

Rule 1 26/  
1 54

The Insolvency Act 1986  
Notice to Registrar of  
Companies of Supervisor's  
Abstract of Receipts and  
Payments

Pursuant to Rule 1 26(2)(b) or  
Rule 1 54 of the  
Insolvency Rules 1986

# R.1.26(2)(b)/ R.1.54

For Official Use

--	--	--

To the Registrar of Companies

Company Number

04317613

Name of Company

Broomco (2705) Limited

We

Martin G Ellis  
Grant Thornton House  
Melton Street  
Euston Square  
LONDON  
NW1 2EP

Andrew L Hosking  
Grant Thornton House  
Melton Street  
Euston Square, London  
NW1 2EP

supervisor(s) of a voluntary arrangement taking effect on

17 August 2006

present overleaf my/our abstract of receipts and payments for the period from

17 August 2006

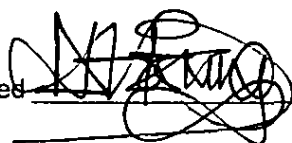
to

16 August 2007

Number of continuation sheets (if any) attached

☐

Signed



Martin G Ellis

Date

21/8/2007

Grant Thornton UK LLP  
Grant Thornton House  
Melton Street  
Euston Square  
LONDON  
NW1 2EP

Ref B11173/MGE/APS/CXB/LCM

For Official Use

Insolvency Section | Post Room

FRIDAY



\*AKKM9TXZ\*

A51

19/10/2007

656

COMPANIES HOUSE

<b>RECEIPTS</b>		<b>£</b>
Brought forward from previous Abstract (if any)		0 00
Shares & Investments		5,200,208 00
Capital Distribution from Subsidiary		10,050,402 00
VAT Refund		16,398 34
Bank/ISA InterestGross		126,065 43
Carried forward to * continuation sheet / next abstract		15,393,073 77
<b>PAYMENTS</b>		<b>£</b>
Brought forward from previous Abstract (if any)		0 00
Supervisors Expenses		258 20
Professional Fees		236,663 80
Nominees Fees		20,000 00
Nominees Disbursements		116 53
Bank Charges		424 44
Trade & Expense Creditors		3,178,653 39
Repayments to loan noteholders		7,007,122 97
Pension fund as per agreements		4,060,284 43
Vat Receivable		44,981 75
Carried forward to * continuation sheet / next abstract		14,548,505 51

\* Delete as appropriate

\* Delete as appropriate

Note - The receipts and payments must severally be added up at the foot of each sheet and the totals carried forward from one abstract to another without any intermediate balance so that the gross totals shall represent the total amounts received and paid by the supervisor since he was appointed

**THE INSOLVENCY ACT 1986 AND THE INSOLVENCY RULES 1986**

**IN THE MATTER OF: THE VOLUNTARY ARRANGEMENT OF  
BROOMCO (2705) LIMITED**

**STATEMENT OF SUPERVISORS' ACCOUNT AND REPORT  
PURSUANT TO RULE 1.26 OF THE INSOLVENCY RULES 1986**

**FOR THE PERIOD FROM 17 AUGUST 2006 TO 16 AUGUST 2007**

**RECEIPTS AND PAYMENTS**

Please find below an account of the joint supervisors' receipts and payments for the initial twelve months of the company voluntary arrangement ("CVA") for Broomco (2705) Limited ("Broomco") from date of approval of the CVA Proposal on 17 August 2006 to 16 August 2007. The joint supervisors' comments in relation to this account are set out on the following page.

	<b>Statement of affairs £</b>	<b>Realised £</b>
<b>RECEIPTS</b>		
Distribution from Rayner & Co (Investments) Limited	14,900,000	15,250,610
VAT refunds		16,398
Bank interest		<u>126,065</u>
		<u>15,393,073</u>
<b>PAYMENTS - IN ACCORDANCE WITH TERMS OF CVA</b>		
Nominees' fees & expenses		20,117
Supervisors' expenses		258
Legal fees & expenses		120,064
Other professional fees		116,600
Trade & expense creditors of Rayner & Company, Limited		3,178,653
Rayner & Co Pension Fund		4,060,284
Repayments to Loan Noteholders		7,007,123
VAT - to be reclaimed		44,982
Bank Charges		<u>424</u>
		<u>14,548,505</u>
<b>Balance held 16 August 2007</b>		<u><b>844,568</b></u>

