

# AM23

## Notice of move from administration to dissolution



Companies House

For further information, please  
refer to our guidance at  
[www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

### 1 Company details

Company number 0 6 9 8 1 4 3 0

Company name in full Wine Cellar Trading Limited

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

### 2 Court details

Court name High Court of Justice Business and Property Courts  
in Birmingham

Court number 0 0 0 0 3 6 2 0 1 9

### 3 Administrator's name

Full forename(s) Michael Vincent

Surname Lennon

### 4 Administrator's address

Building name/number The Chancery

Street 58 Spring Gardens

Post town Manchester

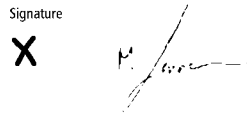
County/Region

Postcode M 2 1 E W

Country

AM23

Notice of move from administration to dissolution

<b>5</b>	<b>Administrator's name ①</b>	
Full forename(s)	Matthew	<b>① Other administrator</b> Use this section to tell us about another administrator.
Surname	Ingram	
<b>6</b>	<b>Administrator's address ②</b>	
Building name/number	The Chancery	<b>② Other administrator</b> Use this section to tell us about another administrator.
Street	58 Spring Gardens	
Post town	Manchester	
County/Region		
Postcode	M 2 1 E W	
Country		
<b>7</b>	<b>Final progress report</b>	
	<input checked="" type="checkbox"/> I have attached a copy of the final progress report	
<b>8</b>	<b>Sign and date</b>	
Administrator's signature	Signature 	
Signature date	d 2 8 m 0 1 y 2 0 2 2	

## AM23

### Notice of move from administration to dissolution



#### 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 **Matthew.Dunnill**

Company name **Kroll Advisory Ltd.**

Address **The Chancery**

**58 Spring Gardens**

Post town **Manchester M2 1EW**

County/Region

Postcode

Country

DX

Telephone

**+44 (0) 161 827 9000**



#### 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)**

---

## **Final Progress Report to Creditors**

4 February 2022

**Wine Cellar Trading Limited;  
Whittalls Wines Merchants 1  
Limited; and  
Whittalls Wines Merchants 2  
Limited  
(All In Administration)**

Joint Administrators' final Progress Report for the period from 30 July 2021 to 29 January 2022 with a summary of the Administrations.

**Kroll Advisory Ltd**  
The Chancery  
58 Spring Gardens  
Manchester  
M2 1EW

Duff & Phelps Ltd. has recently rebranded as Kroll with a new name, Kroll Advisory Ltd. Insolvency cases handled by insolvency practitioners from Duff & Phelps Ltd. are still being dealt with in the same way, by the same insolvency practitioners and staff. Our staff email addresses are now from kroll.com and our correspondence and website reflects the Kroll branding.

## Contents

1. Introduction	1
2. Creditor summary	2
3. Progress of the Administrations	3
4. Outcome for Creditors	7
5. Other matters	9
6. Fees, Expenses and Pre-Administration Costs	9
7. Conclusion of the Administration	11

## Appendices

Appendix 1 – Statutory information	13
Appendix 2 – Approved Proposals	16
Appendix 3 – Receipts and Payments accounts	17
Appendix 4 – Analysis of Expenses Incurred	23
Appendix 5 – Analysis of time charged	25
Appendix 6 – Narrative of work carried out for the period to 28 January 2022	29
Appendix 7 – Statement of Creditors' rights	31
Appendix 8 – Definitions	32
Appendix 9 – Notice about this report	34

## **1. Introduction**

The Joint Administrators were appointed on 30 January 2019 by an order of the High Court in Birmingham.

The application to Court was made by the Directors.

Creditors should note that a Block Transfer Order (High Court of Justice, Business & Property Courts in Manchester CR-2021-MAN-000356) was obtained on 16 June 2021. The Order provided for the formal removal of Philip Duffy from office and appointed a replacement office holder, Michael Lennon, a Licensed Insolvency Practitioner of Kroll Advisory as Joint Administrator of the Company.

Matthew Ingram continued in office as Joint Administrator.

The Administration was extended until 29 July 2021 by order of the Court to finalise the final trading accounts and deal with all other outstanding matters pertaining to the Administrations.

This report is the Joint Administrators' final Progress Report and provides Creditors with a final account of the Administration of the Companies together with a summary of the Administrations as a whole.

The Joint Administrators have also explained the exit route from the Administrations and the outcome for each class of Creditor.

You will find other important information in this final Progress Report such as the costs and expenses that the Joint Administrators have incurred and discharged from Administration funds.

A glossary of the abbreviations and definitions used throughout this document is attached at Appendix 8.

Please also note that an important legal notice about this final Progress Report to Creditors is attached at Appendix 9.

The Former Administrator is released from liability in relation to the Administration 28 days after the date of the report or advertising in the London Gazette, whichever is the earlier.

Creditors of the Company have liberty to issue an application on notice within 28 days after the date of this report or advertising in the London Gazette, whichever is the earlier, to vary or discharge the Order.

## **2. Creditor summary**

This Progress Report covers the Reporting Period, together with a summary for the Administrations as a whole.

### **Summary of Proposals**

The Joint Administrators must perform their functions with the purpose of achieving one of the following hierarchical objectives:

- Rescuing the Company as going concern; or
- Achieving a better result for the Company's creditors as a whole than would be likely if the Company was wound up (without first being in Administration); or
- Realising property to make a distribution to one or more of the secured or preferential creditors.

The Joint Administrators issued their Statement of Proposals on 26 March 2019 seeking deemed approval of their Proposals which are summarised at Appendix 2.

The Joint Administrators' Proposals for achieving the purpose of the Administrations, namely achieving a better result for the Companies' Creditors as a whole than would be likely if the Companies were wound up (without first being in Administration), were approved by Creditors by deemed approval on 12 April 2019 without modification.

There have been no major amendments to, or deviations from, these Proposals.

A copy of the Statement of Proposals is available via the Website.

In accordance with Paragraph 49(2) of Schedule B1 to the Act, the Joint Administrators note the following:

- The first objective could not be achieved as there were insufficient funds and assets available to enable the Companies to be rescued as a going concern.
- It was the Joint Administrators' expectation that a sale of the business and certain assets of the Companies would be achieved. This sale was completed on 29 May 2020 and included certain assets from each of the Companies and provided for the transfer of employees. Thus, resulting in a better result for Creditors than if the Companies had otherwise been wound up (without first being in Administration). As such the second objective has been achieved.
- Distributions have also been made to the Secured Creditors of each of the Companies thus also achieving the third objective.

### **Outcome for Creditors**

- Asset realisations have been sufficient to enable distributions to be made to the Secured Creditors of the Companies. Details of which are provided at Section 4 of this report.
- Asset realisations have been insufficient to enable any distribution to be made to the Preferential Creditors of the Companies.
- Asset realisations have been insufficient to enable any distribution to be made to the Unsecured Creditors of the Companies.

Please note, this report provides Creditors with a final account of the Administration of the Companies together with a summary of the Administrations as a whole. The Joint Administrators' previous progress

---

reports and the Statement of Proposals issued to the Companies' Creditors are available to view at <https://micro.kroll.com/ukrestructuring> and paper copies can be provided free of charge by writing to Matthew Dunnill at Kroll Advisory Ltd., The Chancery, 58 Spring Gardens, Manchester, M2 1EW. Unless otherwise stated, all amounts in this Progress Report and appendices are stated net of VAT.

### **3. Progress of the Administrations**

This section provides a final update on the strategy for the Administrations and progress made, including a summary of the information provided in previous progress reports.

