account**

- 3 1 Summaries of receipts and payments covering the period from dates of appointment to 17 December 2012 are attached at Appendix II

#### 4. Liabilities

##### 4.1 Unsecured Creditors

According to their Declarations of Solvency, none of the Companies had any external creditors. Only two had liabilities to Group entities. These represented pre liquidation distributions from the list at paragraph 2.4.

4.2 The only other potential creditor to arise in any of the solvent Liquidations was an Employer's Liability Claim submitted against FK Multiservices Ltd, but action against the Company was discontinued on 5 April 2012.

#### 5. Distribution to Shareholders

5.1 Pursuant to the authority conferred on me, I have today, 15 November 2012, declared distributions in specie of the residual funds as set out also on Appendix 1.

#### 6. Remuneration

6.1 Resolutions have been passed to enable the Liquidator to draw remuneration by reference to the time properly given by the Liquidator and his staff in attending to the matters arising in the winding-up.

6.2 As there are no assets in the Company, the holding company had agreed to discharge the combined pre and post liquidation costs on a batch of dormant company members' voluntary liquidations.

6.3 For your information, a summary of our time costs to date, in accordance with Statement of Insolvency Practice 9, is detailed in the table below. To date, 155.9 hours have been spent in dealing with the Administration of this case, at a total cost of £15,629.30 representing an average hourly charge out rate of £100.3.

Analysis of Liquidators' time costs for the period 08/12/2010 to 17/12/2012								
Classification of work Function	Hours					Total	Time	Average
	Partner	Director	Manager	Administrator	Clerical	Hours	Cost	Hourly Rate
2 Admin & Planning	8.3	1.3	0.0	17.5	0.2	27.3	3965.8	145.3
3 Taxation	0.2	0.1	0.0	6.4	0.2	6.9	501.1	72.6
4 Investigations	0.4	0.0	0.0	0.0	0.0	0.4	126.8	317.0
5 Realisation of Assets	1.8	0.3	0.0	5.9	0.0	8.0	1036.9	129.6
6 Trading	0.0	0.0	0.0	1.0	0.0	1.0	58.0	58.0
7 Employees	1.2	0.5	0.0	8.4	0.1	10.2	1031.0	101.1
8 Creditors	0.1	0.2	0.0	4.0	0.1	4.4	373.4	84.9
9 Reporting	1.0	0.4	0.0	12.2	0.0	13.6	1133.0	83.3
10 Distributions	0.0	0.0	0.0	6.2	0.0	6.2	412.4	66.5
11 Cashiering	0.0	1.9	0.0	4.4	0.0	6.3	689.7	109.5
12 Statutory & Compliance	4.7	3.9	0.0	63.0	0.0	71.6	6301.2	88.0
<b>Total Hours</b>	<b>17.7</b>	<b>8.6</b>	<b>0.0</b>	<b>129.0</b>	<b>0.6</b>	<b>155.9</b>	<b>15629.3</b>	<b>100.3</b>
<b>Total Time Costs (£)</b>	<b>5610.9</b>	<b>1821.0</b>	<b>0.0</b>	<b>8176.4</b>	<b>21.0</b>	<b>15629.3</b>	<b>0.0</b>	<b>0.0</b>
<b>Average Hourly Rate by Grade</b>	<b>317.0</b>	<b>211.7</b>	<b>0.0</b>	<b>63.4</b>	<b>35.0</b>	<b>100.3</b>		

- 6.4 Details of the charge out rates of the team members employed on the assignment during the period covered by this report are below

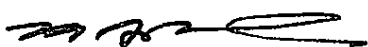
Grade of Staff	Current charge out rate per hour, effective from 1 September 2011	Previous charge out rate per hour, effective from 1 September 2010
Partner	317	308
Director	227	220
Senior Manager	211	205
Manager	185	179
Administrator	127	123
Cashier	69	67
Secretary	69	67

- 6.5 Routine administration of the liquidation has been dealt with by junior staff wherever possible in order to maximise the cost effectiveness of the work performed. These staff have been supervised by senior staff and the liquidator. Any matter of particular complexity or significance that has required responsibility of an exceptional kind has also been dealt with by senior staff and the liquidator.
- 6.6 I would advise you that pursuant to rule 4.49E of the Insolvency Rules 1986, a member with concurrence of at least 5% of the total voting rights or a member with permission of the court, may, within 21 days of receipt of this progress report, ask the liquidator for further information about the remuneration and expenses set out in this report.
- 6.7 Additionally, pursuant to rule 4.148C of the Insolvency rules 1986, a member with concurrence of at least 10% in value of the total voting rights or a member with the permission of the court may, within 8 weeks of the receipt of this report, apply to the court on one or more of the following grounds
- the remuneration charged by the liquidator, or
  - the basis fixed for the liquidator's remuneration, or
  - expenses incurred by the liquidator
- is or are in all of the circumstances, excessive or inappropriate

## 7. Liquidator's Disbursements

As there are no realisable assets in these dormant Companies, the holding company has agreed to pay the liquidators' disbursements. All disbursements have been recharged at cost.

