

# Liquidator's Progress Report

Pursuant to Sections 92A, 104A and 192 of the  
Insolvency Act 1986

**S.192**

To the Registrar of Companies

Company Number

06002186

Name of Company

(a) Insert full  
name of company

(a) CFG LEISURE 1 LIMITED

(b) Insert full  
name(s)  
and  
address(es)

I (b) N A Bennett

of Leonard Curtis, Hollins Mount, Hollins Lane, Bury, Lancashire BL9 8DG

the liquidator of the company attach a copy of my Progress Report  
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 5 December 2012 to 4 December 2013

Signed



Date

30/1/14

Presenter's  
name, address  
and reference (if  
any)

Leonard Curtis,  
Hollins Mount,  
Hollins Lane,  
Bury,  
Lancashire  
BL9 8DG  
Ref K/18/JH/SC911D/115

HOLIDAY



A03

\*A30WM6RN\*

03/02/2014

#209

COMPANIES HOUSE



**LEONARD CURTIS**  
BUSINESS RESCUE & RECOVERY

**CFG Leisure 1 Limited**  
**(In Creditors' Voluntary Liquidation)**

Company Registration Number: 06002186

Former Registered Office. 15 Titan Court, Laporte Way, Luton, Bedfordshire LU4 8EF

Principal Trading Address\* 15 Titan Court, Laporte Way, Luton, Bedfordshire LU4 8EF

**Liquidator's Second Progress Report**  
**prepared pursuant to Section 104A of the Insolvency Act 1986**  
**(as amended) and Rule 4.49C of the Insolvency Rules 1986 (as amended)**

**30 January 2014**

Leonard Curtis

Hollins Mount, Hollins Lane, Bury BL9 8DG

Tel · 0161 767 1250 Fax 0161 767 1240

recovery@leonardcurtis.co.uk

Ref NB/SJM/JH/C911D/1010

**CONTENTS**

- 1 Introduction
- 2 Conduct of the Liquidation
- 3 Receipts and Payments Account
- 4 Outcome for Creditors
- 5 Investigations
- 6 Liquidator's Remuneration, Expenses and Disbursements and Creditors' Rights

**APPENDICES**

- A Summary of Liquidator's Receipts and Payments from 5 December 2012 to 4 December 2013
- B (i) Summary of Liquidator's Time Costs from 5 December 2012 to 4 December 2013
- B (ii) Summary of Liquidator's Time Costs from 5 December 2012 to 4 December 2013 (Closure Unit)
- C Leonard Curtis Charge Out Rates and Policy Regarding Staff Allocation, Support Staff, the use of Subcontractors and the Recharge of Disbursements

**TO ALL MEMBERS, CREDITORS, DIRECTORS AND THE REGISTRAR OF COMPANIES**

**1 INTRODUCTION**

1 1 N Bennett and M Healy were appointed as joint administrators of CFG Leisure 1 Limited ("the Company") on 1 July 2010. Upon conclusion of the administration, pursuant to Paragraph 83 of Schedule B1 of the Insolvency Act 1986 (as amended) ("the Act"), N Bennett was subsequently appointed as liquidator on 5 December 2011.

1 2 N Bennett is licensed in the UK by the Insolvency Practitioners Association.

1 3 There has been no change in office-holder since the date of liquidation.

1 4 This report provides an update on the conduct of the liquidation for the period from 5 December 2012 to 4 December 2013, as required by Section 104A of the Insolvency Act 1986 (as amended) ("the Act"). It contains details of the progress made, the expected outcome for creditors and other information that the liquidator are required to disclose and should be read in conjunction with the previous progress report dated 21 December 2012.

**2 CONDUCT OF THE LIQUIDATION**

2 1 The Company's registered office was changed to One Great Cumberland Place, Marble Arch, London W1H 7LW on 8 July 2010.

**Assets Realised**

**2 2 Rates Refund**

A rates refund of £17,393 has been received in the period.

**2 3 Bank Interest**

Bank interest totalling £12 has been received in the period.

**Assets Still to be Realised**

2 4 All assets have been realised.