#### **3.1 Strategy and progress to date**

- Following their appointment, the Joint Administrators took the decision to trade the business as a going concern to maximise the realisable sale value of the primary assets of the Companies, being the 99 off-licence stores that the Companies operated across England, Wales & Scotland.
- The Companies traded as part of a wider retail group that, at appointment, totalled 101 retail stores across the UK.
- Following their appointment, the Joint Administrators immediately carried out a detailed financial review of the Companies resulting in a store closure program to close all non-profitable stores.
- After which, the Joint Administrators carried out a comprehensive marketing exercise to identify a buyer for the stores as a going concern. A purchaser was identified from this exercise and it was agreed with the purchaser that the stores would continue to be traded by the Joint Administrators until a sale was completed.
- The Joint Administrators subsequently traded the business until 23 March 2020 when they were forced to close all stores due to the onset of the COVID-19 outbreak. As a result of the change in economic conditions, the Joint Administrators were advised by the Purchaser that they would be reducing their offer to a total of 28 stores following which a sale of the selected stores completed on 29 May 2020.
- Further detail regarding this sale transaction is provided in the previous progress reports.

#### **3.2 Asset realisations**

Realisations during the Cumulative and Reporting Period are set out in the attached Receipts and Payments accounts at Appendix 3.

Summaries of the most significant realisations during the Administration are provided below:

##### **3.2.1 Trading**

Following their appointment, the Joint Administrators took the decision to trade the business while seeking a sale of the business and assets of the Companies as a going concern.

For further details regarding the trading the trading strategy undertaken by the Joint Administrators, please refer to the Previous Progress Reports.

All trading costs have now been finalised and the Joint Administrators can now confirm that the final trading outcome was as follows:



	WCTL (£)	WWM1 (£)	WWM2 (£)
Sales	12,309,592	10,180,377	2,295,427
Costs	12,641,933	10,156,663	2,193,728
<b>Trading Surplus / (Shortfall)</b>	<b>(332,340)</b>	<b>23,713</b>	<b>101,699</b>

The above figures do not consider the fact that there are amounts outstanding and due to EFBL for stock supplied to the stores during the Administration trading period as follows:

- ❖ WCT £268,466 inc. VAT
- ❖ WWM1 £347,269 inc. VAT
- ❖ WWM2 £360,147 inc. VAT

Given the lack of funds available to discharge these costs, EFBL will be suffering a bad debt of £975,881 inc. VAT for the supplies made during the Administration trading period.

### 3.2.2 Sale of Business

The Joint Administrators completed a sale to the Purchaser of a total of 28 off licence stores across the UK, including chattel assets and motor vehicles also owned by the Companies.

A breakdown of the sale consideration is detailed below:

Asset	WCTL £	WWM1 £	WWM2 £
Cash	1	1	1
Chattels	6,750	10,500	3,750
Goodwill	1	1	1
Book Debts	0	8,000	2,000
Rent Deposit	0	7,750	0
Motor Vehicles	0	10,000	4,600
<b>Total</b>	<b>6,752</b>	<b>36,252</b>	<b>10,352</b>

### 3.2.3 Motor Vehicles

The Companies held four motor vehicles in WWM1 at appointment. These vehicles were used during trading by the Joint Administrators.

These assets were included in the sale agreement on 29 May 2020 to the Purchaser.

### 3.2.4 Stock

EFBL provided the majority of the beer, wine and spirit stock to the Companies and continued to do so during the Administration trading period with agreed credit terms.

Shoosmiths have confirmed that EFBL hold a valid ROT claim over all the stock they supply to the Companies.

Please note that several payments on account have been made to EFBL for the following:

- Stock supplied under a valid ROT clause;
- Monies paid to Pay Point on behalf of WCTL;
- Re-imbursement of salary costs incurred for temporary staff.

Creditors will also note significant payments being made to NISA in respect of WCTL. This relates to the supply of tobacco products into various stores.

Major stock payments paid during the Administrations are detailed below:

	EFBL £	Nisa Retail Limited £
<b>WWM1</b>	5,602,290	0
<b>WCTL</b>	2,365,431	4,069,348
<b>WWM2</b>	1,092,473	0

All stock payments to NISA have now been made and no further costs will be incurred here.

In the event of a trading surplus being made, then it is anticipated that this will be made available to EFBL under their ROT clause.

As all stock was supplied under a valid ROT title there have been no asset realisations obtained from this asset class other than by way of trading sales. Although as detailed above, EFBL have suffered a significant bad debt during the Administration trading period, in the region of c£975,000, so there have been no payments made to them under their ROT clause.

### 3.2.5 Freehold and Leasehold Property

The Companies held no freehold property as at the Appointment Date.

The Joint Administrators have not adopted any of the leases or any covenants or obligations regarding the leases at any time and act always as agents of the Companies without personal liability.

A sale of the businesses and certain assets of 28 stores was completed on 29 May 2020 with all other stores at such a time having been closed permanently and possession returned to the respective landlords.

All undertakings for both rent and rates were withdrawn with effect from the dates of closure and final invoices were requested from all parties.

All invoices that were provided for the relevant dates have now been discharged and paid as trading expenses of the Administration estates. The Joint Administrators requested such invoices on several occasions so where invoices were not delivered up then payments have not been made and any unpaid liabilities will now rank as an unsecured claim against an insolvent estate.

The Joint Administrators engaged third-party specialists to investigate the potential of any rates rebates due to the Companies. No realisations have been made from this source.

### 3.2.6 Cash at Bank

The Joint Administrators contacted the Companies' banks following their appointment and requested the transfer of all credit balances to the respective Administration estates.

A summary of the balances received are detailed below:

Company	HSBC £	Santander £
WCTL	422,671	178,630
WWM1	164,394	137,593
WWM2	22,871	31,260

### 3.2.7 Debtors

The Joint Administrators engaged the Companies' existing management team to assist them in the collection of all outstanding debtor balances at the Appointment Date. A total of £56,804 was recovered over the course of the Administration trading period as detailed below:

Company	£
WCTL	14,033
WWM1	33,033
WWM2	9,738

### 3.2.8 Sundries

The Joint Administrators have received sundry refunds totalling £35,077 and £153 for WCTL and WWM2.

In WCTL, £34,945 of these refunds relate to a bond refund received from Camelot after the requisite time had passed following the cessation of trade. This bond was a pre-appointment bond held by Camelot and does not relate to monies paid to Camelot in WCTL during the trading period.

No further asset realisations are expected from this source.

### **3.2.9 Other Assets**

There are no other known assets of the Companies to be realised for the benefit of the Administration estates.

### **3.2.10 Investigations**

The Joint Administrators reviewed the affairs of the Companies to find out if there were any actions which could be taken against third parties to increase recoveries for Creditors.

The Joint Administrators have filed their confidential report with BEIS regarding the conduct of the Directors of the Companies.

There are no outstanding lines of enquiry.

### **3.3 Costs**

Payments made in the Cumulative and Reporting Periods are set out in the attached Receipts and Payments account at Appendix 3.

A summary of the trading expenses is also provided at Appendix 3 in the Joint Administrators' Trading Accounts.

### **3.4 Fees and expenses**

The Joint Administrators have detailed the costs incurred during the period, in the schedule of expenses attached at Appendix 4.

## **4. Outcome for Creditors**

### **4.1 Secured Creditors**

#### **4.1.1 EFBL**

In consideration for monies advanced to the Companies, WWM1 and WWM2 have each granted debentures to EFBL, which confer first ranking fixed and floating charges.

The debentures were created on 25 April 2011.

At the Appointment Date, EFBL was owed £4.6 million and £747,496 by WWM1 and WWM2 respectively.

Distributions totalling £36,252 and £10,352 have been made to EFBL in WWM1 and WWM2 respectively.

There are no further funds available for distribution from the Administration estates for EFBL.

As such, EFBL will be suffering a shortfall under their security of circa £4.56 million in respect of WWM1 and circa £737,000 in respect of WWM2 subject to accruing charges and interest.

#### **4.1.2 EHL**

In consideration for monies advanced to WCTL, WCTL granted a debenture to EHL which confers first ranking fixed and floating charges over WCTL's business and assets.