## SUPERVISORS' COMMENTS

The CVA Proposal was confirmed by the creditors and members at the meetings held on 17 August 2006

Following this approval the total sum of £15,250,610 was received into the CVA Fund, being dividends from Rayner & Co (Investments) Limited ("RIL"), a subsidiary company, those funds in turn being the net proceeds from the disposal of the shares that RIL held in Cauldron Foods Limited

Other sums received into the CVA Fund during the twelve month period have been bank interest of £126,065 and VAT refunds of £16,398. The only substantive realisation still anticipated is a potential VAT refund of c £430k connected with agents fees incurred in relation to the Cauldron Foods sale

Distributions during the period have all been governed by the CVA Proposal. The key distributions have been

- £3,178,653 paid to the trade and expense creditors of another Broomco subsidiary, Rayner & Company, Limited (In Liquidation) ("Rayner"), in order to discharge Broomco's obligations to Rayner under an indemnity granted on 21 June 2004 the terms of which were incorporated into the CVA Proposal
- £4,060,284 paid in two tranches (respectively 14 December 2006 and 6 March 2007) to the Rayner & Co Pension Fund, pursuant to the terms of a Participation Deed dated 17 October 2003 agreed between the Pension Fund and Broomco loan noteholders, and, like the Rayner indemnity, incorporated into the CVA Proposal
- £7,007,123 paid, also in the two tranches in December 2006 and March 2007, to the loan noteholders, in accordance with the terms of the Participation Deed/CVA Proposal

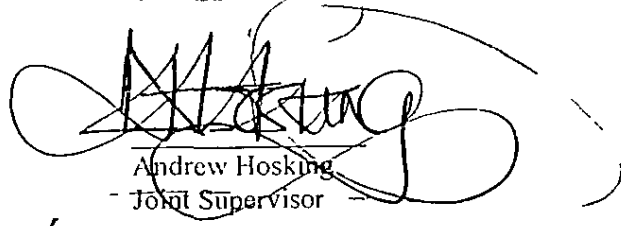
Professional fees in relation to accounting and taxation services have been incurred totalling £116,600. These have been in respect of preparation of accounts, tax returns, statutory disclosures, audit work and various other issues as part of the overall restructuring of the Rayner Food Group. The quantum of these payments was subject to loan noteholder approval prior to settlement. It is noted that the two key loan noteholders, August Equity and AlpInvest, also the Broomco shareholders, are the largest individual creditors, each, prior to the distributions, owed in excess of £10m (including accrued interest)

The payment of legal fees and costs totalling £120,066 was also sanctioned by the loan noteholders

As Nominee I have received a fee of £20,000 plus disbursements and VAT which is in accordance with the terms of the CVA Proposal

The CVA Proposal also provided for the Joint Supervisors' remuneration to be fixed on the basis of the time costs. As per Statement of Insolvency Practice (SIP 9) attached at Appendix A is a summary of my time costs in the CVA to 16 August 2007 by grade of staff and type of work. This shows total time costs of £95,988 representing 354 hours at an average rate of £271 per hour, against which I have yet to draw fees. There have not been any specific individual matters which have had a significant impact on the time costs. Details of any disbursements charged during the period under review are also noted on the appendix.

DATED THIS 15 DAY OF OCTOBER 2007

  
Andrew Hosking  
Joint Supervisor

BROOMCO (2705) LIMITED - VOLUNTARY ARRANGEMENT							
SIP 9 TIME COST ANALYSIS FOR THE PERIOD FROM 17 AUGUST 2006 TO 16 AUGUST 2007							
Classification of work function	Partner Hours	Manager Hours	Other senior profession als Hours	Assistants and support staff Hours	Total Hours	Time cost £	Average hourly rate £
Administration and planning	43 60	167 00	20 10	78 95	309 65	83,485 00	269 61
Realisation of assets		1 60			1 60	470 00	293 75
Creditors		38 70	2 00	2 50	43 20	12,033 00	278 54
Total hours and cost	43 60	207 30	22 10	81 45	354 45	95,988 00	270 81
Category I & II Disbursements						372 00	

**Notes**

Administration and planning	Includes tax, correspondence with solicitors, drafting proposal, case planning general correspondence and filing
Realisation of assets	Includes managing bank accounts, liaising with the liquidators of the subsidiary company re distributions
Creditors	Includes correspondence with loan noteholders and pension fund creditors
Disbursements	Includes travel expenses, subsistence, professional fees, storage