

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

FRIDAY



A24 \*A73RMNTU\* #189  
13/04/2018  
COMPANIES HOUSE

### 1 Company details

Company number 0 4 9 1 4 6 1 4  
Company name in full Haig Colliery Mining Museum

→ Filling in this form  
Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Andrew  
Surname Little

### 3 Liquidator's address

Building name/number Rowlands House  
Street Portobello Road  
Post town Birtley  
County/Region Chester le Street  
Postcode D H 3 2 R Y  
Country

### 4 Liquidator's name ①

Full forename(s) Kerry  
Surname Pearson

① Other liquidator  
Use this section to tell us about  
another liquidator.

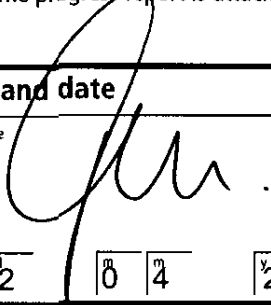
### 5 Liquidator's address ②

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Country

② Other liquidator  
Use this section to tell us about  
another liquidator.

# LIQ03

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<b>6</b>	<b>Period of progress report</b>											
From date	<sup>d</sup> 1	<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> 1	<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				
<b>7</b>	<b>Progress report</b>											
<input checked="" type="checkbox"/> The progress report is attached												
<b>8</b>	<b>Sign and date</b>											
Liquidator's signature	Signature 								X			
Signature date	<sup>d</sup> 1	<sup>d</sup> 2	<sup>m</sup> 0	<sup>m</sup> 4	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8				

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

**Haig Colliery Mining Museum  
- In Liquidation**

**Period to 14 February 2018**

# **HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION**

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- 2** Progress of the Liquidation
- 3** Creditors
- 4** Joint Liquidators' Remuneration
- 5** Creditors' Rights
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## **APPENDICES**

- A** Receipts and Payments Account for the Period from 15 February 2017 to 14 February 2018 including Cumulative Receipts and Payments Account for the Period since the Joint Liquidators' Appointment
- B** Time Analysis for the Period from the 15 February 2017 to 14 February 2018 and Cumulative Time Analysis for the Period since the Joint Liquidators' Appointment
- C** Additional information in relation to Joint Liquidators' Fees, Expenses & Disbursements

## **HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION**

### **1 Introduction and Statutory Information**

- 1.1 Andrew Little and Kerry Pearson, of Baldwins Restructuring and Insolvency Limited, Wynyard Park House, Wynyard Avenue, Wynyard TS22 5TB were appointed Joint Liquidators of Haig Colliery Mining Museum (the **Company**) on 15 February 2016. Baldwins Restructuring and Insolvency Limited now trades from Rowlands House, Portobello Road, Birtley, Chester le Street DH3 2RY. This progress report covers the period from 15 February 2017 to 14 February 2018 (the **Period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1.2 The principal trading address of the Company was Solway Road, Kells, Whitehaven, Cumbria CA28 9BG.
- 1.3 The registered office of the Company has been changed to Rowlands House, Portobello Road, Birtley, Chester le Street, DH3 2RY and its registered number is 04914614.

### **2 Progress of the Liquidation**

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidators and their staff.
- 2.2 At Appendix A is a Receipts and Payments Account for the Period with a cumulative Receipts and Payments Account for the period from the date of my appointment to the end of the Period.

#### ***Administration (including statutory compliance & reporting)***

- 2.3 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work we anticipated would need to be done in this area was outlined to creditors in our initial fees estimate/information.
- 2.4 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidators.
- 2.5 As noted in the initial fees estimate/information, this work will not necessarily bring any financial benefit to creditors, but is required on every case by statute.

#### **Realisation of Assets**

##### **Freehold Land and Property**

- 2.6 West Cumbrian Mining Limited ("WCM") signed a 24 month lease for occupation of the Visitor Centre from 24 March 2016 to 23 March 2018. WCM have made an offer which is currently being considered.

##### **Plant & Machinery**

- 2.7 The steam engine winders are part of the structure of the protected building and have remained on site in the hope that they could be sold with the building. The assets will be included in any sale to WCM.
- 2.8 It is considered that the work the Liquidators and their staff have undertaken to date will bring a financial benefit to creditors. This may be a distribution to secured creditors of the Company only (from which a Prescribed Part fund may be derived for the benefit of unsecured creditors)

## HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION

or may, depending on realisations and the extent of any 3<sup>rd</sup> party security, result in a distribution to the preferential and unsecured creditors of the Company.

### ***Creditors (claims and distributions)***

- 2.9 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. The Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.10 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.11 The above work will not necessarily bring any financial benefit to creditors generally, however the Liquidators are required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidators in dealing with those claims.
- 2.12 We consider the following matters worth noting in our report to creditors at this stage:
- There are approximately 26 unsecured creditor claims in this case with a value per the director(s) statement of affairs of £255,904.
  - Dealing with the claims of 8 employees
  - We anticipate claims from preferential creditors totalling £3,768 per the statement of affairs.