The debenture was created on 30 September 2009.

No sum was outstanding to EHL as at the Appointment Date.

#### **4.1.3 Rajinder Singh Chatha**

In consideration for monies advanced, WWM1, WWM2 and WCTL have each granted a debenture to Mr Chatha.

As there were no monies outstanding to EHL at the Appointment Date, the debenture granted to Mr Chatha by WCTL is now first ranking and confers fixed and floating charges.

Charges in respect of WWM1 and WWM2 also confer fixed and floating charges and remain second ranking.

The debentures were created on 21 March 2018.

At the Appointment Date, Mr Chatha was owed £3.1 million, £812,545, and £1.7 million by WWM1, WWM2 and WCTL respectively.

Distributions totalling £6,752 have been made to Mr Chatha in WCTL.

There are no further funds available for distribution from the Administration estates for Mr Chatha.

As such, Mr Chatha will be suffering a shortfall under his security of circa £3.1 million in respect of WWM1, circa £812,000 in respect of WWM2 and circa £1.69 million in respect of WCTL.

#### **4.2 Preferential Creditors**

The only known Preferential Creditors of the Companies are the former employees who were made redundant by the Joint Administrators following the closure of the stores.

Preferential claims are subject to a maximum limit set by the insolvency legislation.

A total number of 181 employees were made redundant as a part of the store closure plan.

All remaining employees that have not been made redundant by the Joint Administrators have been transferred via TUPE to the Purchaser following the completion of a sale of the business and assets of the Companies.

All redundant employees will have claims for accrued holiday pay that will rank as preferential against the insolvent estates. Given all wages and salary arrears were paid at the outset by the Joint Administrators, then there will be no Preferential Creditor claims arising in respect of unpaid wages or salaries.

No claim has been received from the Redundancy Payments Service.

There have been insufficient asset realisations to enable a dividend distribution to be paid to the Preferential Creditors of the Companies.

#### **4.3 Unsecured Creditors**

According to the Companies' books and records as at the Appointment Date, Unsecured Creditors total the amounts shown below. Claims received in the Administrations are also detailed overleaf:

<b>Creditor</b>	<b>WWM1 (£)</b>	<b>WWM2 (£)</b>	<b>WCTL (£)</b>
Trade & Expense Creditors	186,843	22,942	539,957
HM Revenue & Customs	Nil	Nil	Nil
<b>Total</b>	<b>186,843</b>	<b>22,942</b>	<b>539,957</b>
<b>Claims Received</b>	<b>212,324</b>	<b>167,825</b>	<b>254,179</b>

There have been insufficient asset realisations to enable a dividend distribution to be paid to the Unsecured Creditors of the Companies.

#### **4.4 Prescribed Part**

There have been insufficient realisations to enable a distribution to the Unsecured Creditors other than by virtue of the Prescribed Part.

Creditors should note that valid fixed and floating charges exist in respect of WWM1, WWM2 and WCTL.

However, the Joint Administrators can confirm that the net property of WWM1, WWM2 and WCTL has been insufficient to enable distributions to Unsecured Creditors of the Companies under the Prescribed Part provisions.

### **5. Other matters**

#### **5.1 Creditors' Committee**

No Creditors Committee has been established.

#### **5.2 Joint Administrators' Receipts and Payments account**

Detailed Receipts and Payments accounts for the Reporting Period are shown at Appendix 3 together with a cumulative account for the whole of the Administrations.

#### **5.3 Creditors' rights**

Further information regarding the remuneration and disbursements of the Joint Administrators, including Creditors' rights to challenge such costs is provided at Appendix 7.

### **6. Fees, Expenses and Pre-Administration Costs**

#### **6.1 Fees and expenses**

##### **6.1.1 Time costs**

The Joint Administrator's fees are based on time costs for each of the Companies.

The Joint Administrators' basis of remuneration was fixed based on time properly charged and payment of Category 2 Disbursements. Time has been charged in six-minute units.

Details of the time charged for the Reporting and Cumulative Period are attached at Appendix 5.

Time costs incurred in the Reporting Period and the Cumulative Period are detailed in the tables below:

Reporting Period			
Company	Time Incurred (£)	Hours	Average Hourly Rate (£)
WWM1	21,620	66	329
WWM2	12,051	43	283
WCTL	18,808	58	325

Cumulative Period			
Company	Time Incurred (£)	Hours	Average Hourly Rate (£)
WWM1	583,505	1,926	303
WWM2	274,667	978	281
WCTL	699,842	2,589	270

In accordance with SIP 9, the Joint Administrators have provided further narrative detail of the time costs incurred at Appendix 6.

#### 6.1.2 Fees

The Joint Administrators' basis of remuneration was fixed based on time properly charged and payment of Category 2 Disbursements.

The Joint Administrators fees were approved by the Secured Creditors of the Company on 20 May 2021 in the sum of £802,500 to be drawn across all three estates.

Creditors should also note that the Joint Administrators of EFB Retail Limited (an associated Administration) was also included in the above fee agreement. Fees totalling £55,000 were drawn in this, now closed, Administration.

In the Reporting Period, the Joint Administrators have drawn remuneration of £50,000 plus VAT in respect of WWM1 and £10,000 plus VAT in respect of WCTL, in accordance with the fee approval provided by the Secured Creditor on 27 January 2022.

The Joint Administrators' remuneration drawn is as follows:

Company	Remuneration (£)
WWM1	357,500
WWM2	155,000
WCTL	295,000

Details of the total fees drawn by Joint Administrators for the Cumulative, and Reporting Period are detailed in the Receipts and Payments accounts attached at Appendix 3.

Creditors will note that the total remuneration drawn by the Joint Administrators is less than total time costs incurred to date. Such time costs will now be written off.

### **6.1.3 Expenses**

Expenses are any payments from the Administration which are neither an Administrator's remuneration nor a distribution to a creditor or member. Expenses also include disbursements. Disbursements are payments which are first met by the Administrator and then reimbursed to the Administrator from the Administration.

Expenses are divided into those that do not need approval before they are charged to the Administration (Category 1) and those that do (Category 2).

Category 1 expenses are payments to persons providing the service to which the expense relates who are not an associate of the Administrator.

Category 2 expenses are payments to associates or which have an element of shared costs and require approval from Creditors in the same manner as the Administrator's remuneration, whether paid directly from the estate or as a disbursement.

The Joint Administrators provided in their Proposals report to Creditors an estimate of expenses for the Administration, totalling £20,394, £20,394, and £12,394 for WCTL, WWM1 and WWM2 respectively. This was for information purposes only and could possibly change over the course of the Administration.

Appendix 4 details the expenses incurred and paid for the Reporting Period and the whole of the Administration.

No further expenses will be drawn.

### **6.1.4 Additional information**

Also attached at Appendix 6 is a narrative summary of the work carried out to assist Creditors in understanding the progress of the Administration, the associated costs and expenses of the related activities and the financial benefit to Creditors.

Details of how to obtain further information relating to the fees and expenses of the Joint Administrators is set out in Appendix 7.

## **6.2 Pre-Administration costs**

Pre-Administration costs are fees, charges and expenses incurred by the Joint Administrators or their firm, or another person qualified to act as an insolvency practitioner before the Company entered Administration.

Details of the pre-Administration costs were reported in the Joint Administrators' Proposals.

The Joint Administrators did not obtain approval for these costs from the Secured Creditors and such costs have not been paid as expenses of the Administrations.

## **7. Conclusion of the Administration**

The Joint Administrators have now concluded the Administrations. This is the Joint Administrators' final report on the Administrations and no further reports will be issued.

The Joint Administrators have filed a copy of this final Progress Report with the Registrar of Companies, together with the requisite notice to dissolve the Companies.



The Administrations will cease to have effect when the Registrar of Companies registers these documents.

The Companies will be automatically dissolved three months after that date.

