

# WU07

## Notice of progress report in a winding-up by the court



Companies House

TUESDAY



A30 18/07/2017 #5  
COMPANIES HOUSE

### 1 Company details

Company number 0 4 9 5 8 5 4 8  
Company name in full BRUNDALL CHIP SHOP LIMITED

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

### 2 Liquidator's name

Full forename(s) MARTIN C  
Surname ARMSTRONG

### 3 Liquidator's address

Building name/number ALLEN HOUSE  
Street 1 WESTMEAD ROAD  
Post town SUTTON  
County/Region SURREY  
Postcode S M 1 4 L A  
Country

### 4 Liquidator's name ①

Full forename(s)  
Surname

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

### 5 Liquidator's address ②

Building name/number  
Street  
Post town  
County/Region  
Postcode  
Country

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

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<b>6</b>	<b>Period of progress report</b>																
From date	d	2	d	1	m	0	m	6	y	2	y	0	y	1	y	6	
To date	d	2	d	0	m	0	m	6	y	2	y	0	y	1	y	7	
<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 <i>[Handwritten Signature]</i> X																
Signature date	d	1	d	7	m	0	m	7	y	2	y	0	y	1	y	7	

**Brundall Chip Shop Limited – In Creditors' Voluntary Liquidation  
County Court at Norwich No 115 of 2016**

**LIQUIDATOR'S PROGRESS REPORT TO CREDITORS AND MEMBERS**

**For the year ending 20<sup>th</sup> June 2017**

**EXECUTIVE SUMMARY**

The Company was incorporated on 10<sup>th</sup> November 2003. The directors of the Company are Roy Heathcote and Shirley Steward whom were both appointed on the date of incorporation. Mr Heathcote and Ms Steward are the shareholders of the Company, each holding 50 ordinary £1 shares.

The Company's business was that of a fish and chip shop. Mr Heathcote had undertaken the day to day running of the Company but suffered a stroke in 2011 which rendered him unable to work. Following the stroke, Ms Steward took over the day to day running of the Company and employed staff to assist, however, the Company began accruing HMRC liabilities which it was unable to discharge as overheads had increased (because of the need to employ staff to complete the work which Mr Heathcote had originally completed himself prior to his stroke). In addition, the Company's income had decreased following increased competition in the area meaning that the Company did not make enough profit to allow for it to discharge its HMRC liabilities.

As a result of the Company's arrears accrued in respect of its HMRC liabilities, HMRC presented a petition in the High Court of Justice on the 17<sup>th</sup> February 2015 for the Company to be wound up. A winding up order was subsequently made against the Company on 20<sup>th</sup> April 2015. The case was subsequently transferred to Norwich County Court.

I was appointed as liquidator of the Company by the Secretary of State with effect from 21<sup>st</sup> June 2016 for the purpose of recovering monies believed to be owed to the Company in respect of an outstanding director's loan account. The work carried out to date relates to reconciling the loan account up to the date of liquidation and investigating any other monies that may be recoverable for the benefit of creditors. Further details in this regard can be found later in this report.

The prospect of a dividend to unsecured creditors is materially dependent on the successful realisation of the above.

**STATUTORY INFORMATION**

Company name:	Brundall Chip Shop Limited
Company number:	04958548
Trading address:	5A The Street, Brundall NR13 5JW
Registered office:	Allen House, 1 Westmead Road, Sutton, Surrey SM1 4LA
Former registered office:	1 Station Road, Brundall, Norwich NR13 5LA
Principal trading activity:	Fish and Chip Shop

Liquidator's name: Martin C Armstrong

Liquidator's address: Allen House, 1 Westmead Road, Sutton, Surrey SM1 4LA

Date of appointment: 21<sup>st</sup> June 2016

Court name and reference: County Court at Norwich No 115 of 2016

Former Liquidator's name: Official Receiver

Former Liquidator's address: The Official Receiver, Cambridge & Ipswich, PO Box 16653, Birmingham B2 2NG

Former Liquidator's date of appointment: 20<sup>th</sup> April 2015

#### **LIQUIDATOR'S ACTIONS SINCE LAST REPORT**

The work carried out since my appointment primarily relates to asset related work and my investigations into the outstanding loan account. This work is explained in more detail later in the report.

In addition, there is certain work that I am required by the insolvency legislation to undertake in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator is contained in Appendix 1.

#### **RECEIPTS AND PAYMENTS**

My Receipts & Payments Account for the period from 21<sup>st</sup> June 2016 to 20<sup>th</sup> June 2017 is attached at Appendix 2.

The balance of funds are held in an interest bearing estate bank account.

#### **ASSETS**

##### Cash at bank

Following my appointment I instructed the Company's bankers to close the business bank account and remit the closing balance to me. The sum of £9,781.47 has been received in this regard.

##### Director's Loan Account

There is a balance owing to the Company by its director, Roy Heathcote. As per the Company's last filed accounts for year ending 30/11/2011, Mr Heathcote's outstanding DLA totalled £24,602. Upon a review of the Company's bank statements for the period 01/12/2011 to the date of liquidation, there is no evidence to suggest that the loan account balance has changed.

I have issued repeated correspondence to both Mr Heathcote and his partner (the other director, Ms Steward) regarding the outstanding loan account, however, I have been unable to elicit a response. In this regard, I have written to HMRC in order to ascertain whether they hold any further contact addresses or information relating to Mr Heathcote.

#### Gross Bank Interest

Estate funds are held in an interest bearing estate bank account. Gross interest of £9.29 has been received into the account in the reporting period.

### **LIABILITIES**

#### Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

#### Preferential Creditors

The Company has no known preferential creditors and no claims have been received.

