

In accordance with
Rule 6.28 of the
Insolvency (England &
Wales) Rules 2016 and
Section 106(3) of the
Insolvency Act 1986.

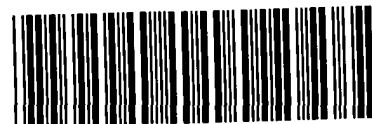
LIQ14

Notice of final account prior to dissolution in CVL



Companies House

FRIDAY



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05/06/2020

#260

COMPANIES HOUSE

1 Company details

Company number 04518928

Company name in full Capital Construction & Groundworks Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Paul

Surname Whitwam

3 Liquidator's address

Building name/number Minerva

Street

Post town 29 East Parade

County/Region Leeds

Postcode LS15PS

Country

4 Liquidator's name ①

Full forename(s) Gary Edgar

Surname Blackburn

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Minerva

Street

Post town 29 East Parade

County/Region Leeds

Postcode LS15PS

Country

② Other liquidator

Use this section to tell us about
another liquidator.



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6

Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

7

Final account

☒ I attach a copy of the final account.

8

Sign and date

DocuSigned by:
Paul Whitwam

Liquidator's signature

Signature

F38496EC9B07424...

X

X

Signature date

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6

y

2

y

0

y

2

y

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Notice of final account prior to dissolution in CVL

**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 **Caraline Bytheway**

Company name **FRP Advisory Trading Limited**

Address
Minerva
29 East Parade

Post town **Leeds**

County/Region **Yorkshire**

Postcode

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Country

DX **cp.leeds@frpadvisory.com**

Telephone **0113 831 3555**

**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



Capital Construction & Groundworks Limited
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments
From 3 November 2017 To 3 June 2020

Statement of Affairs		£	£
	ASSET REALISATIONS		
Uncertain	Retentions	2,858.74	
	Cash at Bank	2,758.24	
1,216.00	Directors Loan Account	1,216.00	
	Bank Interest Gross	0.94	
	Cash Held by FRP Advisory LLP	9,000.00	
			15,833.92
	COST OF REALISATIONS		
	Specific Bond	20.00	
	Preparation of Statement of Affairs	5,000.00	
	Joint Liquidators' Remuneration	10,594.39	
	Joint Liquidators' Disbursements	49.93	
	Statutory Advertising	169.20	
	Bank Charges - Floating	0.40	
			(15,833.92)
	UNSECURED CREDITORS		
(705,764.00)	Trade & Expense Creditors	NIL	
(97,615.00)	H.M. Revenue & Customs	NIL	
			NIL
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	
			NIL
(802,263.00)			(0.00)

REPRESENTED BY

DocuSigned by:
Paul Whitwam NIL
F38496EC9807424...

Paul Andrew Whitwam
Joint Liquidator





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Capital Construction & Groundworks Limited (In Liquidation) ("The Company")
The Liquidator's Final Account pursuant to section 106 of the Insolvency Act
1986 and The Insolvency Rules

3 June 2020

Contents and abbreviations



Section	Content
1.	Overview of the liquidation
2.	Final outcome for the creditors
3.	Liquidator's remuneration, disbursements and expenses
Appendix	Content
A.	Statutory information about the Company and the liquidation
B.	Liquidator's receipts & payments account for the Period and cumulatively
C.	A schedule of work
D.	Statement of expenses incurred in the Period

The following abbreviations may be used in this report:

The Company	Capital Construction & Groundworks Limited (In Liquidation)
FRP	FRP Advisory Trading Limited
HMRC	HM Revenue & Customs
The Liquidator(s)	Paul Andrew Whitwam and Gary Edgar Blackburn of FRP Advisory Trading Limited
The Period	The reporting period 03/11/2019– 03/06/2020
QFCH	Qualifying floating charge holder
SIP	Statement of Insolvency Practice



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1. Overview of the liquidation

Introduction

Following my appointment as Liquidator of the Company on 3 November 2017 I set out herein my final account of the liquidation and confirm that the affairs of the Company are now fully wound up. This report provides an overview of the liquidation and details work done and expenses incurred during the period since my last progress report to date.

Following my appointment I wrote to creditors on 6 November 2017 notifying creditors of my appointment and to set out a summary of the information I had regarding the Company's assets and liabilities and the likely anticipated outcome for creditors.

Details of work undertaken since my appointment have been set out in previous progress reports to creditors.

This report has been prepared from information available at the time of its preparation. Due to the global outbreak of Covid 19 and the UK's response to this, requiring working from home and necessarily a lack of access to physical files or other information, we should advise that we may not have all the information required to ensure this report is both complete and accurate. Where there are errors and/or omissions we will endeavour to correct these where possible in our next report to you.

Work undertaken by the Liquidator(s) during the Period

A schedule of work undertaken during the Period is attached at **Appendix C**.