The Joint Administrators will be discharged from liability in respect of any actions as Joint Administrators with effect from 29 January 2022.

Discharge does not prevent the exercise of the Court's power in relation to any misfeasance action against the Joint Administrators.

If you require further information or assistance, please do not hesitate to contact Matthew Dunnill.



**Michael Lennon**  
Joint Administrator

Enc.

The affairs, business and property of the Companies are being managed by the Joint Administrators, Michael Lennon and Matthew Ingram, who act as agents for the Companies and without personal liability. Both are licensed by the Insolvency Practitioners Association and are bound by the Insolvency Code of Ethics.

## Appendix 1 – Statutory information

### COMPANY INFORMATION

<b>Company and trading name</b>	Whittalls Wines Merchants 1 Limited	
<b>Date of incorporation</b>	13 April 2011	
<b>Registered Number</b>	07603355	
<b>Company Directors</b>	Ayodele Akintola and Balbir Singh Chatha	
<b>Company Secretary</b>	N/A	
<b>Shareholders</b>	1 £1 Ordinary Share held by EFB Retail Limited	
<b>Trading address</b>	European House Darlaston Road Walsall West Midlands WS2 9SQ	
<b>Registered office</b>	<b>Current:</b> The Chancery 58 Spring Gardens Manchester M2 1EW	<b>Former:</b> European House Darlaston Road Walsall West Midlands WS2 9SQ
<b>Any other trading names</b>	Oddbins	

### ADMINISTRATION INFORMATION

<b>Administration Appointment</b>	The Administration appointment granted in the High Court in Birmingham, 000037 of 2019
<b>Appointor</b>	The Directors
<b>Date of Appointment</b>	30 January 2019
<b>Joint Administrators</b>	Michael Lennon and Matthew Ingram
<b>Original purpose</b>	Achieving a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in Administration)
<b>Functions</b>	The functions of the Joint Administrators are being exercised by them individually or together in accordance with Paragraph 100(2) of Schedule B1
<b>Administration end date</b>	29 January 2022
<b>Prescribed Part</b>	The Prescribed Part is not applicable in this case.
<b>Application of EC Regulations</b>	EC Regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC Regulations.

## COMPANY INFORMATION

<b>Company and trading name</b>	Whittalls Wines Merchants 2 Limited	
<b>Date of incorporation</b>	13 April 2011	
<b>Registered Number</b>	07603449	
<b>Company Directors</b>	Ayodele Akintola and Balbir Singh Chatha	
<b>Company Secretary</b>	N/A	
<b>Shareholders</b>	1 £1 Ordinary Share held by EFBL Retail Limited	
<b>Trading address</b>	European House Darlaston Road Walsall West Midlands WS2 9SQ	
<b>Registered office</b>	<b>Current:</b> The Chancery 58 Spring Gardens Manchester M2 1EW	<b>Former:</b> European House Darlaston Road Walsall West Midlands WS2 9SQ
<b>Any other trading names</b>	Oddbins	

## ADMINISTRATION INFORMATION

<b>Administration Appointment</b>	The Administration appointment granted in the High Court in Birmingham, 000038 of 2019
<b>Appointor</b>	The Directors
<b>Date of Appointment</b>	30 January 2019
<b>Joint Administrators</b>	Michael Lennon and Matthew Ingram
<b>Original purpose</b>	Achieving a better result for the company's creditors as a while than would be likely if the company were wound up (without first being in Administration)
<b>Functions</b>	The functions of the Joint Administrators are being exercised by them individually or together in accordance with Paragraph 100(2) of Schedule B1
<b>Administration end date</b>	29 January 2022
<b>Prescribed Part</b>	The Prescribed Part is not applicable in this case.
<b>Application of EC Regulations</b>	EC Regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC Regulations.

## COMPANY INFORMATION

<b>Company and trading name</b>	Wine Cellar Trading Limited	
<b>Date of incorporation</b>	5 August 2009	
<b>Registered Number</b>	06981430	
<b>Company Directors</b>	Ayodele Akintola and Balbir Singh Chatha	
<b>Company Secretary</b>	N/A	
<b>Shareholders</b>	1 £1 Ordinary Share held by EFB Retail Limited	
<b>Trading address</b>	European House Darlaston Road Walsall West Midlands WS2 9SQ	
<b>Registered office</b>	<b>Current:</b> The Chancery 58 Spring Gardens Manchester M2 1EW	<b>Former:</b> European House Darlaston Road Walsall West Midlands WS2 9SQ
<b>Any other trading names</b>	Shop to Go	

## ADMINISTRATION INFORMATION

<b>Administration Appointment</b>	The Administration appointment granted in the High Court in Birmingham, 000036 of 2019	
<b>Appointor</b>	The Directors	
<b>Date of Appointment</b>	30 January 2019	
<b>Joint Administrators</b>	Michael Lennon and Matthew Ingram	
<b>Original purpose</b>	Achieving a better result for the company's creditors as a while than would be likely if the company were wound up (without first being in Administration)	
<b>Functions</b>	The functions of the Joint Administrators are being exercised by them individually or together in accordance with Paragraph 100(2) of Schedule B1	
<b>Administration end date</b>	29 January 2022	
<b>Prescribed Part</b>	The Prescribed Part is not applicable in this case.	
<b>Application of EC Regulations</b>	EC Regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC Regulations.	

## Appendix 2 – Approved Proposals

1. That the Joint Administrators continue the Administrations to deal with such outstanding matters in relation to WWM1, WWM2 and WCTL as the Joint Administrators consider necessary until the Administrations cease to have effect.
2. That the Joint Administrators do all such other things and generally exercise all their powers as contained in Schedule 1 of the Act, as they, in their sole and absolute discretion consider desirable or expedient to achieve the purpose of the Administrations.
3. That the Joint Administrators, once all outstanding matters have been satisfactorily completed, take the necessary steps to give notice under Paragraph 84 of Schedule B1 of the Act to the Registrar of Companies to the effect that WWM1, WWM2 and WCTL have no remaining property which might permit distributions to their creditors, at which stage the Administrations will cease.
4. That the Joint Administrators, where they consider that there are funds available to be distributed to the non-preferential creditors (other than the Prescribed Parts) take the necessary steps to put WWM1, WWM2 and WCTL into either Creditors' Voluntary Liquidation or into Compulsory Liquidation as they deem appropriate. It is proposed that the Joint Administrators, currently Matthew Ingram and Philip Duffy of Duff & Phelps would act as Joint Liquidators should the Companies be placed into Creditors' Voluntary Liquidation. In accordance with Paragraph 83(7) of Schedule B1 to the Act and Rule 3.60(6)(b) of the Rules creditors may nominate a different person as the proposed liquidator, provided the nomination is received at this office prior to the approval of these proposals. In the absence of such nomination, the Joint Administrators will be appointed Joint Liquidators and in accordance with Section 231 of the Act any act required or authorised under any enactment to be done by the Joint Liquidators is to be done by all or any one or more of them.
5. That the Joint Administrators continue the Administration to deal with such outstanding matters in relation to EFB as the Joint Administrators consider necessary until the Administration ceases to have effect.
6. That the Joint Administrators do all such other things and generally exercise all their powers as contained in Schedule 1 of the Act, as they, in their sole and absolute discretion consider desirable or expedient to achieve the purpose of the Administration.
7. That the Joint Administrators, once all outstanding matters have been satisfactorily completed, take the necessary steps to give notice under Paragraph 84 of Schedule B1 of the Act to the Registrar of Companies to the effect that WWM1, WWM2 and WCTL has no remaining property which might permit distribution to creditors, at which stage the Administrations will cease.
8. That the Joint Administrators, where they consider that there are funds available to be distributed to the non-preferential creditors take the necessary steps to put WWM1, WWM2 and WCTL into either Creditors' Voluntary Liquidation or into Compulsory Liquidation as they deem appropriate. It is proposed that the Joint Administrators, currently Matthew Ingram and Philip Duffy of Duff & Phelps would act as Joint Liquidators should the Companies be placed into Creditors' Voluntary Liquidation. In accordance with Paragraph 83(7) of Schedule B1 to the Act and Rule 3.60(6)(b) of the Rules creditors may nominate a different person as the proposed liquidator, provided the nomination is received at this office prior to the approval of these proposals. In the absence of such nomination, the Joint Administrators will be appointed Joint Liquidators and in accordance with Section 231 of the Act any act required or authorised under any enactment to be done by the Joint Liquidators is to be done by all or any one or more of them.