#### Crown Creditors

The Official Receiver's report included £62,278.82 to HMRC. HMRC's final claim of £62,278.82 has been received.

#### Non-preferential unsecured Creditors

The Official Receiver's report included two non-preferential unsecured creditors with an estimated total liability of £29,171. This included £28,671 being owed to Mr Heathcote, although it is unclear how this liability is alleged to have accrued. As previously stated, it is believed that the director is a debtor of the Company. To date, I have received one claim for £1,386.18.

### **DIVIDEND PROSPECTS**

#### Non-preferential Unsecured Creditors

The prospect of a dividend to non-preferential unsecured creditors is materially dependent on the repayment of the DLA. Accordingly, dividend prospects are highly speculative at this stage.

### **INVESTIGATION INTO THE AFFAIRS OF THE COMPANY**

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. Specifically, I recovered, listed and reviewed the Company's accounting records; obtained and reviewed copy bank statements for the period from the date of the last accounts to the date of liquidation from the Company's bankers; and compared the information in the Company's last set of accounts with that contained in the Official Receiver's report and made enquiries about the reasons for the changes.

There were no matters that justified further investigation in the circumstances of this appointment (aside from the reconciliation and recovery of the DLA).

### **LIQUIDATOR'S REMUNERATION**

My remuneration was approved on a fixed fee of £10,000 for my work in respect of administration and creditors (claims).

I have not drawn any remuneration in respect of work done for which my fees were approved as a fixed fee.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at



<http://www.creditorinsolvencyguide.co.uk/>. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows Turpin Barker Armstrong's fee policy are available at the link <http://www.turpinbainsolvency.co.uk/other-services-information/links>. Please note that there are different versions of the Guidance Notes and in this case you should refer to the October 2015 version.

## LIQUIDATOR'S EXPENSES

I have incurred expenses to 20<sup>th</sup> June 2017 of £193.00, a breakdown of which is as follows:

Type of expense	Amount incurred/ accrued in the reporting period	Amount paid in the reporting period
Bordereau	£40.00	£40.00
Advertising	£144.00	£144.00
HM Land Registry	£9.00	£9.00

No agents or professional advisors have been used in the reporting period.

## FURTHER INFORMATION

An unsecured creditor may, with the permission of the Court, or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question), request further details of the Liquidator's remuneration and expenses within 21 days of their receipt of this report. Any secured creditor may request the same details in the same time limit.

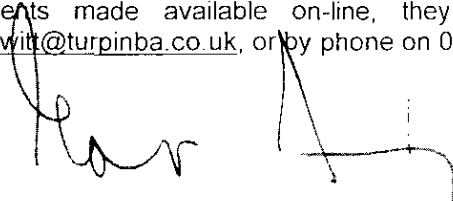
An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

To comply with the Provision of Services Regulations, some general information about Turpin Barker Armstrong can be found at <http://www.turpinbainsolvency.co.uk/other-services-information/links>.

## SUMMARY

The Liquidation will remain open until the DLA been fully resolved at which point the Liquidation will be finalised and my files will be closed.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Philippa Drewitt by email at [philippa.drewitt@turpinba.co.uk](mailto:philippa.drewitt@turpinba.co.uk), or by phone on 020 8661 7878.



**Martin C Armstrong FCCA FABRP FIPA MBA FNARA**  
Liquidator

## Appendix 1

### 1. Administration

- Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Setting up physical case files.
- Setting up the case on the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and others required on appointment as office holder, including gazetting the office holder's appointment.
- Obtaining a specific penalty bond.
- Dealing with all routine correspondence and emails relating to the case.
- Opening, maintaining and managing the office holder's estate bank account.
- Creating, maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing annual progress reports to creditors and members.
- Filing returns at Companies House.
- Preparing and filing VAT returns.

### 2. Creditors

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.

### 3. Investigations

- Submit an online return on the conduct of the directors as required by the Company Directors Disqualification Act.

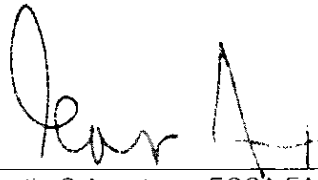
**Brundall Chip Shop Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**  
**To 20/06/2017**

S of A £		£	£
	<b>ASSET REALISATIONS</b>		
Uncertain	Director's Loan Account	NIL	
9,781.00	Cash at Bank	9,781.47	
	Gross Bank Interest	9.29	
			9,790.76
	<b>COST OF REALISATIONS</b>		
	ISA Cheque Fees	2.20	
	SoS Administration Fees	3,438.34	
			(3,440.54)
	<b>COST OF ADMINISTRATION</b>		
	Specific Bond	40.00	
	Statutory Advertising	144.00	
	Other Property Expenses	9.00	
	Corporation Tax	1.86	
	OR Handover Balance	1,150.00	
	Petition Costs	2,170.00	
	DTI Bank Charges	88.00	
			(3,602.86)
	<b>UNSECURED CREDITORS</b>		
(500.00)	Trade & Expense Creditors	NIL	
(28,671.00)	Directors	NIL	
(63,326.00)	HM Revenue & Customs	NIL	
			NIL
	<b>DISTRIBUTIONS</b>		
(100.00)	Ordinary Shareholders	NIL	
			NIL
(82,816.00)			2,747.36
	<b>REPRESENTED BY</b>		
	Input VAT		38.60
	Insolvency Services		2,708.76
			2,747.36

Note:

It should be noted that all figures stated in the Receipts and Payments Account are detailed net of VAT.

The estate bank account is interest bearing

  
 Martin C Armstrong FCCA FABRP FIPA  
 Liquidator