

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

THURSDAY



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02/04/2020

#11

COMPANIES HOUSE

### 1 Company details

Company number 0 4 5 1 4 7 2 1

Company name in full Finarta Limited

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Stephen James

Surname Hobson

### 3 Liquidator's address

Building name/number Centenary House

Street Peninsula Park

Post town Rydon Lane

County/Region Exeter

Postcode E X 2 7 X E

Country

### 4 Liquidator's name ①

Full forename(s) Lucinda Clare

Surname Coleman

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number Centenary House

Street Peninsula Park

Post town Rydon Lane

County/Region Exeter

Postcode E X 2 7 X E

Country

#### ② Other liquidator

Use this section to tell us about  
another liquidator.



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Period of progress report

From date	d	0	d	2	m	0	m	2	y	2	y	0	y	1	y	9
To date	d	0	d	1	m	0	m	2	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	2	d	3	m	0	m	3	y	2	y	0	y	2	y	0
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LIQ03

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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 **Scott Bebbington**

Company name **Francis Clark LLP**

Address **Centenary House**

**Peninsula Park**

Post town **Rydon Lane**

County/Region **Exeter**

Postcode **E X 2 7 X E**

Country

DX

Telephone **01392 667000**

**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)**



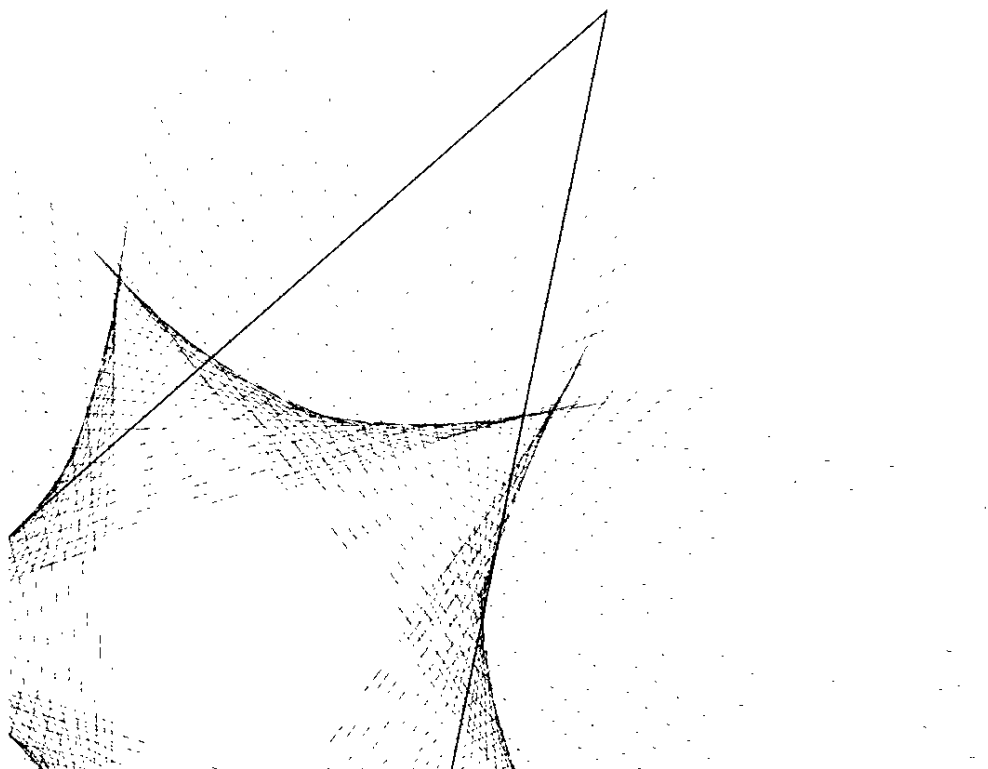
# **Joint Liquidators' Annual Progress Report to Members**

**Finarta Limited  
- In Liquidation**

**For the Year Ending 1 February 2020**

**PKF FRANCISCLARK**

Chartered accountants & business advisers



## **FINARTA LIMITED - IN LIQUIDATION**

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- 7** Members' Rights
- 8** Next Report

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- B2** Cumulative Time Analysis for the Period 2 February 2017 to 1 February 2020
- C** Additional Information in Relation to Joint Liquidators' Fees

## FINARTA LIMITED - IN LIQUIDATION

### 1 Introduction and Statutory Information

- 1.1 I, Stephen James Hobson, together with Lucinda Clare Coleman, of Francis Clark LLP, Centenary House, Peninsula Park, Rydon Lane, Exeter, EX2 7XE, were appointed Joint Liquidators of Finarta Limited ("the Company") on 2 February 2017. This report provides an update on the progress in the liquidation for year ended 1 February 2020 ("the Period").
- 1.2 Information about the way that we will use, and store personal data on insolvency appointments can be found at <http://francisclarkinsolvency.co.uk/creditor-login/>. If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.3 The trading address of the Company was 11 Old Court House, Old Court Place, London, W8 4PD.
- 1.4 The registered office of the Company was changed to Centenary House, Peninsula Park, Rydon Lane, Exeter, EX2 7XE and its registered number is 04514721.