### ***Investigations***

- 2.13 You may recall from our first progress report to creditors that some of the work the Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidators can pursue for the benefit of creditors.
- 2.14 Our report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.
- 2.15 Since our last progress report we would advise that no further asset realisations have come to light that may be pursued for the benefit of creditors, other than the offer to purchase the museum site.

### ***Matters still to be dealt with***

- 2.16 As noted in 2.6 above an offer is being considered.

## **3 Creditors**

### ***Secured Creditors***

- 3.1 An examination of the Company's mortgage register held by the Register of Companies, shows that the Company has no current charges over its assets.

## HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION

### ***Preferential Creditors***

- 3.2 Preferential claims were estimated on the statement of affairs at £3,768. To date we have received a preferential from the Redundancy Payments Office totalling £2,429. Preferential claims will not be agreed until sufficient funds are available to make a distribution.

### ***Unsecured Creditors***

- 3.3 Unsecured claims were estimated at £255,904 on the statement of affairs. We have received claims totalling £504,460 from 30 creditors. In addition to this we have received a further claim for £1.6m in connection with a lottery fund grant where the liquidation has triggered repayment. We have yet to receive claims from 5 creditors whose debts total £197 as per the Company's statement of affairs.
- 3.4 The Company granted a no floating charges. Accordingly, there is no requirement to create a fund out of the Company's net floating charge property for unsecured creditors (known as the **Prescribed Part**), which applies to charges created after 15 September 2003.
- 3.5 We would confirm that it is anticipated there will be insufficient funds realised after defraying the expenses of the liquidation to pay a dividend to unsecured creditors.

## **4 Joint Liquidators' Remuneration**

- 4.1 The Creditors' approved that the basis of the Liquidators' remuneration be fixed by reference to the time properly spent by them and their staff in managing the Liquidation up to a maximum of £34,673.25. Our fees estimate/information was originally provided to creditors when the basis of our remuneration was approved and was based on information available at that time.
- 4.2 Our time costs for the Period are £10,213.75. This represents 61.05 hours at an average rate of £167.30 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent in managing the liquidation. To date, £5,000 has been drawn on account plus disbursements of £262.30.
- 4.3 Also attached as Appendix B is a cumulative Time Analysis for the period from 15 February 2016 to 14 February 2018 which provides details of our time costs since appointment. The cumulative time costs incurred to date are £30,359.25. This represents 171.75 hours at an average rate of £176.76 per hour.
- 4.4 At the date of this report, we would confirm that our fees estimate for the liquidation remains unchanged. This is because we consider our estimate to be sufficient or because we intend restricting the Liquidators' time costs to be drawn from the estate to the level of our estimate and as a result, any time incurred in excess of this will not be borne by creditors.
- 4.5 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <http://www.baldwinsaccountants.co.uk/what-we-offer/by-service/download>. Please view guides for cases opened after October 2015.
- 4.6 Attached as Appendix C is additional information in relation to the Liquidators' fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

## **5 Creditors' Rights**

- 5.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that

## HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION

the Liquidators provide further information about their remuneration or expenses which have been itemised in this progress report.

- 5.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) 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.

### 6 Next Report

- 6.1 We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless we have concluded matters prior to this, in which case we will write to all creditors with our final account.
- 6.2 If you have any queries in relation to the contents of this report, please contact Josephine Humphreys on 0191 411 2468 or by email to [Josephine.humphreys@baldwinandco.co.uk](mailto:Josephine.humphreys@baldwinandco.co.uk).
- 6.3 Finally, to comply with the Provision of Services Regulations, some general information about Baldwins Restructuring & Insolvency, including about our complaints policy, Professional Indemnity Insurance and the Insolvency Code of Ethics, can be found at <https://www.baldwinsaccountants.co.uk/wp-content/uploads/2018/01/Provision-of-Services-Regulations.pdf>.

Yours faithfully



**Andrew Little and Kerry Pearson**  
Joint Liquidators



**Haig Colliery Mining Museum  
(In Liquidation)  
Joint Liquidators' Summary of Receipts & Payments**

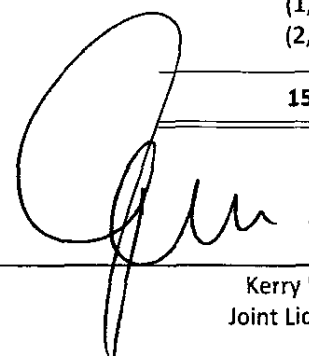
Statement of Affairs £		From 15/02/2017 To 14/02/2018 £	From 15/02/2016 To 14/02/2018 £
	<b>ASSET REALISATIONS</b>		
1.00	Freehold Land and Property	NIL	NIL
10,205.00	Plant and Machinery	NIL	NIL
	Insurance Refund	NIL	703.57
615.00	VAT Refund	NIL	NIL
	Rent	20,015.00	40,030.00
	Bank Interest Gross	1.16	11.67
	Sundry Floating Assets / Realisations	NIL	200.00
		<u>20,016.16</u>	<u>40,945.24</u>
	<b>COST OF REALISATIONS</b>		
	Specific Bond	40.00	40.00
	Preparation of Statement of Affairs	NIL	10,000.00
	Liquidators Remuneration	5,000.00	5,000.00
	Disbursements - Mileage	NIL	15.30
	Legal Fees	NIL	7,000.00
	Statutory Advertising	NIL	207.00
	Other Property Expenses	NIL	876.75
	Insurance	736.91	2,775.62
		<u>(5,776.91)</u>	<u>(25,914.67)</u>
	<b>PREFERENTIAL CREDITORS</b>		
(3,767.84)	Wages	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>UNSECURED CREDITORS</b>		
(253,699.17)	Employees	NIL	NIL
(2,205.00)	HM Revenue and Customs	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<u>(248,851.01)</u>		<u><b>14,239.25</b></u>	<u><b>15,030.57</b></u>

