

WU07

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



Companies House

THURSDAY



A31

A6JSM3E1

23/11/2017

#62

COMPANIES HOUSE

1 Company details

Company number 03335610

Company name in full Watford Leisure Limited

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

2 Liquidator's name

Full forename(s) Graham

Surname Bushby

3 Liquidator's address

Building name/number RSM Restructing Advisory LLP

Street 9th Floor

25 Farringdon Street

Post town London

County/Region

Postcode EC4A 4AB

Country

4 Liquidator's name ①

Full forename(s) Adrian

Surname Allen

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

5 Liquidator's address ②

Building name/number RSM Restructing Advisory LLP

Street Suite A, 7th Floor

City Gate East

Post town Tollhouse Hill

County/Region Nottingham


Postcode NG1 5FS

Country

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

WU07

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

6	Period of progress report																	
From date	d	2	d	1	m	1	m	0	y	2	y	0	y	1	y	6		
To date	d	2	d	0	m	1	m	0	y	2	y	0	y	1	y	7		
7	Progress report																	
<input checked="" type="checkbox"/> The progress report is attached																		
8	Sign and date																	
Liquidator's signature	Signature																	
																		
Signature date	d	2	d	1	m	1	m	1	y	2	y	0	y	1	y	7		

WU07

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



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 **Sam Grainger**

Company name **RSM Restructuring Advisory LLP**

Address **25 Farringdon Street**

9th Floor

Post town **London**

County/Region

Postcode **E C 4 A 4 A B**

Country

DX

Telephone **0207 201 8000**



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

In the matter of

**Watford Leisure Limited In Liquidation
(‘the Company’)**

Joint Liquidators’ progress report

21 November 2017

**Graham Bushby and Adrian Allen
Joint Liquidators**

**RSM Restructuring Advisory LLP
9th Floor, 25 Farringdon Street
London EC4A 4AB
0203 201 8000
restructuring.london.si@rsmuk.com**

Sections

1. Purpose of report
2. Joint Liquidators' appointment
3. Receipts and payments summary
4. Creditors' claims
5. Conduct of the winding-up in the previous twelve months
6. Matters preventing closure
7. Joint Liquidators' remuneration, disbursements and expenses
8. Creditors' rights to information and ability to challenge remuneration and expenses

Appendices

- A. Statutory, dividend and other information
- B. Summary of receipts and payments
- C. RSM Restructuring Advisory LLP's charging, expenses and disbursements policy statement
- D. RSM Restructuring Advisory LLP London (SI) current charge out and category 2 disbursement rates
- E. Joint Liquidators' category 2 disbursements table
- F. Statement of expenses incurred by the Joint Liquidators in the period from 21 October 2016 to 20 October 2017
- G. Time cost analysis for the period from 21 October 2016 to 20 October 2017

1 Purpose of report

This report has been prepared in accordance with insolvency legislation to provide creditors and members of the Company with information relating to the progress of the liquidation in the period from 21 October 2016 to 20 October 2017. This report should be read in conjunction with any previous reports that have been issued, copies of which are available on request.

This report has been prepared solely to comply with the statutory requirements of the relevant legislation. The purpose of the report is to provide creditors and members with information relating to the progress of the Winding Up in the period from 21 October 2016 to 20 October 2017. It has not been prepared for use in respect of any purpose, or to inform any investment decision in relation to any debt or financial interest in the Company. Any estimated outcomes for creditors are illustrative and may be subject to notable change.

RSM Restructuring Advisory LLP was previously named Baker Tilly Restructuring and Recovery LLP until 26 October 2015.

Neither the Liquidators nor RSM Restructuring Advisory LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

2 Joint Liquidators' appointment

Graham Bushby and Adrian Allen of RSM Restructuring Advisory LLP, 9th Floor, 25 Farringdon Street, London EC4A 4AB were appointed Joint Liquidators of Watford Leisure Limited on 21 October 2013 by The Secretary of State.

3 Receipts and payments summary

Attached as Appendix B is a summary of the Joint Liquidators' receipts and payments account for the period 21 October 2016 to 20 October 2017.