### 2 Progress of the Liquidation

- 2.1 At Appendix A, I have provided an account of my Receipts and Payments for the Period, with a comparison to the Declaration of Solvency values together with a cumulative account since my appointment.
- 2.2 The assets outstanding at the date of my last report to shareholders have been dealt with as follows:

#### ***Shares and investments***

- 2.3 The Company held 90,909 shares in Arkany SA. Some of these shares are to be distributed in specie to the KYC compliant shareholders, and non-KYC compliant shareholders will receive the cash equivalent value via a buy back of Finarta shares by Arkany. A valuation for the Arkany shares was agreed with Arkany at €1.80 which was agreed by Finarta shareholders. It was also agreed that the Arkany shares would first be used to settle the outstanding creditors of the Company with the remaining shares then being bought back by Arkany or distributed to the shareholders.
- 2.4 During the year the payment of outstanding creditors using Arkany shares was made: £101,233 of the shares have been used for this purpose.
- 2.5 For the shares to be distributed to KYC compliant shareholders, Arkany required those shareholders to enter into a deed of adherence prior to receiving shares in Arkany. Following protracted chasing of signed deeds, the Liquidators are now issuing a final deadline to those shareholders who have not returned the signed deeds.
- 2.6 It is expected that the remaining shares will then be distributed in specie to shareholders who are KYC-compliant and the shares that would be due to the non-KYC compliant shareholders will be repurchased by Arkany, and cash will be distributed to them. It is envisaged that this will take place shortly.

#### ***Other assets***

- 2.7 I have received gross bank interest of £98.41. I do not anticipate any further realisations.
- 2.8 Once the distribution of the remaining Arkany shares has taken place I will be in a position to apply for tax clearance to close the liquidation.



## **FINARTA LIMITED - IN LIQUIDATION**

### **3 Creditors' Claims**

#### ***Secured Creditors***

- 3.1 There are no secured creditors in the Liquidation.

#### ***Preferential Creditors***

- 3.2 There are no preferential creditors in the liquidation.

#### ***Unsecured Creditors***

- 3.3 I have received claims totalling £101,133 from 2 creditors. The Directors have made a Declaration of Solvency to the effect that all of the Company's debts will be paid in full, together with statutory interest, within 12 months of the commencement of the Liquidation.
- 3.4 All known creditors of the company have been paid in full. Once the distribution of Arkany shares has concluded I will be able to file the final tax returns for the liquidation period and apply to get tax clearance to close the liquidation.

### **4 Distributions to Members**

- 4.1 No distributions to members have been made since the date of my appointment.

### **5 Joint Liquidators' Remuneration**

- 5.1 The Members approved that the basis of the Joint Liquidators' remuneration be fixed by reference to the time properly spent by the Liquidators and staff in managing the Liquidation.
- 5.2 My time costs for the Period are £9,467.15. This represents 42.78 hours at an average rate of £221.30 per hour. Attached as Appendix B1 is a Time Analysis which provides details of the activity costs incurred by staff grade during this period in respect of the costs fixed by reference to time properly spent by me in managing the Liquidation.
- 5.3 Time spent on Administration involves case review and preparation of my annual report on the previous year of the liquidation.
- 5.4 Time spent on realisations involves dealing with the realisation of shares in Arkany and correspondence with their lawyers and Finarta shareholders regarding the deeds of adherence.
- 5.5 Also attached as Appendix B2 is a cumulative Time Analysis for the period from the date of my appointment to 1 February 2020 which provides details of the total time costs incurred since the date of liquidation. These total £28,239.63 which represents 96.03 hours at an average rate of £294.07 per hour.
- 5.6 To date, I have drawn £15,000 plus disbursements of £310.50.
- 5.7 Attached as Appendix C is additional information in relation to the Liquidators' fees.
- 5.8 A copy of 'A Shareholders' Guide to Liquidators' Fees' is available on request or can be downloaded from <http://francisclarkinsolvency.co.uk/creditor-login>

## FINARTA LIMITED - IN LIQUIDATION

### 6 Joint Liquidators' Expenses and Disbursements

- 6.1 The following expenses and disbursements have been incurred since my appointment as Liquidator:

	Paid in prior period £	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Statutory advertising	205.50	NIL	NIL	205.50
Specific penalty bond	105.00	NIL	NIL	105.00
Accountant's fees	275.00	NIL	NIL	275.00
Tax advice fees	1,800.00	NIL	NIL	1,800.00
Preparation of declaration of solvency	2,500.00	NIL	NIL	2,500.00
Corporation tax (estimated)	NIL	NIL	26,152.70	26,152.70

### 7 Members' Rights

- 7.1 Within 21 days of the receipt of this report, members with either at least 5% of the total voting rights of all the members having the right to vote at general meetings of the Company or with the permission of the court, may request in writing that the Liquidators provide further information about their remuneration or expenses which have been itemised in this progress report.
- 7.2 Any members with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the Company may within 8 weeks of receipt of this progress report, make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidators, as set out in this progress report, are excessive.

