

LIQ03

Notice of progress report in voluntary winding up



Companies House

MONDAY



A12 *A8APG7E9* #103
29/07/2019
COMPANIES HOUSE

1 Company details

Company number 0 5 9 1 6 1 0 3
Company name in full Fielden House Investment Limited

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

2 Liquidator's name

Full forename(s) Malcolm
Surname Cohen

3 Liquidator's address

Building name/number 55 Baker Street
Street London
Post town W1U 7EU
County/Region
Postcode
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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6 Period of progress report

From date	^d 0	^d 7	^m 0	^m 6	^y 2	^y 0	^y 1	^y 9
To date	^d 2	^d 4	^m 0	^m 7	^y 2	^y 0	^y 1	^y 9

7 Progress report

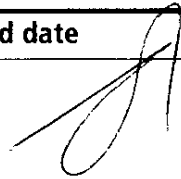
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 2	^d 4	^m 0	^m 7	^y 2	^y 0	^y 1	^y 9
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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 **Malcolm Cohen**

Company name **BDO LLP**

Address **55 Baker Street**

London

Post town **W1U 7EU**

Country/Region

Postcode

Country

DX **BRNOTICE@bdo.co.uk**

Telephone **020 7486 5888**



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

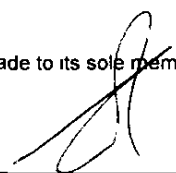
This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Fielden House Investment Limited
(In Members' Voluntary Liquidation)
Liquidator's Summary of Receipts & Payments

Declaration of Solvency £		From 7/6/2019 To 24/7/2019 £	From 7/6/2019 To 24/7/2019 £
	ASSET REALISATIONS		
858,013.00	Amounts due from Group Companies	NIL	NIL
	Bank Interest Gross	NIL	245.14
182,510.00	Cash at Bank	NIL	182,510.09
		NIL	182,755.23
	COST OF REALISATIONS		
(8,500 00)	Liquidator's Fees	NIL	7,500.00
	Liquidator's Disbursements	NIL	1,019.70
	Corporation Tax	NIL	46.58
	Bank Charges	NIL	16.00
		NIL	(8,582 28)
	UNSECURED CREDITORS		
(6,000 00)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
	Ordinary Shareholders	NIL	174,172 95
		NIL	(174,172 95)
1,026,023 00		NIL	-
	REPRESENTED BY		
	Bank 2 Current		-
			-

Note

A distribution in specie of the £858,013 amount owed to the Company was made to its sole member on 23 May 2019



 Malcolm Cohen
 Liquidator



Tel: +44 (0)20 7486 5888
Fax: +44 (0)20 7935 3944
DX 9025 West End W1
www.bdo.co.uk

Business
Restructuring
55 Baker Street
London W1U 7EU

To All Shareholders

24 July 2019

Your Ref
Our Ref 7/SMB/fielden

Please ask for Sharon Bloomfield
Telephone: 020 7893 2905
Email: sharon.bloomfield@bdo.co.uk

Dear Sirs

Fielden House Investment Limited ('the Company') - in Members' Voluntary Liquidation
Company Number: 05916103

This is the first progress report under Section 92A of the Insolvency Act 1986 ('the Act') and I am pleased to report on the progress of the liquidation for the period 7 June 2018 to 6 June 2019.

This is also the final progress report on the liquidation, in accordance with Section 94 of the Act for the period 7 June 2019 to 24 July 2019.

The draft final report and accounts were issued to the Company's sole member on 23 May 2019. The member has not raised any queries and or objected to my release from office as Liquidator. The Company's affairs are therefore fully wound up and this report will be presented as the final report

Statutory Information

I, Malcolm Cohen (officeholder number 6825) of BDO LLP, 55 Baker Street, London, W1U 7EU was appointed Liquidator of the Company on 7 June 2018.

The Company was incorporated on 24 August 2006 with the principal activity of buying and selling own real estate. The Company's registered number is shown above, and it does not have any former names or trading styles.

The Company's former trading address is The Shard, 32 London Bridge Street, London, SE1 9SG and its registered office was 51 Grosvenor Street, London, W1K 3HH. The registered office was changed to 55 Baker Street, London, W1U 7EU following my appointment.

Receipts and Payments

I enclose a receipts and payments account for the periods.

Cash at bank has been realised from the Company's former bank account. Bank interest of £245 has been earned in the period in respect of these funds.

Corporation tax due on the bank interest earned of £47 has been paid.