During the period creditor approval has been obtained in respect of an increase in the Liquidators' fees.

Receipts and payments account

Attached at **Appendix B** is a receipts and payments account detailing both transactions for the Period and also cumulatively since my appointment as Liquidator,

together with the costs and expenses in dealing with this liquidation which are further discussed in section 3 below.

As shown on the account all assets have been realised.

There insufficient funds available to make a distribution to creditors. The final outcome for creditors is set out in section 2 below.

Investigations

Part of my duties include carrying out proportionate investigations into what assets the Company has, including any potential claims that could be brought by the Company or by me in my capacity as Liquidator against any party which could result in a benefit to the estate. I have reviewed the Company's books and records and accounting information, requested further information from the directors, and invited creditors to provide information on any concerns they have concerning the way in which the Company's business has been conducted.

Further details of the conduct of my investigations are set out in the schedule of work attached. I can confirm that no further investigations or actions are required.



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2. Final outcome for the creditors

The final outcome for creditors is set out below:

Outcome for secured creditors

There are no secured creditors in this matter.

Preferential Creditors

There are no preferential creditors in this matter.

Unsecured creditors

I have received claims totalling £525,206 from unsecured creditors.

There were insufficient realisations to pay a distribution to unsecured creditors.

The Prescribed Part

In accordance with the Insolvency Act 1986 the prescribed part is an element of net realisations due to the floating charge holder which is made available for unsecured creditors (subject to the floating charge post-dating 15 September 2003).

As there were no floating charges, the prescribed part did not apply in this instance.



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3. Liquidator's remuneration, disbursements and expenses

Liquidator's remuneration

As advised in previous correspondence the creditors determined that the Liquidators' remuneration should be calculated on a fixed fee basis. Initially the Liquidators' fixed fee was approved at £10,000 plus VAT. Further approval was obtained from creditors on 15 December 2019 to increase the fixed fee by the amount of £645, which reflected the balance held in the case bank account, ahead of closure. In accordance with the approval obtained, fees of £10,594 plus VAT have been drawn from the funds available.

Liquidator's disbursements

The Liquidator's disbursements are a recharge of actual costs incurred by the Liquidator in dealing with this matter. Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly attributable to the insolvency estate, are paid by FRP Advisory Trading Limited at the HMRC approved mileage rate prevailing at the time the mileage was incurred, as approved by the creditors.

No disbursements were incurred during the period.

Expenses of the liquidation

An estimate of the Liquidator's expenses was set out in the information previously circulated to creditors prior to determining the basis on which the Liquidator's fees could be drawn, further information on these expenses has been provided with each progress report sent to creditors. The expenses incurred in the Period together with the cumulative total for the liquidation are detailed in **Appendix D**.

I can confirm that expenses incurred were in line with the estimates previously provided.

Creditors' Rights

Creditors have a right to request further information from the Liquidator and also have a right to challenge the Liquidator's remuneration and other expenses, which are first disclosed in this report, under the Insolvency Rules. (For ease of reference these are the expenses incurred in the Period as set out in **Appendix D** only). They also have the right to object to the Liquidator's release. Further details, including relevant time limits, are provided in the notice accompanying this final report which is available for viewing and downloading here: <http://creditors.frpadvisory.com>.



Appendix A

Statutory information about the Company and the liquidation

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CAPITAL CONSTRUCTION & GROUNDWORKS LIMITED (IN LIQUIDATION)

COMPANY INFORMATION:

Other trading names: D.L. Dews Construction Limited

Date of incorporation: 27 August 2002

Company number: 04518928

Registered office: Minerva
29 East Parade
Leeds
Yorkshire
LS1 5PS

Previous registered office: Copia House
Great Cliffe Court
Great Cliffe Road
Barnsley
South Yorkshire
S75 3SP

Business address: Unit 1 Common Lane
Burn
Selby
YO8 8LB

Capital Construction & Groundworks Limited (In Liquidation)
The Liquidator's Final Account

LIQUIDATION DETAILS:

Liquidator(s): Paul Andrew Whitwam & Gary Edgar Blackburn

Address of Liquidator(s): FRP Advisory Trading Limited
Minerva
29 East Parade
Leeds
Yorkshire
LS1 5PS