### 8 Next Report

- 8.1 I am required to provide a further report on the progress of the liquidation within two months of the end of the second anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write again with my proposed final account.



S J Hobson  
Joint Liquidator

24 March 2020

Date





FINARTA LIMITED - IN LIQUIDATION

Appendix A

Receipts and Payments Account for the Period from 2 February 2019 to 1 February 2020 together with a Cumulative Receipts and Payments Account for the Period from 2 February 2017 to 1 February 2020

Declaration of Solvency £		From 02/02/2019 To 01/02/2020 £	From 02/02/2017 To 01/02/2020 £
	ASSET REALISATIONS		
Uncertain	Debtors	NIL	NIL
2,381.00	Cash at Bank	NIL	255.33
	Third Party Funds	NIL	50,443.84
139,065.00	Shares and Investments	101,233.00	101,233.00
	Bank Interest Gross	98.41	108.63
		<u>101,331.41</u>	<u>152,040.80</u>
	COST OF ADMINISTRATION		
	Statutory Advertising	NIL	205.50
	Specific Bond	NIL	105.00
	Irrecoverable VAT	NIL	3,917.10
	Preparation of Declaration of Solvency	NIL	2,500.00
	Accountant's Fees	NIL	1,775.00
	Liquidator's Fees	NIL	15,000.00
		<u>NIL</u>	<u>(23,502.60)</u>
	UNSECURED CREDITORS		
(50,789.00)	Directors	101,233.00	101,233.00
	HMRC - Tax & NIC	100.00	100.00
		<u>(101,333.00)</u>	<u>(101,333.00)</u>
<u>90,657.00</u>		<u>(1.59)</u>	<u>27,205.20</u>
	REPRESENTED BY		
	Bank Current Account		27,205.20
			<u>27,205.20</u>

# FINARTA LIMITED - IN LIQUIDATION

## Appendix B1

### Time Analysis for the Period from 2 February 2019 to 1 February 2020

Work type	Hours				Total Hours	Time Cost £	Average hourly rate £
	Partner/ Director	Senior Manager	Managers & Other Senior Professionals	Junior Administrator & Support Staff			
Administration	1.80	-	7.46	1.24	10.50	2,324.50	221.38
Realisations of Assets	2.87	-	26.32	-	29.19	6,527.70	223.63
Creditors	0.08	-	3.01	-	3.09	614.95	199.01
Total hours	4.75	-	36.79	1.24	42.78	9,467.15	221.30
Time costs bought forward						3,772.48	
Total Time Costs						13,239.63	
Less: Fee taken							
Outstanding Time Costs						13,239.63	

Charge out rates per hour for grade

Current Range £	350	265	215	155-75
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#### Standard Activity

Administration and planning

Realisation of assets

Creditors

<b>Examples of work</b>	
Case planning	
Administrative set up	
Appointment notification	
Maintenance of records	
Statutory reporting	
Identifying, securing, insuring assets	
Retention of title	
Debt collection	
Property, business and asset sales	
Communications with creditors	
Creditors' claims (including employees and other preferential creditors)	





## FINARTA LIMITED - IN LIQUIDATION

### Appendix C

#### Additional Information in Relation to Joint Liquidators' Fees

##### 1 Staff allocation and the use of subcontractors

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

##### 2 Professional Advisers

- 2.1 On this assignment we have used the professional advisers listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
Francis Clark Tax Consultancy Limited (tax advice)	Hourly rate and disbursements
Clenton Limited t/a Parker Lloyd	Fixed fee

- 2.2 Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

##### 3 Joint Liquidators' Disbursements

- 3.1 Category 1 disbursements do not require approval by members. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.
- 3.2 Category 2 disbursements do require approval by members. These disbursements can include costs incurred by Francis Clark LLP for the provision of services which include an element of recharged overhead, for example, room hire or document storage.
- 3.3 Details of the Liquidators' disbursements and expenses incurred to date can be found in the body of the report.

##### 4 Charge-out rates

- 4.1 A schedule of Francis Clark LLP's charge-out rates for this assignment effective from 1 April 2019 is attached. Please note that this firm records its time in minimum units of 36 seconds.

Charge out Rates

Partner

£350



## **FINARTA LIMITED - IN LIQUIDATION**

Director	£265
Manager	£215
Administrator	£155
Support	£75

These rates are per hour and are subject to review from time to time.