**3 RECEIPTS AND PAYMENTS ACCOUNT**

3 1 A summary of the liquidator's receipts and payments in the liquidation from 5 December 2012 to 4 December 2013 is attached at Appendix A. All figures are stated net of VAT.

**4 OUTCOME FOR CREDITORS**

**Secured Creditors**

- 4 1 Sofiya Limited ("Sofiya") hold a debenture dated 3 April 2009 incorporating fixed and floating charges over the assets of the Company. At the date of administration, Sofiya were owed £220,156 and have received a total of £24,041 under the terms of its security.

**Preferential Creditors**

- 4 2 As at the date of administration, no preferential claims were anticipated.
- 4 3 No claims have been received.

**Ordinary Unsecured Creditors**

- 4 4 As at the date of administration, there were 193 unsecured creditors, with estimated claims totalling £4,700,345.
- 4 5 A first and final dividend of 0.000676 pence in the pound was declared on 3 August 2012 in favour of ordinary unsecured creditors with agreed claims by virtue of the application of Section 176(A) of the Act ("the prescribed part"). No further dividend will be paid as all funds realised have been distributed or used or allocated for defraying the expenses of the liquidation.

**5 INVESTIGATIONS**

- 5 1 As previously reported, following the initial assessment, no detailed investigations were considered to be required by the liquidator. Nothing further has been brought to the attention of the liquidator during the period of this report.
- 5 2 Notwithstanding the above, the liquidator has complied with his statutory obligations under the Company Directors Disqualification Act 1986 and the appropriate report has been submitted to the relevant authority.

**6 LIQUIDATOR'S REMUNERATION, EXPENSES AND DISBURSEMENTS AND CREDITORS' RIGHTS**

**Remuneration**

- 6 1 Following the Insolvency (Amendment) Rules 2010, where a company which is in administration moves into liquidation under paragraph 83 of Schedule B1 of the Act, the basis of remuneration is treated as having been fixed in the administration.
- 6 2 The liquidator's remuneration is therefore payable by reference to time properly given by him and his staff in attending to matters arising in the liquidation.
- 6 3 The liquidator's time costs from 5 December 2012 to 4 December 2013 are £6,116.50, which represents 20.9 hours at an average hourly rate of £292.66. Attached at Appendix B (i) is a time analysis which provides details of the activity costs incurred by staff grade during the period from 5 December 2012 to 4 December 2013.
- 6 4 The liquidator's time costs from 5 December 2012 to 4 December 2013 (Closure Unit) are £9,908.00, which represents 32.8 hours at an average hourly rate of £302.07. Attached at Appendix B (ii) is a time

## CFG Leisure 1 Limited – In Creditors' Voluntary Liquidation

analysis which provides details of the activity costs incurred by staff grade during the period from 5 December 2012 to 4 December 2013

- 6 5 Total time costs from the commencement of the liquidation amount to £32,469 50
- 6 6 Further guidance may be found in "A Creditors' Guide to Liquidator's Fees," which may be downloaded from <http://www.leonardcurtis.co.uk/resources/creditorsguides>. If you would prefer to receive this in hard copy, please contact James Hall of this office on 0161 767 1250
- 6 7 Fees totalling £15,000 have been drawn, £6,000 of which has been drawn during the year ending 4 December 2013

### Description of Significant Time Costs Incurred by Category

#### Statutory and Review

- 6 8 This involved undertaking regular reviews of the case file to ensure all matters were being progressed and statutory requirements were met

#### Assets

- 6 9 Significant time was spent liaising with Gerald Eve LLP regarding business rates refund due to the Company

#### Post Appointment Reporting

- 6 10 Time posted in this category relates to the drafting and issue of my previous progress report dated 21 December 2012

#### Expenses and Disbursements

- 6 11 The liquidator has incurred expenses and Category 1 disbursements (independent third party expenses paid and reimbursed to the liquidator, which do not require creditors' consent) as follows

Description	Total amount incurred to date £	Amount incurred in this period £	Amount reimbursed £	Amount still to be reimbursed £
Agents' Fees	6,286 11	2,609 01	6,286 11	-
Companies House Searches	2 00	-	2 00	-
IT Services	11 00	11 00	11 00	-
Bordereau Fee	90 00	-	90 00	-
Storage Charges	105 00	105 00	105 00	-
Statutory Advertising	76 50	-	76 50	-
Corporation Tax	10 24	10 24	10 24	-
Software Licence	75 00	-	75 00	-
<b>Total</b>	<b>6,655 85</b>	<b>2,735 25</b>	<b>6,655 85</b>	<b>-</b>