## REPRESENTED BY

Nat West Estate Account  
VAT Inputs (Outputs)  
Vat Control Account

18,033.57  
(1,000.75)  
(2,002.25)

**15,030.57**



Kerry Pearson  
Joint Liquidator

Report Date: 15/02/2017 to 14/02/2018

	Hours Spent						Total Costs
	Director	Senior Manager	Manager	Administrator	Support	Total Hours	
Administration and planning Total	4.00	2.70	-	28.50	2.75	37.95	-
Creditors Total	0.30	-	-	2.80	-	3.10	-
Investigations Total	-	-	-	-	-	-	-
Realisation of Assets Total	17.30	-	-	2.70	-	20.00	-
Grand Total	21.60	2.70	-	34.00	2.75	61.05	
Total Charge	6,105.00	690.00		3,161.00	257.75		10,213.75

Report Date: 15/02/2016 to 14/02/2018

	Hours Spent						Total Costs
	Director	Senior Manager	Manager	Administrator	Support	Total Hours	
Administration and planning Total	9.00	14.50	-	43.25	3.75	70.50	4,859.25
Creditors Total	2.30	7.80	-	11.65	-	21.75	2,743.75
Investigations Total	0.70	4.10	-	3.50	-	8.30	1,264.50
Realisation of Assets Total	34.10	34.40	-	2.70	-	71.20	11,278.00
Grand Total	46.10	60.80	-	61.10	3.75	171.75	
Total Charge	12,475.00	12,400.00	-	5,195.50	288.75		30,359.25

## HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION

### Appendix C

#### Additional Information in Relation to the Joint Liquidators' Fees, Expenses & Disbursements

##### 7 Staff Allocation and the Use of Sub-Contractors

- 7.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 7.2 The constitution of the case team will usually consist of a Director, 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.
- 7.3 We are not proposing to utilise the services of any sub-contractors in this case.

##### 8 Professional Advisors

- 8.1 On this assignment we have used the professional advisors 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
Bond Dickinson (legal advice)	Hourly rate and disbursements

- 8.2 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.

##### 9 Joint Liquidators' Expenses & Disbursements

- 9.1 The estimate of expenses (including disbursements) which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees were approved, a copy of which is set out below:

Expense	Estimated cost
Solicitors' costs for drafting lease	7,000
Insurance of assets	4,000
Statutory advertising	207
Specific penalty bond	40
Disbursements - mileage	15
Other property expenses	877
Solicitors costs in connection with any property sale (not yet incurred)	10,000
<b>Category 2 disbursements charged by the firm:</b>	
Business mileage	0

## HAIG COLLIERY MINING MUSEUM - IN LIQUIDATION

### ***Current position of Joint Liquidators' expenses***

- 9.2 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	2016/17 2016-17	2017/18 2017-18	2018/19 2018-19	2019/20 2019-20
Solicitors costs (Lease)	7,000	-	-	7,000
Insurance of assets	2,039	737	816	3,592
Statutory advertising	207	-	-	207
Specific penalty bond	-	40	-	40
Mileage	15	-	-	15
Other Property expenses	877	-	-	877
Solicitors costs (Property sale)	-	-	-	10,000
<b>Category 2 disbursements</b>	-	-	-	-

- 9.3 Category 1 disbursements do not require approval by creditors. 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. These disbursements are included in the tables of expenses above.
- 9.4 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidators' fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.

## **10 Charge-Out Rates**

- 10.1 Baldwins Restructuring and Insolvency Limited's current charge-out rates effective from February 2018 can be found at <https://www.baldwinsaccountants.co.uk/wp-content/uploads/2018/01/Practice-policy-on-fees-in-insolvency-proceedings.pdf>. Please note this firm records its time in minimum units of 6 minutes.

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 **Josephine Humphreys**

Company name **Baldwins Restructuring and Insolvency Limited**

Address **Rowlands House**

**Portobello Road**

Post town **Birtley**

County/Region **Chester le Street**

Postcode **D H 3 2 R Y**

Country

DX

Telephone **0191 411 2468**

**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**

**Do not send 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)**