### Appendix 3 – Receipts and Payments accounts

**Wine Cellar Trading Limited  
(In Administration)  
Joint Administrators' Trading Account**

	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>POST APPOINTMENT SALES</b>		
Sales	-	12,121,346.78
HMRC Furlough Grants	-	96,436.30
Covid-19 Grants	-	85,000.00
Sundry Refunds	-	133.97
Rental Income	-	6,675.04
	-	12,309,592.09
<b>TRADING EXPENDITURE</b>		
Utilities	1,363.19	291,777.71
Rents	-	278,546.32
Rates	8,016.56	86,751.26
Premises Licence Fees	-	750.00
Stock: EFBL	79,181.25	2,365,431.25
Telephone	-	17,083.50
Customer Reimbursement	-	50.00
Insurance	-	67,871.73
Pension Contributions	2,789.59	42,427.01
Bank Charges	-	38,808.60
Staff Expenses	-	4,435.66
PAYE	203,398.88	203,398.88
Hire of Equipment	-	14,386.00
Repairs and Maintenance	-	67,158.51
Sundry Expenses	-	2,370.00
Waste Services	-	14,438.71
Advertising	-	2,515.00
Menzies Distribution	-	114,078.75
Attachment of Earnings	-	4,197.28
Camelot Group - National Lotteries	-	1,278,403.70
Payroll	-	1,805,154.67
Paypoint	-	1,194,465.80
Payzone	-	4,648.31
NISA Retail Limited	-	4,069,347.50
Smiths News	-	215,610.16
Perishable Goods	-	445,073.99
BarronMcCan Limited	-	12,752.27
	(294,749.47)	(12,641,932.57)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(294,749.47)</b>	<b>(332,340.48)</b>

	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>FIXED CHARGE ASSET REALISATIONS</b>		
Cash	-	1.00
Chattels	-	6,750.00
Goodwill	-	1.00
	-	6,752.00
<b>FIXED CHARGE DISTRIBUTION</b>		
Rajinder Singh Chatha	-	6,752.00
	-	(6,752.00)
<b>FLOATING CHARGE ASSET REALISATIONS</b>		
Bank Interest Gross	4.14	5,484.35
Cash at Bank	-	601,301.04
Debtors	-	743.47
Lease Assignment Proceeds	88.14	13,000.00
Rates Refund	-	15.96
Sundries	34,944.60	35,076.64
Trading Surplus/(Deficit)	(294,749.47)	(332,340.48)
	(259,712.59)	323,280.98
<b>COST OF REALISATIONS</b>		
Bank Charges	7.20	3,892.71
Joint Administrators Remuneration	10,000.00	295,315.92
Media Agents	-	2,664.08
Legal Fees	-	2,250.00
Legal Disbursements	-	329.25
Pre-Appointment Agents Fees	-	16,000.00
Stationery & Postage	-	2,522.00
Statutory Advertising	-	139.96
Storage Costs	167.06	167.06
	(10,174.26)	(323,280.98)
	<b>(269,886.85)</b>	<b>0.00</b>
<b>REPRESENTED BY</b>		
Floating		-
		-

**Whittalls Wines Merchants 1 Limited  
(In Administration)  
Joint Administrators' Trading Account**

	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>POST APPOINTMENT SALES</b>		
Sales	-	9,851,486.96
HMRC Furlough Grants	-	104,070.74
Covid-19 Grants	-	225,000.00
Sundry Refunds	-	(181.13)
	-	10,180,376.57
<b>TRADING EXPENDITURE</b>		
Direct Labour	-	28.00
PAYE	543,112.93	543,112.93
Rents	-	1,231,581.89
Stock: EFBL	180,956.36	5,602,289.70
Telephone	-	23,925.85
Insurance	-	70,377.96
Pension Contributions	2,313.78	80,869.68
Bank Charges	-	13,366.54
Staff Expenses	-	10,854.38
Hire of Equipment	-	559.08
Repairs and Maintenance	-	40,571.29
Various Expenses	-	3,783.50
Advertising	-	7,106.20
Waste Services	-	7,311.71
Perishable Goods	-	2,732.80
Ambius	-	13,286.00
Printing and Postage	-	1,407.06
Payroll	-	1,963,594.31
Smiths News	-	3,193.47
Business Levy	-	34.53
Secure Trading	-	272.25
IT Services	-	12,467.61
Rates	168,936.85	352,889.08
Parking Space Rent	-	2,800.00
Utilities	3,090.12	167,961.56
Vehicle Tax	-	286.00
	(898,410.04)	(10,156,663.38)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(898,410.04)</b>	<b>23,713.19</b>



	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>FIXED CHARGE ASSET REALISATIONS</b>		
Cash	-	1.00
Chattels	-	10,500.00
Goodwill	-	1.00
Book Debts	-	8,000.00
Rent Deposits	-	7,750.00
Motor Vehicles	-	10,000.00
	-	36,252.00
<b>FIXED CHARGE DISTRIBUTION</b>		
European Food Brokers Limited	-	36,252.00
	-	(36,252.00)
<b>FLOATING CHARGE ASSET REALISATIONS</b>		
Bank Interest Gross	14.45	10,356.13
Cash at Bank	-	301,986.73
Court Settlements	-	23.39
Debtors	-	758.08
Lease Surrender Proceeds	-	34,000.00
Rent Deposit Refund	-	7,600.00
Trading Surplus/(Deficit)	(898,410.04)	23,713.19
	(898,395.59)	378,437.52
<b>COST OF REALISATIONS</b>		
Bank Charges	4.05	2,787.96
Joint Administrators Remuneration	50,000.00	358,400.75
Media Agents	-	1,712.62
Legal Fees	-	900.00
Legal Disbursements	-	1,221.70
Pre-Appointment Agents Fees	-	11,000.00
Stationery and Postage	-	1,985.00
Statutory Advertising	-	262.44
Storage Costs	167.06	167.05
	(50,171.11)	(378,437.52)
	<b>(948,566.70)</b>	<b>0.00</b>
<b>REPRESENTED BY</b>		
Floating		-
		-

**Whittalls Wines Merchants 2 Limited  
(In Administration)  
Joint Administrators' Trading Account**

	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>POST APPOINTMENT SALES</b>		
Sales	-	2,219,335.20
HMRC Furlough Grants	-	25,938.73
Covid-19 Grants	-	50,000.00
Sundry Refunds	-	152.80
	-	2,295,426.73
<b>TRADING EXPENDITURE</b>		
PAYE	87,129.48	87,129.48
Utilities	1,571.63	81,513.99
Rents	73,649.22	330,428.62
Stock: EFBL	50,806.20	1,092,472.86
Telephone	-	6,044.14
Insurance	-	22,232.24
Pension Contributions	126.08	17,167.99
Overdraft Interest	-	79.80
Repairs and Maintenance	-	10,985.13
Waste Services	-	6,623.17
Payroll	-	484,073.63
Smiths News	-	2,227.42
Rates	-	48,674.92
Ambius	-	3,931.20
Vehicle Tax	-	143.00
	(213,282.61)	(2,193,727.59)
<b>TRADING SURPLUS/(DEFICIT)</b>	<b>(213,282.61)</b>	<b>101,699.14</b>