I trust that this is sufficient information for your requirements but please do not hesitate to contact me should you need anything further.



**T A Askham**  
Liquidator

*Authorised to act as an insolvency practitioner in the UK by the Institute of Chartered Accountants in England and Wales*

## Interserve Dormant Companies in MVLs

Company	Total Group Debtor Balance (£)	Details of Group Debtor	Member Dividend paid to	No of Shares	Return to Members as per shareholding	Return %
Tilbury Nominees Ltd	76,000 00	Group Debtor Unidentified	How Group Ltd	50,000 00	76,000 00	152
Maintenance and Technical Management (Northern) Ltd	50,000 00	Interserve Finance Ltd	Interserve (Facilities Services) Ltd	50,000 00	50,000 00	100
Maintenance and Technical Management (Scotland) Ltd	23,431 00	Interserve Finance Ltd	Interserve (Facilities Services) Ltd	50,000 00	23,431 00	47
Brian Willey (Southern) Ltd	117,000 00	Interserve Finance Ltd	Interserve (Facilities Services) Ltd	1,000 00	117,000 00	11,700
fincham insulations limited	314,000 00	Investment in Subsidiary (see below)	Bandt Holdings Ltd	75,001 00	277,000 00	369
Maintenance and Technical Management (London) Ltd	50,000 00	Interserve Finance Ltd	Interserve (Facilities Services) Ltd	50,000 00	50,000 00	100
FK Multiservices Ltd	5,000,000 00	Interserve Finance Ltd & Bandt Ltd	Fincham Insulations Ltd	5,000,000 00	5,000,000 00	100
Fincham Industrial Sheeting Ltd	16,000 00	Interserve Finance Ltd	Fincham Insulations Ltd	1 00	16,000 00	1,600,000
Tilbury Douglas Developments Ltd	100 00	Interserve Finance Ltd	Interserve Plc	100 00	100 00	100
Portal Developments Ltd	100 00	Interserve Finance Ltd	Interserve Plc	100 00	100 00	100
Kwikshor Ltd	20,078 00	Interserve Finance Ltd	Interserve Plc	15,000 00	20,078 00	134
Emerio Ltd	50,000 00	Investment in Sub & Dr (see below)	How Group Ltd	50,000 00	50,000 00	100
Maintenance and Technical Management (Midlands) Ltd	50,000 00	Interserve Finance Ltd	Interserve (Facilities Services) Ltd	50,000 00	50,000 00	100
Climate Services Ltd	50,000 00	Interserve Finance Ltd	Emerio Ltd	50,000 00	50,000 00	100
Companies Not Paying Dividends						
Walbridge Tilbury Ltd						
Morris Warden & Company Ltd						

	subsid invest	Group Dr	Group Cr
<u>Emerio Ltd</u>			
Climate Services Ltd -represented by Interserve Finance Ltd	52,000 00	1,023,890 00	
How Group Ltd			1,025,890 00
Assignment of debtor to How Group Ltd & set off surplus	(2,000 00)	(1,023,890 00)	(1,025,890 00)
	50,000 00	0 00	0 00
<u>Fincham Insulations Ltd</u>			
FK Multiserve Ltd represented by Interserve Finance Ltd	5,152,000 00		4,974,000 00
Fincham Industrial Sheetings Ltd - Interserve Finance Ltd	16,000 00		
Bandt Ltd		120,000 00	
Set offs	(4,974,000 00)		(4,974,000 00)
surplus	194,000 00	120,000 00	0 00

## APPENDIX II

### RECEIPTS AND PAYMENTS ACCOUNTS

**Brian Willey (Southern) Ltd**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**  
**To 16/11/2012**

S of A £		£	£
117,000 00	ASSET REALISATIONS Book Debts	117,000 00	117,000 00
	DISTRIBUTIONS Ordinary Shareholders	117,000 00	(117,000 00)
<u>117,000.00</u>			<u>NIL</u>
	REPRESENTED BY		<u>NIL</u>

Note

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Tim Alan Askham  
Liquidator