

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

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07/07/2017

#45

COMPANIES HOUSE

<b>1</b>	<b>Company details</b>	
Company number	0 5 0 5 9 9 7 8	<b>→ Filling in this form</b> Please complete in typescript or in bold black capitals.
Company name in full	Aquila Group (UK) Ltd	
<b>2</b>	<b>Liquidator's name</b>	
Full forename(s)	Christopher John	
Surname	Stirland	
<b>3</b>	<b>Liquidator's address</b>	
Building name/number	Ashcroft House	
Street	Ervington Court	
Post town	Meridian Business Park	
County/Region	Leicester	
Postcode	L E 1 9 1 W L	
Country		
<b>4</b>	<b>Liquidator's name ①</b>	
Full forename(s)	Nathan	<b>① Other liquidator</b> Use this section to tell us about another liquidator.
Surname	Jones	
<b>5</b>	<b>Liquidator's address ②</b>	
Building name/number	Ashcroft House	<b>② Other liquidator</b> Use this section to tell us about another liquidator.
Street	Ervington Court	
Post town	Meridian Business Park	
County/Region	Leicester	
Postcode	L E 1 9 1 W L	
Country		



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**6** Period of progress report

From date	<sup>d</sup> 0	<sup>d</sup> 1	<sup>m</sup> 0	<sup>m</sup> 6	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 6
To date	<sup>d</sup> 3	<sup>d</sup> 1	<sup>m</sup> 0	<sup>m</sup> 5	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7

**7** Progress report

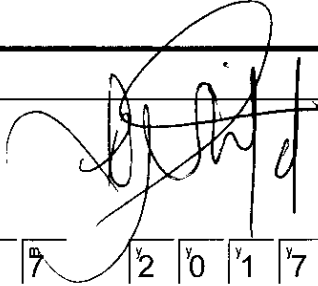
☐ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup> 0	<sup>d</sup> 6	<sup>m</sup> 0	<sup>m</sup> 7	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7
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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	Pooja Ghelani
Company name	FRP Advisory LLP
Address	Ashcroft House Ervington Court
Post town	Meridian Business Park
County/Region	Leicester
Postcode	L E 1 9 1 W L
Country	
DX	
Telephone	0116 303 3337

**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)



**Aquila Group (UK) Ltd  
(In Liquidation)  
Joint Liquidators' Summary of Receipts & Payments**

<b>Statement of Affairs £</b>		<b>From 01/06/2016 To 31/05/2017 £</b>	<b>From 01/06/2015 To 31/05/2017 £</b>
<b>ASSET REALISATIONS</b>			
Uncertain	Corporation Tax Refund	NIL	NIL
NIL	Investment in ATCL Realisations 2014	NIL	NIL
NIL	Investment in Aquila Construction Equ	NIL	NIL
NIL	Investment in JE Fleet Management	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<b>UNSECURED CREDITORS</b>			
(720,783.00)	Aquila Truck Centres (Italia) Ltd	NIL	NIL
(10,000.00)	Aquila Construction Equipment Ltd	NIL	NIL
(510,973.00)	JE Fleet Management Ltd	NIL	NIL
(249,570.00)	The Royal Bank of Scotland	NIL	NIL
(99.00)	ATCL Realisations 2014 Ltd	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<b>DISTRIBUTIONS</b>			
(1,100.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<b>(1,492,525.00)</b>		<b><u>NIL</u></b>	<b><u>NIL</u></b>
<b>REPRESENTED BY</b>			
			<b><u>NIL</u></b>

Note:



## **Aquila Group (UK) Ltd (In Liquidation) ("THE COMPANY")**

The Liquidators' Progress Report for the period 1 June 2016 – 31 May 2017 pursuant to section 104A of the Insolvency Act 1986 and the Insolvency (England and Wales) Rules 2016

6 July 2017



# Contents and abbreviations

Section	Content
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1.	Progress of the liquidation
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2.	Estimated outcome for the creditors
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3.	Liquidators' remuneration, disbursements and expenses
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Appendix	Content
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A.	Statutory information about the Company and the liquidation
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B.	Liquidators' Receipts & Payments Account for the Period and cumulatively
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C.	A schedule of work
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D	Details of the Liquidators' time costs and disbursements for both the Period and cumulatively
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E.	Statement of expenses incurred in the Period
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**The following abbreviations may be used in this report:**

<b>FRP</b>	FRP Advisory LLP
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<b>The Company</b>	Aquila Group (UK) Ltd (In Liquidation)
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<b>The Liquidators</b>	Christopher John Stirland and Nathan Jones of FRP Advisory LLP
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<b>The Period</b>	The reporting period 31 May 2016 – 1 June 2017
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<b>CVL</b>	Creditors' Voluntary Liquidation
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<b>SIP</b>	Statement of Insolvency Practice
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<b>QFCH</b>	Qualifying floating charge holder
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<b>HMRC</b>	HM Revenue & Customs
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# 1. Progress of the liquidation

## Work undertaken during the Period and work yet to be completed

I attach at **Appendix C** a schedule of work undertaken during the Period together with a summary of work still to be completed.