- 6 12 Creditors also approved the basis for recharging disbursements that include payments that include an element of shared or allocated cost or payments to outside parties in which the liquidator or Leonard Curtis have an interest, also known as Category 2 disbursements. In this case, the following costs have been incurred

## CFG Leisure 1 Limited – In Creditors' Voluntary Liquidation

Description	Total amount incurred to date £	Amount incurred in this period £	Amount reimbursed £	Amount still to be reimbursed £
Printing and Postage	133 75	76 03	133 75	-
<b>Total</b>	<b>133 75</b>	<b>76 03</b>	<b>133 75</b>	<b>-</b>

6 13 Attached at Appendix C is additional information in relation to the firm's policy on staffing, the use of subcontractors, disbursements and details of current charge-out rates by staff grade

6 14 During the liquidation, the following professional advisors and / or subcontractors have been used

Name of Professional Advisor	Service Provided	Basis of Fees
CAPA	Property Consultancy	% of Recoveries
Gerald Eve LLP	Property Consultancy	% of Recoveries

### Creditors' Rights

6 15 Within 21 days of receipt of this report, a creditor may ask the liquidator to provide further information about the remuneration and expenses set out in this report. A request must be in writing, and may be made by a secured creditor, or an unsecured creditor with the concurrence of at least five per cent in value of the creditors (including that creditor), or the permission of the court

6 16 Any secured creditor, or any unsecured creditor with either the concurrence of at least 10 per cent in value of the creditors (including that creditor) or the permission of the court, may apply to the court, on the grounds that the basis fixed for the liquidator's remuneration is inappropriate, or the remuneration or expenses charged by the liquidator is excessive

6 17 The application must, subject to any order of the court under paragraph 6 13 above, be made no later than eight weeks after receipt of the progress report that first reports the fee basis, the charging of the remuneration or the incurring of the expenses in question

6 18 Unless the court orders otherwise, the costs of the application shall be paid by the applicant and are not payable as an expense of the liquidation

Yours faithfully  
for and on behalf of  
**CFG LEISURE 1 LIMITED**

**N BENNETT**  
**LIQUIDATOR**

Licensed in the UK by the Insolvency Practitioners Association

## APPENDIX A

SUMMARY OF LIQUIDATOR'S RECEIPTS AND PAYMENTS  
FROM 5 DECEMBER 2012 TO 4 DECEMBER 2013

	Estimated to Realise £	As at 4 December 2012 £	Movements in the Period £	Cumulative £
<b>RECEIPTS</b>				
Administrators' Surplus	35,338	35,358 34	-	35,358 34
	<u>35,338</u>	<u>35,358 34</u>	<u>-</u>	<u>35,358 34</u>
Rates Refund		10,505 99	17,393 41	27,899 40
Bank Interest		51 18	12 41	63 59
		<u>45,915 51</u>	<u>17,405 82</u>	<u>63,321 33</u>
<b>PAYMENTS</b>				
Agents' Fees		3,677 10	2,609 01	6,286 11
Pre-Administration Expenses		1,200 00	-	1,200 00
Category 1 Disbursements		92 00	11 00	103 00
Category 2 Disbursements		57 72	76 03	133 75
Joint Administrators' Remuneration		2,130 00	-	2,130 00
IT Licence Fee		75 00	-	75 00
Statutory Advertising		76 50	-	76 50
Storage Charges		105 00	105 00	210 00
Corporation Tax			10 24	10 24
Liquidator's Remuneration		9,000 00	6,000 00	15,000 00
<b>TOTAL COSTS AND CHARGES INCURRED</b>		<u>16,413 32</u>	<u>8,811 28</u>	<u>25,224 60</u>
<b>DISTRIBUTIONS</b>				
Soyifa Limited		24,041 30	-	24,041 30
03/08/12 27 Ordinary Unsecured Creditors (0 000676 p/£)		4,758 48	-	4,758 48
		<u>28,799 78</u>	<u>-</u>	<u>28,799 78</u>
<b>BALANCE</b>		<u>702 41</u>	<u>8,594 54</u>	<u>9,296 95</u>
<b>MADE UP AS FOLLOWS</b>				
Balance at Bank		702 41	6,849 54	7,551 95
VAT Receivable		-	1,745 00	1,745 00
		<u>702 41</u>	<u>8,594 54</u>	<u>9,296 95</u>



