

# 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](http://www.gov.uk/companieshouse)

### 1 Company details

Company number 0 3 3 3 5 6 1 0

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) Adrian

Surname Allen

### 3 Liquidator's address

Building name/number RSM Restructuring Advisory LLP

Street 25 Farringdon Street

Post town

County/Region London

Postcode E C 4 A 4 A B

Country

### 4 Liquidator's name ①

Full forename(s) Graham

Surname Bushby

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number RSM Restructuring Advisory LLP

Street 25 Farringdon Street

Post town

County/Region London

Postcode E C 4 A 4 A B

Country

#### ② Other liquidator

Use this section to tell us about  
another liquidator.

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**6** Period of progress report

From date	<sup>d</sup> 2	<sup>d</sup> 1	<sup>m</sup> 1	<sup>m</sup> 0	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 9	
To date	<sup>d</sup> 2	<sup>d</sup> 0	<sup>m</sup> 1	<sup>m</sup> 0	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 0	

**7** Progress report

<input checked="" type="checkbox"/> The progress report is attached	
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**8** Sign and date

Liquidator's signature	Signature 								
Signature date	<sup>d</sup> 1	<sup>d</sup> 4	<sup>m</sup> 1	<sup>m</sup> 2	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 0	

**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							
Post town								
County/Region	London							
Postcode	E	C	4	A		4	A	B
Country								
DX								
Telephone	0203 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

In the matter of

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

Joint Liquidators’ progress report

14 December 2020

Graham Bushby and Adrian Allen  
Joint Liquidators

RSM Restructuring Advisory LLP  
25 Farringdon Street  
London  
EC4A 4AB  
0203 201 8000  
[restructuring.london.si@rsmuk.com](mailto:restructuring.london.si@rsmuk.com)

## Sections

1. Conduct of the winding-up in the previous twelve months
2. Details of what remains to be done and matters preventing closure
3. Creditors' claims and dividend prospects
4. Receipts and payments summary
5. Joint Liquidators' remuneration, disbursements and expenses
6. Creditors' rights to information and ability to challenge remuneration and expenses

## Appendices

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- B. Dividend prospects
- C. Summary of receipts and payments
- D. RSM Restructuring Advisory LLP's charging, expenses and disbursements policy statement
- E. RSM Restructuring Advisory LLP charge out and category 2 disbursement rates
- F. Statement of expenses incurred by the Joint Liquidators in the period from 21 October 2019 to 20 October 2020
- G. Joint Liquidators' time cost analysis for the period from 21 October 2019 to 20 October 2020

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 2019 to 20 October 2020. This report should be read in conjunction with 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. 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 significant change.

Neither the Joint 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.

## 1 Conduct of the winding-up in the previous twelve months

### 1.1 Realisation of assets

We are obliged to realise and get in the Company's property and maximise realisations. In some cases, this does not result in sufficient realisations to result in a financial benefit to creditors, after taking into account the costs and expenses of realisations and dealing with the legislative requirements of administering the case. Details of the realisations made are set out below with information relating to dividends, if any, contained within Appendix B.

### 1.2 Investigations

It was previously reported that proceedings had been issued in respect of the transfer of funds made by the Company to an Employee Benefit Trust ("EBT").

Our solicitors, Clarke Wilmott LLP ("CW") remain instructed to assist and during the period of this report, they have been in regular contact with the defendant's solicitors in respect of the points of claim. Most recently, the defendant's solicitors have issued an application for the strike out of all claims, which CW along with Counsel are currently reviewing.

Further information surrounding the position is to be shared with creditors as and when appropriate.

### 1.3 Administration and planning

Certain aspects of the work that we undertake are derived from the underlying legal and regulatory framework for cases of this nature. This work, which does not usually result in any direct financial benefit to creditors, is a necessary aspect of ensuring that we are complying with both of our legislative and best practice responsibilities and ensuring that the case is managed efficiently and effectively. It includes matters such as:

- Periodic case reviews, ongoing case planning and strategy
- Maintaining and updating computerised case management records
- Dealing with routine correspondence not attributable to other categories of work
- Ongoing consideration of ethical and anti-money laundering regulations
- General taxation matters
- Preparation of receipts and payments accounts, maintenance of cashiering records
- Preparing, reviewing and issuing report to creditors
- Filing of documentation at Companies House

## 2 Details of what remains to be done and matters preventing closure

### 2.1 Assets remaining to be realised

As advised above, we are pursuing our claim in respect of the EBT scheme entered into by the Company.

## 3 Creditors' claims and dividend prospects

Creditors' claims as set out in the Statement of Affairs totalled £62,276 as at the date of our appointment. We have since received claims in the sum of £454,130.

Dividend prospects and projected returns to creditors, are presently unknown, as detailed in Appendix B. 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.

