

WU07

Notice of progress report in a winding-up by the court



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 3 1 9 8 9 1 6

Company name in full Fairfax Gerrard Holdings Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Trevor P

Surname O'Sullivan

3 Liquidator's address

Building name/number 30 Finsbury Square

Street

Post town London

County/Region

Postcode E C 2 A 1 A G

Country

4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	^d 0	^d 9	^m 0	^m 8	^y 2	^y 0	^y 1	^y 9
To date	^d 0	^d 8	^m 0	^m 8	^y 2	^y 0	^y 2	^y 0

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X 

X

Signature date

^d 0	^d 2	^m 1	^m 0	^y 2	^y 0	^y 2	^y 0
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**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 **Richard J Jackson**

Company name **Grant Thornton UK LLP**

Address **4 Hardman Square**

Spinningfields

Post town **Manchester**

County/Region

Postcode **M 3 3 E B**

Country

DX

Telephone **0161 953 6900**

**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 or email 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

Our ref: F30200905/TOS/BLA/RJJ/LKG/
Your ref:

To the creditors and members

UK Recovery

Grant Thornton UK LLP
4 Hardman Square
Spinningfields
Manchester
M3 3EB

T +44 (0)161 953 6900
F +44 (0)161 953 6317

2 October 2020

Dear Sir / Madam

Fairfax Gerrard Holdings Limited - In Liquidation (the Company)

1 Introduction

- 1.1 Following my appointment as liquidator of the Company with on 9 August 2019, in accordance with Part 18 of the Insolvency (England and Wales) Rules 2016, I now report on the progress of the liquidation for the year ended 8 August 2020 and attach:
- Appendix A, an account of my receipts and payments for the year ended 8 August 2020
 - Appendix B, Statement of Insolvency Practice 9 disclosure.
- 1.2 I am authorised by the Insolvency Practitioners Association to act as an insolvency practitioner and I am bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

2 Statutory information

- 2.1 The Company's registered number is 03198916.

3 Progress report

- 3.1 No statement of affairs has been prepared for the liquidation. The only asset transferred from the administration is one debt which remained outstanding.
- 3.2 Following Court proceedings, settlement was reached with the debtor (spouses) whereby the debt would be payable following the death of the first of them, in order to avoid possession proceedings.
- 3.3 I will pursue the recovery of this debt at the appropriate time.

4 Outcome for creditors

Secured creditor

- 4.1 The principal secured creditor is Co-operative Bank plc (the Bank) which was granted a fixed and floating charge debenture over the Company's assets under a cross guarantee.

- 4.2 At the date of the administration, the balance due, secured by this debenture was £1,410,000 which was primarily owed by companies in the group, Fairfax Gerrard International Limited and Fairfax Gerrard Contracts Limited. As both of these companies have now been dissolved, this remains payable by the Company under the cross guarantee.
- 4.3 Distributions totalling £450,000 were made to the Bank during the administration. It is unlikely that further distributions will be made and the Bank will suffer a shortfall on its lending.

Preferential creditors

- 4.4 There are no preferential creditors in this matter.

Unsecured creditors

- 4.5 Unfortunately, there are insufficient funds available for a distribution to be made to unsecured creditors.

5 Investigations into the affairs of the Company

- 5.1 Based on the outcome of our investigations into the affairs of the Company to date there are no matters identified that need to be reported to the creditors.

6 Remuneration and expenses

- 6.1 My time costs are being charged on a time cost basis as agreed by the secured creditor.
- 6.2 I have incurred time costs and expenses in the year amounting to £5,160 and £0. No fees or expenses have been drawn in the liquidation to date.
- 6.3 Further details about remuneration and expenses are provided in Appendix B to this report.

7 Contact from third parties

- 7.1 Please be aware fraudsters have been known to masquerade as the legitimate liquidator. The fraudster will contact creditors asking for an upfront fee or tax to release an investment or pay a dividend to enable release of money payable to the creditor. A liquidator would never ask for such a payment nor instruct a third party to make such a request.

8 Data Protection

- 8.1 Any personal information held by the Company will continue to be processed in accordance with completing the liquidation of the Company and in accordance with meeting my requirements under applicable Data Protection Legislation/law in the United Kingdom. Our privacy notice on our website (www.granthornton.co.uk/en/privacy) contains further details as to how I may use, process and store personal data.