	From 30/7/2021 To 29/1/2022 £	From 30/7/2021 To 29/1/2022 £
<b>FIXED CHARGE ASSET REALISATIONS</b>		
Cash	-	1.00
Chattels	-	3,750.00
Goodwill	-	1.00
Book Debts	-	2,000.00
Motor Vehicles	-	4,600.00
	-	10,352.00
<b>FIXED CHARGE DISTRIBUTION</b>		
European Food Brokers Limited	-	10,352.00
	-	(10,352.00)
<b>FLOATING CHARGE ASSET REALISATIONS</b>		
Bank Interest Gross	3.01	2,108.28
Cash at Bank	-	54,131.00
LBTT Return Refund	1,123.00	1,123.00
Trading Surplus/(Deficit)	(213,282.61)	101,699.14
	(212,156.60)	159,061.42
<b>COST OF REALISATIONS</b>		
Bank Charges	10.35	688.73
Joint Administrators Remuneration	50,000.00	155,225.00
Media Agents	-	428.16
Pre-Appointment Agents Fees	-	2,500.00
Statutory Advertising	-	52.48
Storage Costs	167.06	167.05
	(50,177.41)	(159,061.42)
	<b>(262,334.01)</b>	<b>0.00</b>
<b>REPRESENTED BY</b>		
Floating		-
		-

## Appendix 4 – Analysis of Expenses Incurred

### Joint Administrators' Expenses: Category 1 and Category 2

For details regarding the Joint Administrators Trading Expenses please refer to the Joint Administrators trading account at Appendix 3.

Category 1 Expenses WWM1			Current period		Cumulative period	
Company	Activity	Fee Basis	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
Keystone Law	Legal Fees & Disbursements	Fixed Fee	0	0	2,121.70	2,121.70
Barclays Bank	Bank Charges	Fixed	4.05	4.05	2,787.96	2,787.96
Spreckley Partners	Media Agents	Fixed Fee	0	0	1,712.62	1,712.62
SIA	Agents Fees	Fixed	0	0	11,000	11,000
Accurate Mailing Services	Postage	Per Letter	0	0	1,985.00	11,985.00
Courts Advertising	Statutory Advertising	Per Advert	0	0	262.44	262.44
Total Data Management	Storage Costs	Per Box	167.06	167.06	167.06	167.06
<b>Total</b>			<b>171.11</b>	<b>171.11</b>	<b>20,036.78</b>	<b>20,036.78</b>

Category 1 Expenses WWM2			Current period		Cumulative period	
Company	Activity	Fee Basis	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
Barclays Bank	Bank Charges	Fixed	3.01	3.01	688.73	688.73
Spreckley Partners	Media Agents	Fixed Fee	0	0	428.16	428.16
SIA	Agents Fees	Fixed	0	0	2,500.00	2,500.00
Courts Advertising	Statutory Advertising	Per Advert	0	0	52.48	52.48
Total Data Management	Storage Costs	Per Box	167.06	167.06	167.06	167.06
<b>Total</b>			<b>170.07</b>	<b>170.07</b>	<b>3,836.43</b>	<b>3,836.43</b>

Category 1 Expenses WCTL			Current period		Cumulative period	
Company	Activity	Fee Basis	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
Keystone Law	Legal Fees & Disbursements	Fixed Fee	0	0	2,579.25	2,579.25
Barclays Bank	Bank Charges	Fixed	7.20	7.20	3,892.71	3,892.71
Spreckley Partners	Media Agents	Fixed Fee	0	0	2,664.08	2,664.08
SIA	Agents Fees	Fixed	0	0	16,000.00	16,000.00
Accurate Mailing Services	Postage	Per Letter	0	0	2,522.00	2,522.00
Courts Advertising	Statutory Advertising	Per Advert	0	0	139.96	139.96
Total Data Management	Storage Costs	Per Box	167.06	167.06	167.06	167.06
<b>Total</b>			<b>174.26</b>	<b>174.26</b>	<b>27,962.06</b>	<b>27,962.06</b>

There have been no Category 2 Expenses Incurred.

## Notes

The above costs exclude VAT

The Joint Administrators' choice of professional advisors was based on their perception of the experience and ability of the respective firms/individuals to perform their work, the complexity and nature of the assignment and the basis of their fee.

Kroll Advisory Ltd being the employer of the Joint Administrators and the staff working on the Administration, is considered an associate of the Administrators.

It is considered that these expenses are fair and reasonable and proportionate to the Administration

## **Appendix 5 – Analysis of time charged**

### **Joint Administrators' Fees**

Refer to the table overleaf for a detailed breakdown on the Joint Administrators' time and cost summary in accordance with SIP 9

## Wine Cellar Trading Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 January 2019 to 29 January 2022

Classification of Work Function	Managing Director	Manager	Hours			Total Hours	Time Cost (£)	Avg Hourly Rate (£)
			Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	0.00	1.30	1.90	12.10	0.00	15.30	3,129.00	204.51
Cashiering & Accounting	0.00	154.20	52.80	294.15	0.00	501.15	132,399.00	264.19
Dealings with Directors and Management	0.00	0.10	0.30	8.25	0.00	8.65	1,477.00	170.75
IPS Set Up & Maintenance	0.00	0.00	1.10	2.40	0.00	3.50	639.25	182.64
Insurance	0.00	0.00	0.00	15.15	0.00	15.15	2,948.00	194.59
Statement of Affairs	0.00	0.20	0.10	0.00	0.00	0.30	113.50	378.33
Statutory Matters (Meeting & Reports & Notices)	0.00	15.95	13.35	69.95	0.00	99.25	23,560.50	237.39
Strategy Planning & Control	2.00	25.30	5.10	26.85	0.00	59.25	19,233.00	324.61
Tax Compliance / Planning	0.00	11.30	0.10	17.50	0.00	28.90	8,713.25	301.50
<b>Creditors</b>								
Creditors Committee	0.30	0.00	0.00	0.00	0.00	0.30	195.00	650.00
Communication With Creditors / Employees	0.00	39.10	2.30	226.65	0.00	268.05	56,003.25	208.93
Non Pref Creditor Claims Adjudication & Distribution	0.00	0.00	0.00	0.30	0.00	0.30	45.00	150.00
Non Pref Creditors / Employee Claims Handling	0.00	0.20	2.70	7.80	0.00	10.70	2,072.00	193.64
Pref Claims Adjudication & Distribution	0.00	0.00	3.70	0.90	0.00	4.60	1,195.00	259.78
Secured Creditors	0.00	6.10	0.20	1.35	0.00	7.65	3,244.50	424.12
<b>Investigations</b>								
CDDA & Reports & Communication	0.50	0.70	1.10	15.85	0.00	18.15	2,755.00	151.79
Financial Review and Investigation (S238/239 etc.)	0.00	0.00	0.10	8.00	0.00	8.10	1,391.50	171.79
<b>Realisation of Assets</b>								
Book Debts	0.00	0.10	0.00	0.40	0.00	0.50	114.00	228.00
Freehold and Leasehold Property	0.00	91.00	90.60	79.85	0.00	261.45	82,698.00	316.31
Other Tangible Assets	0.00	6.50	0.90	0.00	0.00	7.40	2,995.50	404.80
Sale of Business	0.50	61.50	13.40	28.85	0.00	104.25	37,352.00	358.29
Stock and Work In Progress	0.00	0.20	0.00	0.00	0.00	0.20	84.00	420.00
<b>Trading</b>								
Trading - Accounting	0.50	3.80	0.10	139.50	0.00	143.90	32,929.00	228.83
Trading - Employees	0.00	0.40	22.00	52.35	0.00	74.75	16,847.50	225.38
Trading - Hire Purchase Matters	0.00	0.20	0.00	0.00	0.00	0.20	84.00	420.00
Trading - Insurance	0.00	0.00	0.00	1.60	0.00	1.60	394.00	246.25
Trading - Operations	0.20	341.30	66.70	537.65	0.00	945.85	267,229.75	282.53
<b>Total Hours:</b>	4.00	759.45	278.55	1,547.40	0.00	2,589.40		270.27
<b>Total Fees (£):</b>	2,276.00	339,936.25	85,152.25	272,477.00	0.00		699,841.50	