We are obliged to deal with a number of matters in relation to creditors to comply with both the legislative and best practice requirements and to ensure creditors are kept informed. Creditors will only derive an indirect financial benefit from this work on cases where a dividend has been paid. During the period of this report, the following has been carried out;

- Preparation and issue of progress reports and associated documentation
- Maintenance of schedules of unsecured creditors' claims
- Dealing with correspondence and telephone calls

As we are pursuing a claim which remains ongoing, we are unable to confirm whether there will be a distribution to the unsecured creditors.

#### 4 Receipts and payments summary

We attach as Appendix C a summary of our receipts and payments for the period from 21 October 2019 to 20 October 2020.

##### 4.1 VAT basis

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

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

##### 5.1 Authority for remuneration, disbursements and expenses

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 Joint Liquidators shall be authorised to draw their remuneration based upon their time costs by reference to the time properly given by the Joint Liquidators and their staff, in attending to matters arising in the liquidation at 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 E.

##### 5.1.1 Remuneration and disbursements incurred in the period from 21 October 2019 to 20 October 2020 and since appointment

During the period of this report, we have incurred time costs of £24,294 in respect of work done, a summary of which is attached at Appendix G. Total time costs of £224,233 have been incurred since appointment. Of this a total of £211,544 (plus VAT) has been paid resulting in £12,689 outstanding.

Details of the amount of remuneration drawn in the period and the total amount of remuneration drawn to date are shown in the receipts and payments account at Appendix C.

If there are insufficient realisations to allow our 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.

The work that we do as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which we are dealing are set out briefly in both this report and in our earlier reports to creditors.

We believe this case generally to be of average complexity and accordingly no extraordinary responsibility has to date fallen upon us as Joint Liquidators. The underlying basis of charging proposed to and approved by the creditors has been RSM Restructuring Advisory LLP standard charge out rates. RSM Restructuring Advisory LLP charge out rates have been reviewed periodically.

##### 5.2 Expenses and disbursements

Attached are the Joint Liquidators' charging, expenses and disbursement policy statement, together with the current rates. Details of the expenses (including category 1 and category 2 disbursements) that the Joint Liquidators have incurred in the period of the report are also attached at Appendix F.

Expenses paid in the period, along with cumulative figures, are shown in the attached receipts and payments account.

##### 5.2.1 Other professional costs

CW remain instructed to assist with ongoing legal matters. During the period of this report, CW have incurred fees of £43,562 (plus VAT) and disbursements of £1,050 (plus VAT) which relates to costs incurred by Counsel. During the period of this report, CW have been paid £7,628 (plus VAT) taking the total amount paid to CW in respect of fees to £42,512 (plus VAT). Also, in the period we have paid legal

disbursements of £945 (plus VAT) which relates to a proportion of fees incurred by Counsel, resulting in £350 (plus VAT) remaining outstanding.

**6 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 [\[redacted\]](#) 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.



Adrian Allen  
RSM Restructuring Advisory LLP



## Appendix A

### Statutory and other information

Company information	
Company name:	Watford Leisure Limited
Company number:	03335610
Date of incorporation:	19 March 1997
Principal activity:	Other Business Activities
Registered office:	RSM Restructuring Advisory LLP 25 Farringdon Street, London, EC4A 4AB

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	
Appointment Method:	By the Secretary of State	
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</p> <p>0203 201 8000</p> <p>RSM Restructuring Advisory LLP, 25 Farringdon Street, London, EC4A 4AB</p>	
Name, address & contact details of Joint Liquidator:	<p>Primary Office Holder:</p> <p>Adrian Allen</p> <p>RSM Restructuring Advisory LLP</p> <p>Suite A, 7th Floor, City Gate East,</p> <p>Tollhouse Hill, Nottingham, NG1 5FS</p> <p>0115 964 4450</p> <p>IP Number: 008740</p>	<p>Joint Office Holder:</p> <p>Graham Bushby</p> <p>RSM Restructuring Advisory LLP</p> <p>25 Farringdon Street</p> <p>London, EC4A 4AB</p> <p>0203 201 8000</p> <p>IP Number: 008736</p>

## Appendix B

### Dividend prospects

Owed*		Paid	Estimated future prospects
Secured creditor:	N/a	N/a	N/a
Preferential creditors	N/a	N/a	N/a
Unsecured creditors	£454,130	Nil	Unknown