Liquidator's fees and disbursements totalling £7,500 and £1,019 respectively have been paid.

BDO LLP, a UK limited liability partnership registered in England and Wales under number OC305127, is a member of BDO International Limited, a UK company limited by guarantee, and forms part of the international BDO network of independent member firms. A list of members' names is open to inspection at our registered office, 55 Baker Street, London W1U 7EU. BDO LLP is authorised and regulated by the Financial Conduct Authority to conduct investment business.

Details of the authorising bodies of the insolvency appointment takers of BDO LLP are available at www.bdo.co.uk/services/business-restructuring/authorising-bodies-of-insolvency-appointment-takers

Creditors

Following my appointment, I advertised in the London Gazette and Times newspaper for creditors of the Company to submit their claim to my office 12 July 2018.

The Declaration of Solvency sworn by the Company's directors showed a creditor amount of £6,000 due in respect of trade accounts, which was an accrual for audit fees. No claims were received in this or any other regard.

HM Revenue & Customs ('HMRC')

As a matter of process I am required to obtain clearances from HMRC's Corporation Tax office in relation to corporation tax, and the Enforcement and Insolvency Service unit ('EIS') which provides clearances for VAT and PAYE and also issues HMRC's final proof of debt in relation to all taxes.

I have sought clearances from HMRC, and have now received these from both the corporation tax office and EIS.

Distributions

The Company was owed £858,013 by its sole member, and a first and final distribution in specie of this balance was made to the member on 23 May 2019.

In addition, a first and final cash distribution of £174,172.95 was also made to the member on 23 May 2019.

For the avoidance of doubt, there will be no further distributions.

Liquidator's Remuneration

The Insolvency Rules provide that a Liquidator is obliged to have their remuneration approved on one of the following basis:

- (1) as a percentage of the assets realised and distributed; and/or
- (2) by reference to the time the Liquidator and the staff have spent attending to matters in the liquidation; and/or
- (3) as a set amount; and/or
- (4) as a combination of the above.

The sole member approved my remuneration on a fixed fee basis at £7,500.

My staff and I have spent time on matters arising in the normal course of the liquidation. The main areas dealt with include:

- liaising with the Company and its parent group in relation to matters prior to the Liquidator's appointment;
- statutory reporting requirements to the member;
- statutory reporting requirements to the Registrar of Companies;

- dealing with statutory advertising requirements;
- correspondence with HMRC and the parent group in order to obtain the necessary clearances to close the liquidation;
- dealing with distributions to the member; and
- preparing this annual and final report and accounts, and for the closure of the liquidation.

Disbursements

Where disbursements are recovered in respect of precise sums expended to third parties there is no necessity for these costs to be authorised. These are known as category 1 disbursements.

The sum of £1,019.70 has been incurred in respect of category 1 disbursements for statutory advertising costs and the costs of indemnity bonding. This sum has been settled as detailed above.

Liquidation Closure

As outlined above, the member has not raised any objections to my release from office as Liquidator and this final report and accounts will be filed at Companies House.

The liquidation will be closed and I will receive my release from office when the final report and accounts are placed on the Company's file. The Company will be automatically dissolved three months thereafter.

Members' Rights

The member was given 21 days from the receipt of the draft final report and accounts to request in writing further information regarding the remuneration and expenses set out in the report. No information in this regard has been requested.

Release of Liquidator

The Liquidator will be released from office under Section 173 of the Act at the same time as vacating office, per Section 171(6) of the Act, unless any member objects. A member who wishes to object to the release must deliver a notice in writing to the Liquidator within eight weeks of this report or, if members raise other matters under Rules 18.9 or 18.34 as mentioned above, when those matters are finally determined by the Court. No objections have been received.

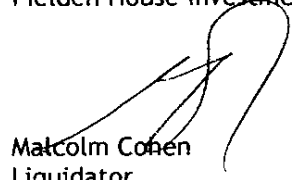
The Insolvency Service has established a central gateway for considering complaints in respect of Insolvency Practitioners. In the event that you make a complaint to me but are not satisfied with my response then you should visit <https://www.gov.uk/complain-about-insolvency-practitioner> where you will find further information on how you may pursue the complaint.