VAT basis

Receipts and payments are shown net of VAT, although the Company was not VAT registered, and consequently VAT is not recoverable from HM Revenue and Customs. The irrecoverable VAT is shown in the receipts and payments account as a 'cost of realisations'.

4 Creditors' claims

Creditors' claims as set out in the Statement of Affairs totalled £62,276.80 as at the date of the Joint Liquidators' appointment. Creditors' claims submitted in the liquidation estate to date total £135,492.56. The Joint Liquidators are also aware that HM Revenue & Customs have a claim in the sum of £339,821.19.

4.1 Dividend prospects for creditors

Dividend prospects and projected returns to creditors, where known, are detailed in Appendix A. Please note that these are indicative only and should not be used as the sole or principal basis for any bad debt provision or other purposes. They may be subject to revision and additional costs.

Due to ongoing investigations, creditors' claims have yet to be adjudicated.

4.2 Prescribed part

The 'Prescribed Part' is a statutory amount of the Company's assets subject to a floating charge to be set aside for the benefit of the Company's non-preferential creditors.

There are no creditors secured by charges over the assets and undertakings of the Company. There is therefore no requirement to estimate the amount of the prescribed part of the assets under Section 176A of the Insolvency Act 1986 (as amended).

5 Conduct of the winding-up in the previous twelve months

The Joint Liquidators are continuing to obtain information relating to the circumstances surrounding the transfer of funds from the Company to an Employee Benefit Trust ("EBT"). As previously advised, the Joint Liquidators instructed Clarke Wilmott LLP ("CW"), a firm of solicitors, to provide legal advice relating to the transaction. Whilst the Joint Liquidators' investigations are ongoing, we are unable to provide specific updates however we continue to review the matter.

5.1 Administration and planning

Administration and planning matters have included but are not limited to meeting statutory and internal reporting requirements; handling receipts and payments; investigations into the EBT scheme and general correspondence.

6 Matters preventing closure

6.1 Assets remaining to be realised

As mentioned above, investigations into the EBT scheme remain on-going and further information will be provided to creditors in due course.

7 Joint Liquidators' remuneration, disbursements and expenses

7.1 Basis of remuneration

The basis of the Joint Liquidators' remuneration was approved by a postal vote of creditors on 12 December 2013, when the following resolution was passed:

"The Liquidators shall be authorised to draw their remuneration based upon their time costs by reference to the time properly given by the Liquidators and their staff, in attending to matters arising in the liquidation at Baker Tilly Restructuring and Recovery LLP (now RSM Restructuring Advisory LLP) standard hourly rates, at the rates prevailing at the time the work is done."

Approval was also given to the drawing of disbursements, including category 2 disbursements. Details of the current rates are attached at Appendix D.

7.2 Remuneration and Disbursements incurred in the period from 21 October 2016 to 20 October 2017

In accordance with insolvency legislation the Joint Liquidators are required to report remuneration 'charged'. This reflects the time charged to the case and is the maximum that can be taken in fees by the Joint Liquidators. It does not necessarily reflect the amount of remuneration that will ultimately be taken by the Joint Liquidators in remuneration. If there are insufficient realisations to allow the Joint Liquidators' remuneration to be recovered in full, any balance will be written off. Details of any write off will be set out in the final report.

7.2.1 Joint Liquidators' remuneration

The Joint Liquidators have incurred time costs of £22,054 in respect of work done in the current period (a summary of which is set out in Appendix G). Details of the sums drawn in respect of remuneration for the period covered by this report are set out in the receipts and payments account (Appendix B).

Attached are the following:

- Appendix C: RSM Restructuring Advisory LLP's Charging, Expenses and Disbursements Policy Statement.
- Appendix D: Joint Liquidators' Charge Out and Disbursement Rates;
- Appendix E: Category 2 Disbursements Table;
- Appendix G: Joint Liquidators' Time Cost Analysis for the period set out above;

7.2.2 Joint Liquidators' disbursements

The basis of the Joint Liquidators' drawing disbursements was approved by a postal vote of creditors on 12 December 2013, when the following resolution was passed:

"The Joint Liquidators be authorised to draw 'category 2' disbursements out of the assets as an expense of the Winding Up, at the rates prevailing when the cost is incurred."

Disbursements incurred in the period in accordance with the resolution above are detailed on Appendix F (Statement of Expenses).

7.3 Total remuneration incurred and paid to date since appointment

The Joint Liquidators have incurred time costs of £162,246 since the date of our appointment in accordance with the resolution set out above. Of this, a total of £160,055 (plus VAT) has been paid and £2,191 remains outstanding.

Should you require any further information please do not hesitate to contact me at restructuring.london.si@rsmuk.com

7.4 Joint Liquidators' statement of expenses

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all expenses incurred by the Joint Liquidators in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period together with cumulative figures.

7.5 Remuneration incurred by Legal Advisors

As creditors will note, the Joint Liquidators instructed Devonshires Solicitors LLP (Devonshires) to assist with the investigations into loans made by the Company. During Devonshires' involvement, they incurred fees in the region of £11,905 plus VAT and disbursements of £126.25 plus VAT. The Joint Liquidators can confirm that Devonshires fees have been paid in full which includes £605.00 incurred during the period in question.

CW were instructed by the Joint Liquidators to assist with investigations into the EBT scheme carried out by the Company. During the period in question CW was paid £3,247.50 which related to time incurred in previous reporting period. Regarding this reporting period, CW have incurred fees of £14,515.00 plus VAT and disbursements of £143.59, of which £4,127.50 remains outstanding.

8 Creditors' right to information and ability to challenge remuneration and expenses

In accordance with the provisions of the relevant legislation creditors have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses.

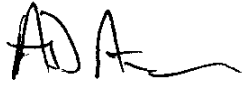
A request for further information must be made in writing within 21 days of receipt of this report.

Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to court that the remuneration charged, the basis fixed or expenses incurred by the Liquidator are in all the circumstances excessive.

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question.

A Guide to Liquidators' Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed at <http://rsm.insolvencypoint.com> under 'general information for creditors'. A hard copy can be requested from my office by telephone, email or in writing.

Should you have any further queries please do not hesitate to contact me.

A handwritten signature in black ink, appearing to read 'ADA' followed by a stylized flourish.

Adrian Allen
RSM Restructuring Advisory LLP
Joint Liquidator

Appendix A

Statutory, dividend and other information

Company information	
Company name:	Watford Leisure Limited
Company number:	03335610
Date of incorporation:	19 March 1997
Trading name:	Watford Leisure Limited
Trading address:	Vicarage Road, Watford, Hertfordshire, WD18 0ER
Principal activity:	Other Business Activities
Registered office:	RSM Restructuring Advisory LLP 9th Floor, 25 Farringdon Street London EC4A 4AB
Previous company names:	Watford Leisure Plc (from 11/07/2001 to 20/10/2011) Watford Association Football Club (Holdings) Limited (From 14/05/1997) Shelfco (No. 1331) Limited (From 19/03/1997)

Liquidation information		
Joint Liquidators:	Graham Bushby and Adrian Allen	
Date of appointment:	21 October 2013	
Court & reference:	In the High Court of Justice No. 3809 of 2013	
Functions:	<p>The Joint Liquidators' appointment specified that they would have power to act jointly and severally.</p> <p>The Joint Liquidators have exercised, and will continue to exercise, all of their functions jointly and severally as stated in the notice of appointment.</p>	
Correspondence address & contact details of case manager:	<p>Gemma Smith 0203 201 8000 RSM Restructuring Advisory LLP, 9th Floor, 25 Farringdon Street, London EC4A 4AB</p>	
Name, address & contact details of Joint Liquidators:	<p>Primary Office Holder Graham Bushby RSM Restructuring Advisory LLP 9TH Floor 25 Farringdon Street London EC4A 4AB 0207 201 8000 IP Number: 8736</p>	<p>Joint Office Holder: Adrian Allen RSM Restructuring Advisory LLP Suite A, 7th Floor City Gate East Tollhouse Hill Nottingham NG1 5FS 0207 201 8000 IP Number: 8740</p>

Dividend prospects

	Owed	Paid	Estimated future prospects
Secured creditor	N/A	N/A	N/A
Preferential creditors	Nil	NIL	NIL
Unsecured creditors	£135,492	NIL	Unknown
Estimated net property	Unknown		
Estimated prescribed part available for unsecured creditors	N/A		

Any estimated outcome for creditors is illustrative and may be subject to change.

Appendix B

Summary of receipts and payments

Receipts and Payments Abstract: 783103 - Watford Leisure Limited In Liquidation

Bank, Cash and Cash Investment Accounts: From: 21/10/2016 To: 20/10/2017

SOA Value £		21/10/2016 to 20/10/2017		Total to 20/10/2017	
		£	£	£	£
ASSET REALISATIONS					
0.00	Bank Interest Gross	410.76		1,883.85	
0.00	Freehold Land and Property	0.00		583,833.54	
0.00	Shares and Investments	0.00		3,876.23	
			410.76		589,593.62
COST OF REALISATIONS					
0.00	Agents / Valuers Fees	0.00		(17,175.00)	
0.00	Appointee Disbursements	(157.00)		(97,873.68)	
0.00	Appointee Fees	(21,175.50)		(160,055.50)	
0.00	Bank Charges	0.00		(30.00)	
0.00	Corporation Tax	(82.15)		(376.76)	
0.00	Insurance	0.00		(721.86)	
0.00	ISA Cheque Fees	(0.90)		(3.00)	
0.00	ISA Quarterly Charges	(88.00)		(352.00)	
0.00	Legal Disbursements	(143.59)		(748.03)	
0.00	Legal Fees	(14,240.00)		(54,714.00)	
0.00	Official Receivers Debit Balance	0.00		(1,070.00)	
0.00	Photocopying	0.00		(359.25)	
0.00	Secretary of State Fees	(3.29)		(63,618.04)	
0.00	Storage Costs	(20.00)		(592.60)	
	VAT Irrecoverable	(7,147.23)		(56,810.21)	
			(43,057.66)		(454,499.93)
0.00			(42,646.90)		135,093.69
REPRESENTED BY					
	ISA Account - LQD3938007			135,093.69	
					135,093.69
					135,093.69

Appendix C

RSM Restructuring Advisory LLP charging, expenses and disbursements policy

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time.
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators.
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate.
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done.
- The current charge rates for RSM Restructuring Advisory LLP London (SI) are attached.
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate.
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it.
- RSM Restructuring Advisory LLP's charge out rates are reviewed periodically.

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 1' disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 2' disbursements.
- A resolution to consider approving category 2 disbursements at the rates prevailing at the time the cost is incurred to RSM Restructuring Advisory LLP London (SI) will be proposed to the relevant approving party in accordance with the legislative requirements.
- General office overheads are not re-charged to the insolvency estate as a disbursement.
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party.
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate.

Appendix D

RSM Restructuring Advisory LLP London (SI) current charge out and category 2 disbursement rates

Hourly charge out rates		
	Rates at commencement £	Current rates £
Partner	485	480 to 545
Directors / Associate Directors	300 to 410	255 to 465
Manager	250 to 265	325 to 330
Assistant Managers	200 to 220	185 to 290
Administrators	145 to 180	125 to 265
Support staff	105	85 to 180

Category 2 disbursement rates	
Internal room hire	£50-£200 dependent on the room
Subsistence	£25 per night (from 3 rd September 2013) £23 per night (up to 2 nd September 2013)
Travel (car)	38p per mile (up to and including 31 March 2010) 40p per mile (from 1 April 2010) 42.5p per mile (from 1 April 2011)
'Tracker' searches	£10 per case

Appendix E

Joint Liquidators' category 2 disbursements table

Amounts paid or payable to the Office Holder's firm or to any party in which the office holder or his firm or any associate has an interest		
Recipient, type and purpose	Paid £	Unpaid £
Total	Nil	Nil

Appendix F

Statement of expenses incurred by the Joint Liquidators' in the period from 21 October 2016 to 20 October 2017

Type and purpose	Incurred in period £	Paid in Period £
Legal & Professional	72.00	72.00
Storage	12.00	10.00
Courier	75.00	75.00
Legal Fees – Clarke Wilmott LLP	14,515.00	13,635.00
Legal Disbursements - Clarke Wilmott LLP	143.59	143.59
Legal Fees – Devonshires LLP	605.00	605.00
Total	15,422.59	14,540.59

Appendix G

Joint Liquidators' time cost analysis for the period from 21 October 2016 to 20 October 2017

Please note that we have re-designed our SIP9 analysis table to provide a more detailed analysis of the grades of staff within the firm. Please note that this change does not alter the value of time costs recorded, purely the column within the table to which that time, and cost, has been allocated.

	Partner	Senior	Supervisory	Executive	Administrative	Other	Unallocated	Cost (£)	Value (£)
Administration and Planning									
Background information	0.0	0.0	0.0	0.0	1.0	0.1	1.1	£ 148.00	134.55
Case Management	1.3	0.6	4.8	0.0	7.2	1.8	15.7	£ 3,802.00	242.17
Director(s)/debtor/bankrupt	0.1	1.2	0.5	0.0	0.0	0.3	2.1	£ 724.00	344.76
Receipts and Payments	0.0	0.0	0.2	0.0	2.9	0.0	3.1	£ 517.50	166.94
Total	1.4	1.8	5.5	0.0	11.1	2.2	22.0	£ 5,191.50	235.98
Investigations									
Investigations/CDDA	1.8	0.7	2.7	0.0	36.1	0.0	41.3	£ 8,179.50	198.05
Total	1.8	0.7	2.7	0.0	36.1	0.0	41.3	£ 8,179.50	198.05
Realisation of Assets									
Assets - general/other	0.0	0.0	1.7	0.0	0.1	0.0	1.8	£ 572.50	318.06
Debtors & sales finance	0.0	0.0	0.0	0.0	0.1	0.0	0.1	£ 20.00	200.00
Land and Property	0.0	0.0	0.0	0.0	0.4	0.0	0.4	£ 80.00	200.00
Total	0.0	0.0	1.7	0.0	0.6	0.0	2.3	£ 672.50	292.39
Creditors									
Deferred/Postponed Creditors	0.0	0.0	0.0	0.0	0.3	0.0	0.3	£ 39.00	130.00
Other Creditor Meetings and Reports	0.2	0.7	0.0	0.0	8.6	0.2	9.7	£ 1,724.50	177.78
Unsecured Creditors	0.8	1.0	0.7	0.0	6.4	0.0	8.9	£ 2,278.50	256.01
Total	1.0	1.7	0.7	0.0	15.3	0.2	18.9	£ 4,042.00	213.86
Case Specific Matters - Shareholders									
Shareholders / Members	0.3	0.0	0.0	0.0	0.5	0.0	0.8	£ 237.50	296.88
Total	0.3	0.0	0.0	0.0	0.5	0.0	0.8	£ 237.50	296.88
Case Specific Matters - Legal Matters									
Legal Matters	1.7	0.8	3.1	0.0	8.6	0.0	14.2	£ 3,731.00	262.75
Total	1.7	0.8	3.1	0.0	8.6	0.0	14.2	£ 3,731.00	262.75
Total Time	6.2	5.0	13.7	0.0	72.2	2.4	99.5	£ 22,054.00	221.65
Total Time Cost	£ 3,274.00	£ 1,925.00	£ 4,359.50	£ 0.00	£ 12,244.50	£ 251.00	£ 22,054.00		
	6.2	5.0	13.7	0.0	72.2	2.4	99.5	£ 22,054.00	221.65
	£ 3,274.00	£ 1,925.00	£ 4,359.50	£ 0.00	£ 12,244.50	£ 251.00	£ 22,054.00		
	528.06	385.00	318.21	0.00	169.59	104.58	221.65		