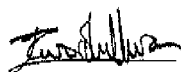
9 Covid-19

- 9.1 This report has been produced during the Covid-19 restrictions. I have taken every reasonable step to ensure that the information is accurate, but if anything is incorrect or incomplete, I will provide an explanation and corrected information in the next progress report.

10 Contact

- 10.1 Should you have queries please contact Aamirah Patel on 0161 953 6332 or using the telephone number above.

Yours faithfully
for and on behalf of Fairfax Gerrard Holdings Limited



Trevor P O'Sullivan
Liquidator

Fairfax Gerrard Holdings Limited - in liquidation
Liquidator's receipts and payments account
from 9 August 2019 to 8 August 2020

Receipts	Statement of Affairs (£)	Total (£)
OR Balance Transferred		1,600.00
		<hr/> 1,600.00
Payments		
OR Statutory Fees		6,000.00
OR Remuneration		5,000.00
ISA Account Fees		88.00
		<hr/> 11,088.00
Balance - 8 August 2020		<hr/> (9,488.00)
Made up as follows		
ISA		(9,488.00)
		<hr/> (9,488.00)

Notes

As there have been insufficient realisations into the estate, Grant Thornton UK LLP has funded payment of the estate's expenses necessary to progress the case and to comply with statute. This is shown by way of a loan account in the receipts and payments account. The loan will be repayable as an expense of the liquidation in the same priority as attaches to the respective expenses comprising the loan. In the event there are insufficient realisations to repay the loan, Grant Thornton UK LLP will write-off the final balance when the liquidation is closed but reserves its right to recover such balance should circumstances subsequently permit.

Statement of Insolvency Practice 7 states the headings used in the Receipts and Payments Account should follow those used in any prior Statement of Affairs (SOA) or estimated outcome statement. The SOA was provided by the Company's directors at the commencement of the Administration and provided estimated to realise values for the categories of assets to be realised and as such, a meaningful comparison to the SOA by category cannot be made.

B Payments, remuneration and expenses to the liquidator or his associates

Statement of Insolvency Practice 9 disclosure

This appendix has been prepared in accordance with the requirements of the Insolvency Act 1986, the Insolvency (England and Wales) Rules 2016 (the Rules) and Statement of Insolvency Practice 9 (SIP9). In summary, it covers:

- fee basis
- work done by the liquidator and his team during the period
- disbursements and expenses
- sub-contracted out work
- payments to associates
- relationships requiring disclosure
- information for creditors (rights, fees, committees)

Fee basis of the liquidator

During the course of the administration, the Bank (as secured creditor) approved the administrator’s remuneration which was fixed by reference to time spent by the administrator and his staff in dealing with matters arising during the course of the administration. This basis also applies in the liquidation.

During the period from 9 August 2019 to 8 August 2020 (the Period) time costs were incurred totalling £5,160 represented by 16 hrs at an average of £333/hr (as shown in the ‘Work done’ section below). No fees have been drawn in the liquidation to date. A description of the work done in the Period is provided in the respective section below.

Work done by the liquidator and his team during the Period

I am required to detail costs of actual work done in the Period, including any expenses incurred in connection with it. I am also required to provide narrative explanation of the work done. The following tables (narrative followed by numerical) set out this information for the liquidator’s fees incurred. Note that the level of fees eventually paid may be less depending on the value of asset recoveries or successful claims, for example. Details of the respective expenses are provided in the ‘Disbursements and expenses’ section below.

Area of work	Work done	Why the work was necessary	Financial benefit to creditors	Fees (time costs) incurred		
Administration				16 hrs	£5,160	£/hr 333
Case management	<ul style="list-style-type: none">Internal file reviews and compliance	<ul style="list-style-type: none">To monitor case progression and regularly review compliance in line with internal procedures	<ul style="list-style-type: none">This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate			
Treasury, billing & funding	<ul style="list-style-type: none">Bank reconciliationsProcessing transactions via the liquidator’s bank account	<ul style="list-style-type: none">To maintain the liquidator’s bank account	<ul style="list-style-type: none">This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate			
Tax	<ul style="list-style-type: none">Gathering informationLiaising with HM Revenue and Customs	<ul style="list-style-type: none">To comply with tax legislation	<ul style="list-style-type: none">This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate			
General	<ul style="list-style-type: none">Setting up the liquidation following the conversion from administrationInitial notifications	<ul style="list-style-type: none">General administrative tasks	<ul style="list-style-type: none">This work was necessary for administrative purposes and/or complying with statutory requirements and it had no direct financial benefit to the estate			
Total fees incurred in the Period				16 hrs	£5,160	£/hr 333