Date of appointment of Liquidator(s): 3 November 2017

Registered office: Minerva
29 East Parade
Leeds
Yorkshire
LS1 5PS

Court in which Liquidation proceedings were brought: N/a

Court reference number: N/a

Appendix B

Liquidators receipts and payments account for the period and cumulatively

**Capital Construction & Groundworks Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs	From 03/11/2019 To 03/06/2020	From 03/11/2017 To 03/06/2020
£	£	£
Uncertain		
ASSET REALISATIONS		
Retentions	NIL	2,858.74
Cash at Bank	NIL	2,758.24
1,216.00 Directors Loan Account	NIL	1,216.00
Bank Interest Gross	NIL	0.94
Cash Held by FRP Advisory LLP	NIL	9,000.00
	NIL	15,833.92
COST OF REALISATIONS		
Specific Bond	NIL	20.00
Preparation of Statement of Affairs	NIL	5,000.00
Joint Liquidators' Remuneration	594.39	10,594.39
Joint Liquidators' Expenses	49.93	49.93
Statutory Advertising	NIL	169.20
Bank Charges - Floating	0.40	0.40
	(644.72)	(15,833.92)
UNSECURED CREDITORS		
(705,764.00) Trade & Expense Creditors	NIL	NIL
(97,615.00) H.M. Revenue & Customs	NIL	NIL
	NIL	NIL
DISTRIBUTIONS		
(100.00) Ordinary Shareholders	NIL	NIL
	NIL	NIL
(802,263.00)	(644.72)	(0.00)
REPRESENTED BY		
	NIL	NIL



Appendix C

Schedule of work

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The table below sets out a detailed summary of the work undertaken by the office holders during the reporting period together with an outline of work still to complete.

Where work undertaken results in the realisation of funds (from the sale of assets; enhanced recoveries and potentially a reduction in creditor claims if the business has continued to trade and/or is sold following appointment; recoveries from successful actions taken against third parties), there may be a financial benefit to creditors should there be sufficient funds available to make a distribution to one or more class of creditor. In this case work undertaken will include the scrutiny and agreement of creditor claims.

A proportion of the work undertaken by an Insolvency Practitioner is required by statute, including ensuring the appointment is valid, notifications of the appointment to third parties, regular reporting on the progress, notifying statutory bodies where required in relation to the conduct of the directors, complying with relevant legislation and regulatory matters. This may not have a direct financial benefit to creditors but is substantially there to protect creditors and other stakeholders and ensuring they are kept informed of developments.

Note	Category	
1	ADMINISTRATION AND PLANNING Work undertaken during the reporting period	ADMINISTRATION AND PLANNING Future work to be undertaken
	General Matters Regularly reviewing the conduct of the case and the case strategy and updating as required by the insolvency practitioners regulatory professional body to ensure all statutory matters are attended to and to ensure case progression. Request made to HMRC for clearance ahead of case closure. Prepare draft final report and attachments.	Following the statutory 8 week period prepare final report and issue and file as necessary.

**FRP**

Appendix C

Schedule of work

	Case Management Requirements	
	Management of ongoing case strategy. Managing the insolvent estate bank account for the duration of the case.	
2	ASSET REALISATION Work undertaken during the reporting period	ASSET REALISATION Future work to be undertaken
	Retentions According to the records of the Company retentions were due totalling £33,600 at the outset of the Liquidation. However, due to the contractual nature of the Company's business the estimated to realise figure of the retentions was uncertain. Following the application of costs incurred by the debtors for the rectification of defects the total amount of £2,859 was paid. Cash at Bank As at the date of Liquidation the Company had a credit balance of £2,758 in the account held with the HSBC Bank Plc. All monies were paid into the Liquidation. Directors Loan Account (DLA) As detailed in the records of the Company the director had a loan account totalling £1,216. All monies have been repaid.	All Assets have been realised.
3	CREDITORS Work undertaken during the reporting period	CREDITORS Future work to be undertaken
	Liaising with creditor queries as required.	None, as no dividend will be paid to creditors due to lack of available funds.

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Appendix C

Schedule of work

4	INVESTIGATIONS Work undertaken during the reporting period	INVESTIGATIONS Future work to be undertaken
	Review of Company books and records. Review of information provided by creditors. Submission of Director's Conduct Report to DBEIS.	No further work required.
5	STATUTORY COMPLIANCE AND REPORTING Work undertaken during the reporting period	STATUTORY COMPLIANCE AND REPORTING Future work to be undertaken
	Placing legal advertisements as required by statute. Notifying Creditors, Shareholders and Registrar of Companies of the Liquidators appointment. Dealing with post appointment VAT and Corporation Tax returns	To deal with the statutory requirements in order to bring the case to a close and for the office holders to obtain their release from office.

Appendix D

Statement of expenses incurred in the Period



FRP

Capital Construction and Groundworks Limited - In Liquidation Statement of expenses for the period ended 3 June 2020		
Expenses	Period to 3 June 2020 £	Cumulative period to 3 June 2020 £
Office Holders' remuneration (Time costs)	-	-
Office Holders' remuneration (Fixed Fee)	645	10,645
Office Holders' remuneration (Percentage)	-	-
Office Holders' disbursements	-	50
Statutory Advertising	-	-
Bank Charges	0	0
Total	645	10,695