## Wine Cellar Trading Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 July 2021 to 29 January 2022

Classification of Work Function	Managing Director	Manager	Hours			Total Hours	Time Cost (£)	Avg Hourly Rate (£)
			Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	0.00	0.30	0.00	0.00	0.00	0.30	150.00	500.00
Cashiering & Accounting	0.00	2.20	0.00	4.40	0.00	6.60	1,820.00	275.76
Statutory Matters (Meeting & Reports & Notices)	0.00	2.80	0.00	6.70	0.00	9.50	2,893.00	304.53
Strategy Planning & Control	0.00	5.00	0.00	1.90	0.00	6.90	2,870.00	415.94
Tax Compliance / Planning	0.00	1.30	0.00	3.75	0.00	5.05	1,537.50	304.46
<b>Creditors</b>								
Dealings with creditors and employees	0.00	0.00	0.00	2.50	0.00	2.50	625.00	250.00
<b>Realisation of Assets</b>								
Freehold and Leasehold Property	0.00	0.00	0.00	1.05	0.00	1.05	262.50	250.00
<b>Trading</b>								
Trading - Accounting	0.00	0.00	0.00	6.05	0.00	6.05	1,512.50	250.00
Trading - Operations	0.00	8.70	0.00	11.15	0.00	19.85	7,137.50	359.57
<b>Total Hours:</b>	0.00	20.30	0.00	37.50	0.00	57.80		325.40
<b>Total Fees (£):</b>	-	9,986.00	-	8,820.00	-		18,808.00	

## Whittalls Wines Merchants 1 Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 January 2019 to 29 January 2022

Classification of Work Function	Managing Director	Manager	Hours			Total Hours	Time Cost (£)	Avg Hourly Rate (£)
			Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	0.50	1.30	1.80	9.45	0.00	13.05	3,183.00	243.91
Cashiering & Accounting	0.00	103.20	41.30	163.35	4.00	311.85	88,610.00	284.14
Dealings with Directors and Management	0.00	0.10	0.30	2.45	0.00	2.85	547.50	192.11
IPS Set Up & Maintenance	0.00	0.00	1.10	3.50	0.00	4.60	765.75	166.47
Insurance	0.00	0.00	0.00	3.45	0.00	3.45	572.00	165.80
Statement of Affairs	0.00	0.20	0.10	0.00	0.00	0.30	113.50	378.33
Statutory Matters (Meeting & Reports & Notices)	0.00	15.90	13.55	62.55	0.00	92.00	22,421.25	243.71
Strategy Planning & Control	1.50	28.40	5.10	24.55	0.00	59.55	19,972.00	335.38
Tax Compliance / Planning	0.00	12.30	0.10	14.10	0.00	26.50	8,362.50	315.57
<b>Creditors</b>								
Communication With Creditors / Employees	0.30	34.40	2.40	90.50	0.00	127.60	30,367.75	237.99
Non Pref Creditor Claims Adjudication & Distribution	0.00	0.00	0.00	0.40	0.00	0.40	60.00	150.00
Non Pref Creditors / Employee Claims Handling	0.00	0.20	2.70	4.15	0.00	7.05	1,520.00	215.60
Pref Claims Adjudication & Distribution	0.00	0.00	3.40	0.00	0.00	3.40	1,003.00	295.00
Secured Creditors	0.00	6.90	0.20	2.60	0.00	9.70	3,821.00	393.92
<b>Investigations</b>								
CDDA & Reports & Communication	0.50	0.60	1.10	3.15	0.00	5.35	1,236.25	231.07
Financial Review and Investigation (S238/239 etc.)	0.00	0.00	0.10	4.20	0.00	4.30	512.50	119.19
<b>Realisation of Assets</b>								
Book Debts	0.00	0.20	0.00	0.90	0.00	1.10	246.00	223.64
Freehold and Leasehold Property	0.00	188.30	72.60	52.85	0.00	313.75	117,457.00	374.36
Other Tangible Assets	0.00	9.40	1.00	0.00	0.00	10.40	4,499.00	432.60
Sale of Business	0.00	62.40	12.20	10.15	0.00	84.75	33,791.00	398.71
Stock and Work In Progress	0.00	0.20	0.00	0.00	0.00	0.20	84.00	420.00
<b>Trading</b>								
Trading - Accounting	0.00	6.10	0.10	104.40	0.00	110.60	26,319.50	237.97
Trading - Employees	0.00	0.00	14.90	21.00	0.00	35.90	8,469.50	235.92
Trading - Hire Purchase Matters	0.00	0.20	0.00	0.00	0.00	0.20	84.00	420.00
Trading - Insurance	0.00	0.00	0.50	0.20	0.00	0.70	197.50	282.14
Trading - Operations	0.00	287.00	61.60	348.30	0.00	696.90	209,289.25	300.31
<b>Total Hours:</b>	2.80	757.30	236.15	926.20	4.00	1,926.45		302.89
<b>Total Fees (£):</b>	1,760.00	342,154.00	72,140.75	166,690.00	760.00		583,504.75	

## Whittalls Wines Merchants 1 Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 July 2021 to 29 January 2022

Classification of Work Function	Managing Director	Manager	Hours			Total Hours	Time Cost (£)	Avg Hourly Rate (£)
			Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	0.50	0.30	0.00	0.00	0.00	0.80	475.00	593.75
Cashiering & Accounting	0.00	2.70	0.40	8.40	0.00	11.50	3,042.00	264.52
Statutory Matters (Meeting & Reports & Notices)	0.00	3.10	0.00	6.35	0.00	9.45	2,955.50	312.75
Strategy Planning & Control	0.00	7.00	0.00	4.65	0.00	11.65	4,284.50	367.77
Tax Compliance / Planning	0.00	1.70	0.00	4.55	0.00	6.25	1,937.50	310.00
<b>Creditors</b>								
Dealings with creditors and employees	0.00	0.00	0.00	2.50	0.00	2.50	625.00	250.00
<b>Realisation of Assets</b>								
Other Tangible Assets	0.00	0.60	0.00	0.00	0.00	0.60	300.00	500.00
<b>Trading</b>								
Trading - Accounting	0.00	0.00	0.00	8.95	0.00	8.95	2,237.50	250.00
Trading - Operations	0.00	9.00	0.00	5.05	0.00	14.05	5,762.50	410.14
<b>Total Hours:</b>	0.50	24.40	0.00	40.45	0.00	65.75		328.81
<b>Total Fees (£):</b>	325.00	12,095.00	178.00	9,021.50	0.00		21,619.50	