\* Per Claims received

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

Appendix C

Summary of receipts and payments

Watford Leisure Limited  
In Liquidation  
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		21/10/2019 To 20/10/2020 £	21/10/2013 To 20/10/2020 £
	SECURED ASSETS		
750,000.00	Freehold Land and Property	-	583,833.54
		-	583,833.54
	ASSET REALISATIONS		
	Bank Interest Gross	251.42	3,411.65
269,000.00	Contingent Assets	-	-
530,122.00	Debtors (Pre-Appointment)	-	-
	Shares and Investments	-	3,876.23
		251.42	7,287.88
	COST OF REALISATIONS		
	Agents / Valuers Fees	-	17,175.00
	Appointee Disbursements	47.80	97,998.48
	Appointee Fees	21,000.00	211,544.00
	Bank Charges	88.00	646.00
	Corporation Tax	50.28	682.31
	Insurance	-	721.86
	ISA Cheque Fees	0.75	4.95
	Legal Disbursements	945.00	3,293.03
	Legal Fees	7,627.50	77,091.50
	Official Receivers Debit Balance	-	1,070.00
	Photocopying	-	359.25
	Secretary of State Fees	2.01	63,630.26
	Storage Costs	110.50	703.10
	VAT - Irrecoverable	5,927.16	72,120.47
		(35,799.00)	(547,040.21)
	UNSECURED CREDITORS		
(122,276.80)	Trade & Expense Creditors	-	-
		-	-
	DISTRIBUTIONS		
(438,857.00)	Ordinary Shareholders	-	-
		-	-
<u>987,988.20</u>		<u>(35,547.58)</u>	<u>44,081.21</u>
	REPRESENTED BY		
	ISA Account - LQD3938007		<u>44,081.21</u>

## Appendix D

### 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 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 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 E

### RSM Restructuring Advisory LLP charge out and category 2 disbursement rates

Hourly charge out rates		
	Rates at commencement	Current rates
	£	£
Partner	485	525 – 625
Directors / Associate Directors	300 – 410	450 – 575
Manager	250 – 265	345
Assistant Managers	200 – 220	280
Administrators	145 – 180	105 – 210
Support staff	105	90 - 190

Category 2 disbursement rates	
Internal room hire	£50 - £200 dependant on room
Subsistence	£25 per night (from 3 <sup>rd</sup> September 2013)
Travel (car)	42.5p per mile (from 1 April 2011)
'Tracker' searches	£10 per case

## Appendix F

Statement of expenses incurred by the Joint Liquidators in the period from 21 October 2019 to 20 October 2020

	Incurred to date		£	
	21/10/2013	21/10/2019	Paid to date	Unpaid
	To 20/10/2019	To 20/10/2020		
EXPENSES (EXCLUDING CATEGORY 2 DISBURSEMENTS)				
Appointee disbursements:				
Advertising	75	-	75	-
Agent fees	22,770	-	22,770	-
Bond	10	-	10	-
Courier	105	-	105	-
Insurance	7,139	-	7,139	-
Legal fees	143,990	43,562	151,618	35,934
Library services	103	8	111	-
Postage	12	-	12	-
Storage	72	20	92	-
Travel	53	-	53	-
Website	8	-	8	-
Total	174,337	43,590	181,993	35,934

## Appendix G

Joint Liquidators' time cost analysis for the period from 21 October 2019 to 20 October 2020

### Administration and Planning

Case Management	0.9	0.0	6.7	0.0	4.4	0.7	12.7	£ 3,877.00	305.28
Receipts and Payments	0.0	0.0	0.9	0.0	5.1	0.0	6.0	£ 1,381.50	230.25
Tax Matters	0.0	0.0	0.3	0.0	0.3	0.1	0.7	£ 185.50	265.00
Total	0.9	0.0	7.9	0.0	9.8	0.8	19.4	£ 5,444.00	280.62

### Investigations

Investigations/CDDA	2.6	0.0	0.0	0.0	3.9	0.0	6.5	£ 2,444.00	376.00
Total	2.6	0.0	0.0	0.0	3.9	0.0	6.5	£ 2,444.00	376.00

### Creditors

Other Creditor Meetings and Reports	0.0	0.0	1.1	0.0	2.5	0.2	3.8	£ 942.50	248.03
Unsecured Creditors	1.6	0.0	1.1	0.0	1.6	0.0	4.3	£ 1,695.50	394.30
Total	1.6	0.0	2.2	0.0	4.1	0.2	8.1	£ 2,638.00	325.68

### Case Specific Matters - Legal Matters

Legal Matters	7.2	0.0	17.2	0.0	16.6	0.0	41.0	£ 13,768.00	335.80
Total	7.2	0.0	17.2	0.0	16.6	0.0	41.0	£ 13,768.00	335.80

12.3	0.0	27.3	0.0	34.4	1.0	75.0	£ 24,294.00	323.92
£ 7,447.50	£ 0.00	£ 9,418.50	£ 0.00	£ 7,308.00	£ 120.00	£ 24,294.00		
605.49	0.00	345.00	0.00	212.44	120.00	323.92		