All outstanding matters have been finalised and the case will proceed to closure.

## 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.

## 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 all outstanding matter have been finalised and no further investigations or actions are required.



## 2. Estimated outcome for the creditors

The estimated outcome for creditors was included in correspondence previously circulated by me.

### **Outcome for secured creditors**

There is no secured creditor in this matter.

### **Preferential Creditors**

There are no preferential creditors in this matter.

### **Unsecured creditors**

I have received claims totalling £59,042.03 from unsecured creditors who have proved their debts in these proceedings.

Pursuant to the Insolvency Rules no dividend will be declared to creditors as no funds have been realised

### **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 is no floating charge the prescribed part does not apply in this instance.



### 3. Liquidators' remuneration, disbursements and expenses

#### Liquidators' remuneration

As advised in previous correspondence the creditors passed a resolution that the Liquidator's remuneration should be calculated on a time cost fee basis. To date no fees have been drawn. A breakdown of my firm's time costs incurred during both the Period and to date is attached at **Appendix D**.

#### Liquidators' 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 at the HMRC approved mileage rate prevailing at the time the mileage was incurred. Details of disbursements incurred during the Period are set out in **Appendix D**.

#### Expenses of the liquidation

An estimate of the Liquidators' expenses was set out in the information previously circulated to creditors. I attach at **Appendix E** a statement of expenses that have been incurred during the Period.

Creditors have a right to request further information from the Liquidator and further have a right to challenge the Liquidator's remuneration and other expenses, which are first disclosed in this report, under the Insolvency (England and Wales) Rules. (For ease of reference these are the expenses incurred in the Period as set out in **Appendix E** only). Further details of these rights can be found in the Creditors' Guide to Fees which you can access using the following link <http://creditors.frpadvisory.com/feesguide.htm> and select the one for liquidation. Alternatively, a hard copy of the relevant guide will be sent to you on request. Please note there is a time limit for requesting information being 21 days following the receipt of this progress report. There is a time limit of 8 weeks following the receipt of this report for a Court application that the remuneration or expenses are excessive.



# Appendix A

## Statutory information about the Company and the liquidation



### AQUILA GROUP (UK) LTD (IN LIQUIDATION)

#### COMPANY INFORMATION:

Other trading names:	None
Date of incorporation:	2 March 2004
Company number:	05059978
Registered office:	c/o FRP Advisory LLP, Ashcroft House, Ervington Court, Meridian Business Park, Leicester, LE19 1WL
Previous registered office:	Chimney Road, Great Bridge, Tipton, DY4 7BY
Business address:	Chimney Road, Great Bridge, Tipton, DY4 7BY

#### LIQUIDATION DETAILS:

Liquidator(s):	Christopher John Stirland & Nathan Jones
Address of Liquidator(s):	FRP Advisory LLP Ashcroft House, Ervington Court, Meridian Business Park, Leicester, LE19 1WL
Date of appointment of Liquidator(s):	1 June 2015
Court in which liquidation proceedings were brought:	N/A
Court reference number:	N/A



**FRP**  
Advisory

**FRP**  
Advisory

**FRP**  
Advisory

**FRP**  
Advisory



## **Appendix C**

### **A Schedule of Work**





# Aquila Group (UK) Ltd (IN LIQUIDATION)

## Schedule of Work

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

Note	Category		
1	<b>ADMINISTRATION AND PLANNING</b> <b>Work undertaken during the reporting period</b>	<b>ADMINISTRATION AND PLANNING</b> <b>Future work to be undertaken</b>	
	<b>Regulatory Requirements</b>		
	Completion of money laundering risk assessment procedures and know your client checks in accordance with Money Laundering Regulations.	Continue to comply with necessary regulatory requirement.	
	Completion of take on procedures which include consideration of professional and ethical matters and other legislation such as the Bribery Act, Data Protection Act.		
	<b>Case Management Requirements</b>		
	Determine case strategy and to document this.	Determine ongoing strategy and bring the case to closure.	
	Set up an insolvent estate bank account.		
	Assisted the director where needed in producing the Company's statement of affairs.		
	Compiling a forecast of the work that has been or is anticipated will be undertaken throughout the duration of the case, circulating this to creditors together with any other relevant document.		



# Aquila Group (UK) Ltd (IN LIQUIDATION)

## Schedule of Work

	Correspondence with the former advisory to the Company requesting third party information to assist in general enquiries.		
2	<p><b>ASSET REALISATION</b></p> <p><b>Work undertaken during the reporting period</b></p> <p>The Company's financial accounts showed the Company had £500,100 of shares in Aquila Truck Centres (Italia) Limited ("Italia). These were sold to Garry Mullaney for £750.</p> <p>This transaction was reviewed to establish is a fair price has been paid for these shares and if a realisation to the estate was possible.</p> <p>The liquidator requested Italia's financial statements to ascertain its profitability. Following a review of the financial statements it was concluded that Italia was not profitable after the shares sale and therefore there was no prospect of a realisation in this matter.</p>	<p><b>ASSET REALISATION</b></p> <p><b>Future work to be undertaken</b></p> <p>There are no outstanding assets to realise.</p>	
3	<p><b>CREDITORS</b></p> <p><b>Work undertaken during the reporting period</b></p> <p>Updating creditor claims and details as and when received.</p> <p>Responding to any queries creditors may raise in a timely manner</p>	<p><b>CREDITORS</b></p> <p><b>Future work to be undertaken</b></p> <p>Continue to respond to all creditor queries as and when they arise in a timely manner prior.</p>	



# Aquila Group (UK) Ltd (IN LIQUIDATION)

## Schedule of Work

4	<b>INVESTIGATIONS</b> <b>Work undertaken during the reporting period</b>		<b>INVESTIGATIONS</b> <b>Future work to be undertaken</b>
	All directors of the Company both current and those holding office within 3 years of the insolvency have been sent a questionnaire to complete to assist in preparing the statutory return to the Department of Business Energy and Industrial Strategy ("DBEIS") in accordance with the Company Director's Disqualification Act.  Any further information provided by stakeholders has been considered.  Necessary information and report has been provided to the DBEIS.		There are no outstanding investigation matters. Should any information come to light during our appointment this will be reported to the DBEIS.
5	<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Work undertaken during the reporting period</b>		<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Future work to be undertaken</b>
	Calculate and protect the value of assets that are not subject to a charge by obtaining a bond to the correct level.		Continue to provide statutory reports to stakeholders at various intervals and manage any queries arising therefrom. Copies of the reports will be filed at the Registrar of Companies.
	Advertise notice of the office holders appointment as required by statute.		To place legal advertisement as required by statute.
	Established the existence of pension scheme and staging dates for auto-enrolment and take appropriate action.		Continue to deal with post appointment returns up to case closure.
	Obtained creditor approval for the basis on which the office holder's fees will be calculated.		To deal with statutory requirements in order to bring the case to a close and for the office holders to obtain their release from office; this includes preparing final reports for stakeholders, statutory



# Aquila Group (UK) Ltd (IN LIQUIDATION)

## Schedule of Work

		advertising and filing the relevant documentation with the Registrar of Companies.
	Statutory reports have been provided at regular intervals and managing any queries arising from them. Copies of these reports have been at Registrar of Companies.	
	Dealing with post appointment VAT and other tax returns.	



## Appendix D

### Details of the Liquidators' time costs and disbursements for both the Period and cumulatively

#### Aquila Group (UK) Ltd (In Liquidation)

Time charged for the period 01 June 2016 to 31 May 2017

	Appointment Takers / Partners	Managers / Directors	Other Professional	Junior Professional & Support	Total Hours	Total Cost Average Hry Rate £
+ Administration and Planning	1.90	0.10	5.20		13.00	2,803.00
+ Asset Realisation	0.20		0.10	5.80	0.30	119.00
+ Creditors	0.10		0.40		0.50	134.00
+ Investigation			0.40		0.40	100.00
+ Statutory Compliance	0.40		3.40		3.80	816.00
<b>Total Hours</b>	<b>2.60</b>	<b>0.10</b>	<b>9.50</b>	<b>5.80</b>	<b>18.00</b>	<b>3,972.00</b>
<b>Total Cost £</b>	<b>1,032.50</b>	<b>42.50</b>	<b>2,152.50</b>	<b>744.50</b>		
<b>Average Hry Rate £</b>	<b>397.12</b>	<b>425.00</b>	<b>226.58</b>	<b>128.36</b>		

#### FRP Charge out rates

Grade	From	1st February 2015	1st May 2016	1st May 2017
Appointment taker / Partner		425.495	450.495	450.545
Managers / Directors		320.455	340.465	340.465
Other Professional		175.275	200.295	200.295
Junior Professional & Support		100.150	125.175	125.175

#### Disbursements for the period 01 June 2016 to 31 May 2017

Category 1	Value £
Postage	5.83
<b>Grand Total</b>	<b>5.83</b>

Mileage is charged at the HMRC rate  
prevailing at the time the cost was incurred



## Appendix E

### Statement of expenses incurred in the Period

Aquila Group (UK) Ltd		
Statement of expenses for the period ended		
31 May 2017		
	Period to 31 May 2017 £	Cumulative period to 31 May 2017 £
<b>Expenses</b>		
Office Holders' remuneration (Time costs)	3,972	8,278
Office Holders' disbursements	6	285
Accountant Fees	-	1,568
<b>Total</b>	<b>3,978</b>	<b>10,131</b>