## APPENDIX B (i)

## SUMMARY OF LIQUIDATOR'S TIME COSTS FROM 5 DECEMBER 2012 TO 4 DECEMBER 2013

	Snr Mgr		Manager 2		Director		Admin 2		Total		Average Hourly Rate £
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	
Statutory & Review	-	-	14	399 00	-	-	-	-	14	399 00	285 00
Receipts & Payments	-	-	8	228 00	-	-	-	-	8	228 00	285 00
Assets	-	-	6	171 00	-	-	-	-	6	171 00	285 00
Liabilities	-	-	4	114 00	-	-	-	-	4	114 00	285 00
Landlords	-	-	58	1,653 00	-	-	-	-	58	1,653 00	285 00
Post Appointment Reporting	5	192 50	100	2,850 00	10	425 00	4	84 00	119	3,551 50	298 45
Total	5	192 50	190	5,415 00	10	425 00	4	84 00	209	6,116 50	
Average Hourly Rate (£)		385 00		285 00		425 00		210 00		292 66	
All Units are 6 minutes											

## APPENDIX B (ii)

## SUMMARY OF LIQUIDATOR'S TIME COSTS FROM 5 DECEMBER 2012 TO 4 DECEMBER 2013 (CLOSURE UNIT)

	Senior Manager		Manager 2		Total		Average
	Units	Cost £	Units	Cost £	Units	Cost £	Hourly Rate £
Statutory & Review	36	1,386 00	42	1,197 00	78	2,583 00	331 15
Receipts & Payments	6	231 00	24	684 00	30	915 00	305 00
Assets	7	269 50	154	4,389 00	161	4,658 50	289 35
Liabilities	-	-	10	285 00	10	285 00	285 00
Landlords	7	269 50	42	1,197 00	49	1,466 50	299 29
Total	56	2,156 00	272	7,752 00	328	9,908 00	
Average Hourly Rate (£)		385 00		285 00		302 07	
All Units are 6 minutes							

## APPENDIX C

### LEONARD CURTIS CHARGE OUT RATES AND POLICY REGARDING STAFF ALLOCATION, SUPPORT STAFF, THE USE OF SUBCONTRACTORS AND THE RECHARGE OF DISBURSEMENTS

The following information relating to the policy of Leonard Curtis is considered to be relevant to creditors

#### Staff Allocation and Support Staff

We take an objective and practical approach to each assignment which includes active director involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case. Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is not charged.

Where it has been agreed by resolution of the secured creditors, a creditors' committee or creditors generally, that the office holders' remuneration will be calculated by reference to the time properly given by the office holders and their staff in attending to matters arising in the appointment, then such remuneration will be calculated in units of 6 minutes at the standard hourly rates given below. In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to obtain authority from the appropriate body of creditors that their remuneration on such time shall be charged at the higher complex rate given below.

With effect from 1 January 2012 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis

	Standard £	Complex £
Director	425	531
Senior Manager	385	481
Manager 1	330	412
Manager 2	285	356
Administrator 1	230	287
Administrator 2	210	262
Administrator 3	190	237
Administrator 4	135	168
Support	0	0

#### Subcontractors

Details and the cost of any work which has been or is intended to be sub-contracted out that could otherwise be carried out by the office holders or their staff will be provided in any report which incorporates a request for approval of the basis upon which remuneration may be charged.

#### Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements. The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

#### Disbursements

- Category 1 disbursements. These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the office holder or his or her staff. Category 1 disbursements may be drawn without prior approval.
- Category 2 disbursements. These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage. In the event of charging for category 2 disbursements the following items of expenditure are recharged on this basis and are believed to be in line with the cost of external provision:

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£66.09 per box
Business mileage	45p per mile

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration.