

In accordance with  
Rule 18.7 of the  
Insolvency (England &  
Wales) Rules 2016 and  
Sections 92A, 104A and  
192 of the Insolvency  
Act 1986

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

SATURDAY



\*A72X08TC\*  
A34 31/03/2018 #85  
COMPANIES HOUSE

<b>1</b>	<b>Company details</b>
Company number	0 4 4 7 6 7 3 9
Company name in full	BGC Limited
<b>→ Filling in this form</b> Please complete in typescript or in bold black capitals.	
<b>2</b>	<b>Liquidator's name</b>
Full forename(s)	Kerry
Surname	Bailey
<b>3</b>	<b>Liquidator's address</b>
Building name/number	3 Hardman Street
Street	Spinningfields
Post town	Manchester
County/Region	
Postcode	M 3 3 A T
Country	
<b>4</b>	<b>Liquidator's name ●</b>
Full forename(s)	
Surname	
<b>● Other liquidator</b> Use this section to tell us about another liquidator	
<b>5</b>	<b>Liquidator's address ●</b>
Building name/number	
Street	
Post town	
County/Region	
Postcode	
Country	
<b>● Other liquidator</b> Use this section to tell us about another liquidator	

# LIQ03

## Notice of progress report in voluntary winding up

### 6 Period of progress report

From date	<sup>d</sup> 0	<sup>d</sup> 5	<sup>m</sup> 0	<sup>m</sup> 2	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7
To date	<sup>d</sup> 0	<sup>d</sup> 4	<sup>m</sup> 0	<sup>m</sup> 2	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8

### 7 Progress report

☒ The progress report is attached

### 8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup>2 <sup>d</sup>9 <sup>m</sup>0 <sup>m</sup>3 <sup>y</sup>2 <sup>y</sup>0 <sup>y</sup>1 <sup>y</sup>8

## LIQ03

### Notice of progress report in voluntary winding up



#### 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	Kerry Bailey
Company name	BDO LLP
Address	3 Hardman Street Spinningfields
Post town	Manchester
County/Region	
Postcode	M 3 3 A T
Country	
DX	
Telephone	01512 374 500



#### 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)

**BGC Limited**  
**(In Liquidation)**  
**Joint Liquidator's Abstract of Receipts & Payments**

Statement of Affairs	From 05/02/2017 To 04/02/2018	From 05/02/2013 To 04/02/2018
<b>ASSET REALISATIONS</b>		
Performance Bond	NIL	89,419.81
Trust Monies	NIL	1,000.00
Funds transferred from Administration	NIL	36,043.58
Bank Interest Gross	NIL	170.07
	NIL	126,633.46
<b>COST OF REALISATIONS</b>		
Administrators costs inc pre-appoint'	NIL	78,042.60
Liquidator's Fees	NIL	30,363.95
Liquidators Disbursements	NIL	309.18
Liquidators Disbursements	NIL	NIL
Corporation Tax	NIL	29.47
Stationery & Postage	NIL	1,893.45
Statutory Advertising	NIL	277.79
Bank Charges	NIL	38.25
	NIL	(110,954.69)
<b>PREFERENTIAL CREDITORS</b>		
Redundancy Payments Services	NIL	1,717.74
Employee Preferential Claims	NIL	1,433.66
	NIL	(3,151.40)
<b>UNSECURED CREDITORS</b>		
Trade & Expense Creditors	NIL	12,527.37
	NIL	(12,527.37)
	NIL	(0.00)
<b>REPRESENTED BY</b>		NIL

**Note:**

The statement of affairs figures were recorded in the prior Administration and the surplus funds transferred to the Liquidation in the sum of £36,043.58 as detailed above.

On 17 May 2016, a dividend of 0.75 pence in the pound was declared to unsecured non-preferential creditors. The total amount distributed was £12,586.76. Unclaimed dividends of 305.82 were paid to the Insolvency Service Account on 21 November 2011, together with the fee of £25.75.

On 19 October 2015, a dividend of 100 pence in the pound was declared to preferential creditors. The total amount distributed was £3,151.40.



Tel: +44 (0)151 237 4500  
Fax: +44 (0)151 237 4545  
www.bdo.co.uk

5 Temple Square  
Temple Street  
Liverpool  
L2 5RH

**Private and Confidential**

**TO ALL KNOWN CREDITORS AND CONTRIBUTORIES**

**29 March 2018**

Our Ref 00183859/C2/KFB/RT

Please ask for  
Rebecca Thompson  
Dial: 0151 237 4472  
Email: BRCMT@bdo.co.uk

Dear Sirs

**BGC Limited - In Creditors' Voluntary Liquidation ('the Company')**  
**Registered number: 04476739**

I set out below an annual progress report in accordance with Section 104A of the Insolvency Act 1986 and Rule 18.4 of the Insolvency (England and Wales) Rules 2016 ('the Rules') which also includes my final report as required by Section 106(1) of the Insolvency Act 1986 and Rule 18.14 of the Insolvency (England and Wales) Rules 2016 (hereafter 'the Rules').

The Company's affairs are fully wound up and unless any substantive issues are raised by creditors no further report will be issued and this report will be presented as the final report. I confirm that notice of no further dividend final dividend is attached as required by Rule 14.36 of the Rules.

**Professional information regarding the Liquidator**

The Liquidator is Kerry Bailey (officeholder No: 8780) of BDO LLP, 3 Hardman Street, Spinningfields, Manchester, M3 3AT, who was appointed on 5 February 2013.

**Summary Account**

I enclose a copy of the final receipts and payments account to 4 February 2018. I can confirm that this account has been reconciled and the balance is nil. There have been no receipts or payments in the reporting period.

**Prospects for creditors**

**Secured Creditors**

As previously reported, HSBC Invoice Finance (UK) Limited has been fully repaid from book debts assigned to them under an invoice discounting facility with the Company.

HSBC Bank Plc ('the Bank') had no outstanding lending due to them at the date of the Administrators' original appointment.

**Preferential Creditors**

Preferential claims in respect of the employee's accrued holiday pay and wage arrears have been paid in full together with the tax and national insurance deductions paid to HM Revenue & Customs totalling £3,151 as shown on the receipts and payments account enclosed.

**Unsecured creditors**

Unsecured creditor claims totalling £1,684,458 were admitted for dividend purposes and the sum of £12,586 was distributed to unsecured creditors on 18 May 2016. Unclaimed dividends of 305.82 were paid to the Insolvency Service Account on 21 November 2011, together with the fee of £25.75.

**Prescribed part**

Under Section 176A of the Insolvency Act 1986 where after 15 September 2003 a company has granted to a creditor a floating charge, a proportion of the net property of the company must be made available purely for the unsecured creditors. The Company did grant a floating charge after 15 September 2003; however, no amounts are owed to the Bank. As such, all funds would be available to unsecured creditors and therefore the prescribed part provisions do not apply in this Liquidation.

**Liquidators' remuneration**

The Liquidator is obliged to fix their remuneration in accordance with Rule 18.16. This permits remuneration to be fixed either:

- (1) as a percentage of the assets realised and distributed; and/or
- (2) by reference to the time the Liquidator and their staff have spent attending to matters in the Liquidation; and/or
- (3) as a set amount; and/or
- (4) as a combination of the above.

As creditors will be aware, the Company was previously in Administration. The creditors approved the Joint Administrators' remuneration on a time cost basis in the preceding Administration. In accordance with Rule 4.127 of the Insolvency Rules 1986, the Liquidators' remuneration is fixed on the same basis as that of the Joint Administrators. It should be noted that Rule 4.127 of the Insolvency Rules 1986 has now been replaced by Rule 18.20 of the Insolvency (England and Wales) Rules 2016.

To date, the Liquidator has drawn £30,364 of remuneration. No remuneration was drawn in the period of this report, as shown on the enclosed Receipts and Payments account.

I attach two schedules detailing the time costs incurred to date. The first schedule covers the period of this report, 5 February 2017 to 4 February 2018. This records time costs of £233 which represents 3 hours spent at an average charge out rate of £78 per hour.

The second schedule covers the date of appointment to 4 February 2018 and records time costs of £35,656 which represents 162 hours spent at an average charge out rate of £220 per hour.

For guidance, I enclose a document that outlines the policy of BDO LLP in respect of fees and disbursements.

### **Disbursements**

Where disbursements are recovered in respect of precise sums expended to third parties there is no necessity for these costs to be authorised. These are known as category 1 disbursements. Since my last report no category 1 disbursements have been incurred.

Some Liquidators recharge expenses, for example printing, photocopying and telephone costs, which cannot economically be recorded in respect of each specific case. Such expenses, which are apportioned to cases, require the approval of the creditors before they can be drawn, and these are known as category 2 disbursements. The policy of BDO LLP in respect of this appointment is not to charge any category 2 disbursements with the exception of mileage on the basis of the mileage scale approved by HMRC, being 45p per mile unless otherwise disclosed to the creditors. No category 2 disbursements have accrued during this period.

Total disbursements of £309 have been drawn in this Liquidation, relating to bonding, printing and insurance, none of which was drawn in the period of this report.

### **Investigation**

The Liquidator has a duty to investigate the affairs of the Company and also the conduct of the directors and in respect of the latter, to submit a confidential statutory report to the Secretary of the State. I confirm that a report has been submitted.

I have completed our review of the Company's affairs and assets to establish whether there are any actions that can be investigated for the benefit of the creditors and concluded there are no further causes of action to be pursued.

### **Creditor Enquiries**

Creditors with the concurrence of at least 5% in value of the unsecured creditors may within 21 days of this report request in writing further information regarding the remuneration and expenses set out in this report. In accordance with Rule 18.9(3) of the Rules within 14 days of a request we will provide further information or explain why further information is not being provided. Creditors may access information setting out creditors' rights in respect of the approval of Liquidator's remuneration at <https://www.r3.org.uk/what-we-do/publications/professional/fees>.

A creditor (who need not be the creditor who asked for the information) may, with the concurrence of at least 5% or more in value of the creditors (including the creditor in question), apply to the court within 21 days of our response or the expiry for the period of my response and the court may make such order as it thinks fit (Rule 18.9(6) and (7) of the Rules). Creditors with the concurrence of at least 10% of the creditors may apply to the court if they consider that the remuneration of the Liquidators, or the basis fixed for the remuneration of the Liquidator or expenses charged by the Liquidator are excessive (Rule 18.34 of the Rules). Such an application must be made within 8 weeks of receiving this draft report. The text of Rules 18.9 and 18.34 are set out at the end of this report.

**Release of the Liquidator**

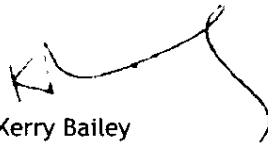
The Liquidator will be released from office under section 173 of the Insolvency Act 1986 at the same time as vacating office, unless any creditor objects. A creditor who wishes to object to the release must deliver a notice in writing to the Liquidator within eight weeks of this report or, if creditors raise other matters under Rules 18.9 or 18.34 as mentioned above, when those matters are finally determined by the court.

The Insolvency Service has established a central gateway for considering complaints in respect of Insolvency practitioners. In the event that you make a complaint to me but are not satisfied with the response from me then you should visit <https://www.gov.uk/complain-about-insolvency-practitioner> where you will find further information on how you may pursue the complaint.

The Liquidator is bound by the Insolvency Code of Ethics when carrying out all professional work relating to this appointment. A copy of the code is at <http://www.icaew.com/en/members/regulations-standards-and-guidance/ethics/code-of-ethics-d>

Please contact me or my colleague Rebecca Thompson at [BRCMT@bdo.co.uk](mailto:BRCMT@bdo.co.uk) if you require further information.

Yours faithfully  
For and on behalf of  
BGC Limited



Kerry Bailey  
Liquidator  
Authorised by the Insolvency Practitioners Association in the UK

Enc



**Statement from the Insolvency (England and Wales) Rules 2016 regarding the rights of creditors in respect of the Joint Liquidators' fees and expenses:****Creditors' and members' requests for further information in administration, winding up and bankruptcy**

**18.9.**—(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—

- (a) a secured creditor;
  - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
  - (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
  - (d) any unsecured creditor with the permission of the court; or
  - (e) any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—
- (a) providing all of the information requested;
  - (b) providing some of the information requested; or
  - (c) declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—
- (a) the time or cost of preparation of the information would be excessive; or
  - (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
  - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
  - (d) the office-holder is subject to an obligation of confidentiality in relation to the information
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—
- (a) the office-holder giving reasons for not providing all of the information requested; or
  - (b) the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

**Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive**

**18.34.**—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
  - (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
  - (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—
- (a) a secured creditor,
  - (b) an unsecured creditor with either—
    - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
    - (ii) the permission of the court, or
  - (c) in a members' voluntary winding up—
    - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or

- (ii) a member of the company with the permission of the court.
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

**Applications under rules 18.34 and 18.35 where the court has given permission for the application**

**18.36.**—(1) This rule applies to applications made with permission under rules 18.34 and 18.35.

- (2) Where the court has given permission, it must fix a venue for the application to be heard.
- (3) The applicant must, at least 14 days before the hearing, deliver to the office-holder a notice stating the venue and accompanied by a copy of the application and of any evidence on which the applicant intends to rely.
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders—
  - (a) an order reducing the amount of remuneration which the office-holder is entitled to charge;
  - (b) an order reducing any fixed rate or amount;
  - (c) an order changing the basis of remuneration;
  - (d) an order that some or all of the remuneration or expenses in question is not to be treated as expenses of the administration, winding up or bankruptcy;
  - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by —
    - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
    - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration, winding up or bankruptcy.

**Applications under rule 18.34 where the court's permission is not required for the application**

**18.37.**—(1) On receipt of an application under rule 18.34 for which the court's permission is not required, the court may, if it is satisfied that no sufficient cause is shown for the application, dismiss it without giving notice to any party other than the applicant.

- (2) Unless the application is dismissed, the court must fix a venue for it to be heard.
- (3) The applicant must, at least 14 days before any hearing, deliver to the office-holder a notice stating the venue with a copy of the application and of any evidence on which the applicant intends to rely.
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders—
  - (a) an order reducing the amount of remuneration which the office-holder is entitled to charge;
  - (b) an order reducing any fixed rate or amount;
  - (c) an order changing the basis of remuneration;
  - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the administration or winding up or bankruptcy;
  - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by —
    - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
    - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration or as winding up or bankruptcy.

**NOTICE OF FINAL ACCOUNT UNDER SECTION 106 OF THE INSOLVENCY ACT 1986 & RULE 6.28 OF THE INSOLVENCY (ENGLAND AND WALES) RULES 2016 ('the Rules')**

**BGC Limited - In Creditors' Voluntary Liquidation ('the Company')**  
**Registered number: 04476739**

**NOTICE THAT:**

The Company's affairs are fully wound up

Creditors, with the concurrence of at least 5% in value of the unsecured creditors, may within 21 days of this notice request in writing further information regarding the remuneration and expenses set out in the attached report (Rule 18.9).

Creditors may apply to the court under Rule 18.34 if they consider that the remuneration of the Liquidator, or the basis fixed for the remuneration of the Liquidator or expenses charged by the Liquidator are excessive.

A creditor may object to the release of the Liquidator within eight weeks of this notice or, if creditors raise other matters under Rules 18.9 or 18.34, such time as those matters are finally determined by the court.

The Liquidator will vacate office under section 171 of the Insolvency Act 1986 when they deliver the attached account and report to the registrar of companies, stating whether any creditor has objected to release.

The Liquidator will be released under section 173 of the Insolvency Act 1986 at the same time as vacating office, unless any of the company's creditors objected to the Liquidators' release.

The Liquidator is Kerry Bailey (officeholder No: 8780) of BDO LLP, 3 Hardman Street, Spinningfields, Manchester, M3 3AT. The Liquidators were appointed on 5 February 2013. The Liquidator may also be contacted via Rebecca Thompson at BRCMT@bdo.co.uk.

Dated: 29 March 2018

Kerry Bailey  
Liquidator

TO ALL CREDITORS

29 March 2018

Our Ref: 8780/JW/Document4/J6

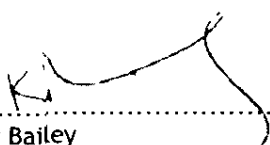
Please ask for  
Rebecca Thompson  
Tel: 0151 237 4472  
Email: BRCMT@bdo.co.uk

**Last Notice to Creditors about Dividend (Rule 14.36) of the Insolvency (England and Wales) Rules 2016)**

**BGC Limited - In Creditors' Voluntary Liquidation ('the Company')  
Registered Number: 04476739**

**In the Matter of the Insolvency Act 1986**

All of the Company's assets have been realised but the funds have been used to meet expenses of the insolvency proceedings and earlier dividends to creditors. There are insufficient funds to declare any further dividend to creditors.

  
.....  
Kerry Bailey

Liquidator

Authorised by the Institute of Chartered Accountants in England & Wales in the UK

The Liquidator, Kerry Bailey (Officeholder No: 8780) of BDO LLP, 3 Hardman Street, Spinningfields, Manchester, M3 3AT was appointed on 5 February 2013. The Liquidator may also be contacted via Rebecca Thompson at BRCMT@bdo.co.uk.

**BGC Limited**  
**(In Liquidation)**  
**Joint Liquidator's Abstract of Receipts & Payments**

Statement of Affairs	From 05/02/2017 To 04/02/2018	From 05/02/2013 To 04/02/2018
<b>ASSET REALISATIONS</b>		
Performance Bond	NIL	89,419.81
Trust Monies	NIL	1,000.00
Funds transferred from Administration	NIL	36,043.58
Bank Interest Gross	NIL	170.07
	NIL	126,633.46
<b>COST OF REALISATIONS</b>		
Administrators costs inc pre-appoint'	NIL	78,042.60
Liquidator's Fees	NIL	30,363.95
Liquidators Disbursements	NIL	309.18
Liquidators Disbursements	NIL	NIL
Corporation Tax	NIL	29.47
Stationery & Postage	NIL	1,893.45
Statutory Advertising	NIL	277.79
Bank Charges	NIL	38.25
	NIL	(110,954.69)
<b>PREFERENTIAL CREDITORS</b>		
Redundancy Payments Services	NIL	1,717.74
Employee Preferential Claims	NIL	1,433.66
	NIL	(3,151.40)
<b>UNSECURED CREDITORS</b>		
Trade & Expense Creditors	NIL	12,527.37
	NIL	(12,527.37)
	NIL	(0.00)
<b>REPRESENTED BY</b>		NIL

**Note:**

The statement of affairs figures were recorded in the prior Administration and the surplus funds transferred to the Liquidation in the sum of £36,043.58 as detailed above.

On 17 May 2016, a dividend of 0.75 pence in the pound was declared to unsecured non-preferential creditors. The total amount distributed was £12,586.76. Unclaimed dividends of 305.82 were paid to the Insolvency Service Account on 21 November 2011, together with the fee of £25.75.

On 19 October 2015, a dividend of 100 pence in the pound was declared to preferential creditors. The total amount distributed was £3,151.40.

Name of Assignment

BGC Limited - In Liquidation

00183859

Summary of Time Charged and Rates Applicable for the Period From 05/02/2017 to 04/02/2018

Description	PARTNER		MANAGER		ASSISTANT MANAGER		SENIOR ADMINISTRATOR		ADMINISTRATOR		OTHER STAFF		GRAND TOTAL		WRT
	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	Hours	Total £	
D. General Administration									0.15	10.05			0.15	10.05	£ 67.0
I. Reporting									2.90	194.30			2.90	194.30	£ 67.0
J. Distribution and Closure			0.10	28.80									0.10	28.80	£ 288.0
	0.00	0.00	0.10	28.80	0.00	0.00	0.00	0.00	3.05	204.35	0.00	0.00	3.15	233.15	

Net Total

Secretarial Expense

Other Disbursements

Billed

Grand Total

3.15	233.15
	0.00
	0.00
	0.00
	233.15