Detailed SIP9 time cost analysis for the period

Period from 09/08/2019 to 08/08/2020

Area of work	Partner		Manager		Executive		Administrator		Period total		
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£	£/hr
Administration:									15.50	5,160.00	332.90
Case management	0.50	397.50	0.80	272.00	0.50	140.00	0.25	45.00	2.05	854.50	416.83
Treasury, billing & funding	-	-	0.60	204.00	0.10	18.00	0.10	18.00	0.80	240.00	300.00
Tax	-	-	2.50	1,010.50	7.90	2,370.00	-	-	10.40	3,380.50	325.05
General	-	-	0.25	85.00	2.00	600.00	-	-	2.25	685.00	304.44
Total	0.50	397.50	4.15	1,571.50	10.50	3,128.00	0.35	63.00	15.50	5,160.00	332.90

Notes:

- Partner includes partners and directors
- Manager includes associate directors and managers
- Executive includes assistant manager and executives
- Total time costs paid to date: £0

Statement of expenses and disbursements incurred in the Period

This table provides details of expenses and disbursements incurred in the Period in connection with the work done by the liquidator, description of which is provided in the 'Work done' / 'Fees estimate and work done in the Period' section above.

Category	Incurred in the Period (£)	Of which paid by the estate as at Period end (£)
Expenses		
OR Statutory Fees	6,000	6,000
OR Remuneration	5,000	5,000
ISA Account Fees	88	88
Total expenses and disbursements	11,088	11,088

Disbursements are expenses met by and reimbursed to an office holder in connection with an insolvency appointment and fall into two categories:

Category 1 disbursements

These are also known as 'out of pocket expenses' and are payments to independent third parties where there is specific expenditure directly referable to the insolvent estate; they can be drawn without prior approval and consist of the following categories:

- Travel and subsistence – these costs, which exclude mileage, are incurred by staff in attending trading premises or meetings, for example
- Office costs – these are costs such as postage or courier charges which are incurred in managing the case

- Statutory costs – these are costs such as bonding and advertising relating specifically to the case, which are required by statute

They also include expenses which have been paid using a Grant Thornton Loan, the balance of which (if any) can be seen on the liquidator’s receipts and payment account at Appendix A.

Category 2 disbursements

These are expenses that are directly referable to the insolvent estate but not a payment to an independent third party. They may include shared or allocated costs that may be incurred by an office holder or their firm, and that can be allocated to the appointment on a proper and reasonable basis. Category 2 disbursements require approval in the same manner as an office holder’s remuneration.

Mileage is charged at 45p a mile. VAT is added as appropriate. No category 2 disbursements have been incurred in the liquidation.

Sub-contracted out work

I confirm that, in the Period, I have not sub-contracted out any work that could otherwise have been carried out by us or my team.

Payments to associates

Where I have enlisted the services of others, I have sought to obtain the best value and service. In the interest of transparency, I disclose below services I have sought from within my firm or from a party with whom (to the best of my knowledge) my firm, or an individual within my firm, has a business or personal relationship:

Service provider	Services enlisted	Cost of service
Grant Thornton UK LLP	<ul style="list-style-type: none">• Tax work/advice (narrative is included within the above narrative of work done)	<ul style="list-style-type: none">• Costs are included within the above SIP9 time cost analysis

Relationships requiring disclosure

I confirm that I am not aware of any business or personal relationships with any parties responsible for approving the liquidator’s fee basis, or who provide services to me as liquidator, which may give rise to a potential conflict.

Information for creditors and members

Information to help creditors and members to understand their rights in insolvency and regarding officeholders’ (ie administrators or liquidators) fees, and the roles and functions of committees is available via Grant Thornton’s website:

<https://www.grantthornton.co.uk/portal>

Alternatively, I will supply this information by post, free of charge, on request.