The Liquidator is bound by the Insolvency Code of Ethics when carrying out all professional work relating to this appointment. A copy of the code is at:
<http://www.icaew.com/en/members/regulations-standards-and-guidance/ethics/code-of-ethics-d>

Creditors may access information setting out creditors' rights in respect of the approval of Liquidators' remuneration at <https://www.r3.org.uk/what-we-do/publications/professional/fees>

Please contact me or my colleague Sharon Bloomfield at sharon.bloomfield@bdo.co.uk if you require further information.

Yours faithfully
for and on behalf of
Fielden House Investment Limited



Malcolm Cohen
Liquidator

Authorised by the Institute of Chartered Accountants in England & Wales in the UK

Statement from the Insolvency (England and Wales) Rules 2016 regarding the rights of members in respect of the Liquidators' fees and expenses:**Creditors' and members' requests for further information in administration, winding up and bankruptcy**

18.9.—(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—

- (a) a secured creditor;
 - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
 - (c) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
 - (d) any unsecured creditor with the permission of the court; or
 - (e) any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—
- (a) providing all of the information requested;
 - (b) providing some of the information requested; or
 - (c) declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—
- (a) the time or cost of preparation of the information would be excessive; or
 - (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
 - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
 - (d) the office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—
- (a) the office-holder giving reasons for not providing all of the information requested; or
 - (b) the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive

18.34.—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
 - (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable -
- (a) a secured creditor,
 - (b) an unsecured creditor with either—
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
 - (c) in a members' voluntary winding up—
 - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or

(ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

Applications under rules 18.34 and 18.35 where the court has given permission for the application

18.36.—(1) This rule applies to applications made with permission under rules 18.34 and 18.35.

- (2) Where the court has given permission, it must fix a venue for the application to be heard.
- (3) The applicant must, at least 14 days before the hearing, deliver to the office-holder a notice stating the venue and accompanied by a copy of the application and of any evidence on which the applicant intends to rely.
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders—
- (a) an order reducing the amount of remuneration which the office-holder is entitled to charge;
 - (b) an order reducing any fixed rate or amount;
 - (c) an order changing the basis of remuneration;
 - (d) an order that some or all of the remuneration or expenses in question is not to be treated as expenses of the administration, winding up or bankruptcy;
 - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by —
 - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
 - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
 - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration, winding up or bankruptcy.

Applications under rule 18.34 where the court's permission is not required for the application

18.37.—(1) On receipt of an application under rule 18.34 for which the court's permission is not required, the court may, if it is satisfied that no sufficient cause is shown for the application, dismiss it without giving notice to any party other than the applicant.

- (2) Unless the application is dismissed, the court must fix a venue for it to be heard.
- (3) The applicant must, at least 14 days before any hearing, deliver to the office-holder a notice stating the venue with a copy of the application and of any evidence on which the applicant intends to rely.
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders—
- (a) an order reducing the amount of remuneration which the office-holder is entitled to charge;
 - (b) an order reducing any fixed rate or amount;
 - (c) an order changing the basis of remuneration;
 - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the administration or winding up or bankruptcy;
 - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by -
 - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
 - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
 - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration or as winding up or bankruptcy.

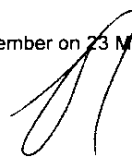
Fielden House Investment Limited
(In Members' Voluntary Liquidation)

Liquidator's Summary Of Receipts And Payments

	Declaration of Solvency	From 7/6/2018 To 6/6/2019	From 7/6/2019 To 24/7/2019	Total
	£	£	£	£
RECEIPTS				
Amounts due from Group Companies	858,013.00	-	-	-
Cash at Bank	182,510.00	182,510.09	-	182,510.09
Bank Interest Gross		245.14	-	245.14
		<u>182,755.23</u>	<u>-</u>	<u>182,755.23</u>
PAYMENTS				
Liquidator's Fees	(8,500.00)	7,500.00	-	7,500.00
Liquidator's Disbursements		1,019.70	-	1,019.70
Corporation Tax		46.58	-	46.58
Bank Charges		16.00	-	16.00
Trade & Expense Creditors	(6,000.00)	-	-	-
Ordinary Shareholders		174,172.95	-	174,172.95
		<u>182,755.23</u>	<u>-</u>	<u>182,755.23</u>
Net Receipts/(Payments)		<u>-</u>	<u>-</u>	<u>-</u>
MADE UP AS FOLLOWS				
Bank Current		<u>-</u>	<u>-</u>	<u>-</u>

Note

A distribution in specie of the £858,013 amount owed to the Company was made to its sole member on 23 May 2019



Malcolm Cohen
Liquidator