## Whittalls Wines Merchants 2 Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 January 2019 to 29 January 2022

Classification of Work Function	Hours					Total Hours	Time Cost (£)	Avg Hourly Rate (£)
	Managing Director	Manager	Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	1.50	0.80	1.70	7.75	0.00	11.75	3,241.50	275.87
Cashiering & Accounting	0.00	41.60	27.60	104.55	0.00	173.75	46,760.50	269.13
Dealings with Directors and Management	0.00	0.10	0.30	2.10	0.00	2.50	499.50	199.80
IPS Set Up & Maintenance	0.00	0.00	1.10	1.65	0.00	2.75	538.75	195.91
Insurance	0.00	0.00	0.00	1.25	0.00	1.25	158.00	126.40
Statement of Affairs	0.00	0.20	0.10	0.00	0.00	0.30	113.50	378.33
Statutory Matters (Meeting & Reports & Notices)	0.00	9.70	12.65	59.55	0.00	81.90	18,769.50	229.18
Strategy Planning & Control	1.00	12.60	4.70	17.35	0.00	35.65	10,834.00	303.90
Tax Compliance / Planning	0.00	6.70	0.00	8.10	0.00	14.80	4,728.00	319.46
<b>Creditors</b>								
Communication With Creditors / Employees	0.30	8.20	1.30	36.75	0.00	46.55	10,245.25	220.09
Non Pref Creditors / Employee Claims Handling	0.00	0.00	1.70	1.55	0.00	3.25	735.00	226.15
Pref Claims Adjudication & Distribution	0.00	0.00	3.50	0.00	0.00	3.50	1,032.50	295.00
Secured Creditors	0.00	1.30	0.00	0.50	0.00	1.80	751.00	417.22
<b>Investigations</b>								
CDDA & Reports & Communication	0.50	0.60	1.10	2.00	0.00	4.20	1,169.00	278.33
Financial Review and Investigation (S238/239 etc.)	0.00	0.00	0.10	3.70	0.00	3.80	455.00	119.74
<b>Realisation of Assets</b>								
Book Debts	0.00	0.10	0.00	0.00	0.00	0.10	42.00	420.00
Freehold and Leasehold Property	0.00	43.10	24.50	21.75	0.00	89.35	30,927.25	346.14
Other Tangible Assets	0.00	3.80	0.80	0.00	0.00	4.60	1,832.00	398.26
Sale of Business	0.00	16.00	13.10	6.65	0.00	35.75	12,408.50	347.09
Stock and Work In Progress	0.00	0.10	0.00	0.00	0.00	0.10	42.00	420.00
<b>Trading</b>								
Trading - Accounting	0.00	1.00	0.10	76.55	0.00	77.65	17,768.50	228.83
Trading - Employees	0.00	0.00	12.50	12.85	0.00	25.35	6,159.00	242.96
Trading - Hire Purchase Matters	0.00	0.00	0.00	0.20	0.00	0.20	50.00	250.00
Trading - Insurance	0.00	129.40	44.70	182.10	0.00	356.20	105,262.75	295.52
Trading - Operations	0.00	0.00	0.00	0.80	0.00	0.80	144.00	180.00
<b>Total Hours:</b>	3.30	275.30	151.55	547.70	0.00	977.85		280.89
<b>Total Fees (£):</b>	2,085.00	123,495.00	46,492.25	102,594.75	0.00		274,667.00	

## Whittalls Wines Merchants 2 Limited

### Analysis of Joint Administrators' Post Administration Time Costs for the period 30 July 2021 to 29 January 2022

Classification of Work Function	Hours					Total Hours	Time Cost (£)	Avg Hourly Rate (£)
	Managing Director	Manager	Senior	Assistant	Support			
<b>Administration and Planning</b>								
Case Review & Case Diary Management	0.50	0.20	0.00	0.00	0.00	0.70	425.00	607.14
Cashiering & Accounting	0.00	1.50	0.50	7.45	0.00	9.45	2,355.00	249.21
Statutory Matters (Meeting & Reports & Notices)	0.00	2.00	0.00	6.35	0.00	8.35	2,405.50	288.08
Strategy Planning & Control	0.00	2.10	0.00	5.00	0.00	7.10	1,828.00	257.46
Tax Compliance / Planning	0.00	0.70	0.00	2.75	0.00	3.45	987.50	286.23
<b>Creditors</b>								
Dealings with creditors and employees	0.00	0.00	0.00	2.50	0.00	2.50	625.00	250.00
<b>Realisation of Assets</b>								
Freehold and Leasehold Property	0.00	0.00	0.00	0.35	0.00	0.35	87.50	250.00
<b>Trading</b>								
Trading - Accounting	0.00	0.00	0.00	5.00	0.00	5.00	1,250.00	250.00
Trading - Operations	0.00	2.60	0.00	3.15	0.00	5.75	2,087.50	363.04
<b>Total Hours:</b>	0.50	9.10	0.50	32.55	0.00	42.65		282.56
<b>Total Fees (£):</b>	325.00	4,433.00	222.50	7,070.50	0.00		12,051.00	

## Appendix 6 – Narrative of work carried out for the period to 29 January 2022

The key areas of work have been:

### SIP 9 narrative for the period 30 July 2021 to 29 January 2022

Administration and planning	<ul style="list-style-type: none"> <li>• Monitoring and reviewing the Administration strategy;</li> <li>• Briefing staff on the Administration strategy and matters in relation to workstreams;</li> <li>• Regular case management and reviewing of process including regular team update meetings and calls;</li> <li>• Meeting with management to review and update strategy and monitor progress;</li> <li>• Reviewing and authorising junior staff correspondence and other work;</li> <li>• Dealing with queries arising during the appointment;</li> <li>• Reviewing matters affecting the outcome of the Administration;</li> <li>• Allocating and managing staff / case resourcing and budgeting exercises and reviews;</li> <li>• Liaising with legal advisors regarding various instructions, including agreeing content of engagement letters; and</li> <li>• Complying with internal filing and information recording practices, including documenting strategy decisions.</li> </ul>
Creditors	<ul style="list-style-type: none"> <li>• Updating the list of Unsecured Creditors;</li> <li>• Responding to enquiries from Creditors regarding the Administration and submission of their claims;</li> <li>• Reviewing completed forms submitted by Creditors, recording claim amounts, and maintaining claim records; and</li> <li>• Drafting progress statutory progress reports.</li> <li>• Providing written and oral updates to the Secured Lenders regarding the progress of the Administration and cases strategy;</li> <li>• Filing notice of the extension of the Administration; and</li> </ul>
Investigations	<ul style="list-style-type: none"> <li>• Managing and reviewing the Company books and records;</li> <li>• Investigating the affairs of the Company to identify any actions available to the Company against third parties in respect of antecedent transactions or other litigation;</li> <li>• Obtaining records from third parties;</li> <li>• Conducting interviews with counterparties and officeholders;</li> <li>• Enquiring with counterparties who has raised disputes against the Company;</li> <li>• Reviewing pre-appointment transactions; and</li> <li>• Documenting investigations.</li> </ul>
Statutory and compliance	<ul style="list-style-type: none"> <li>• Ensuring compliance with all statutory obligations within the relevant timescales;</li> <li>• Uploading information to the Creditors' Portal/Website;</li> <li>• Drafting and publishing progress reports;</li> <li>• Running decision procedures;</li> <li>• Reviewing time costs to date and producing analysis of time incurred which is compliant with SIP 9;</li> <li>• Monitoring the fees estimate; and</li> <li>• Monitoring the expenses estimate.</li> </ul>

Cashiering	<ul style="list-style-type: none"><li>• Preparing statutory Receipts and Payments accounts;</li><li>• Renewing bonding and complying with statutory requirements;</li></ul>
Asset realisations	<ul style="list-style-type: none"><li>• Collating information from the Company's records regarding assets, specifically compiling historical Company records on motor vehicles, records of purchase and part exchange trading on the vehicles;</li><li>• Liaising with finance companies in respect of assets subject to finance agreements;</li><li>• Liaising with agents regarding the sale of assets;</li><li>• Liaising with suppliers on retention of title claims;</li><li>• Reviewing outstanding debtors and management of debt collection strategy;</li><li>• Communicating with landlords regarding rent; property occupation and other property issues;</li><li>• Liaising with third parties regarding costs incurred;</li><li>• Collecting and paying rent due on the Company's remaining premises;</li><li>• Reviewing and agreeing invoices;</li><li>• Reviewing costs incurred to ensure recorded accurately; and</li><li>• Arranging payments to agents and solicitors in a timely manner.</li></ul>
Trading	<ul style="list-style-type: none"><li>• Attending to supplier and customer queries and correspondence;</li><li>• Reviewing invoices to ensure they correspond with the relevant purchase orders;</li><li>• Raising payments to suppliers in respect of Administration costs;</li><li>• Contacting all suppliers to obtain final invoices for the trading period.</li><li>• Communicating with Landlords regarding rent; property occupation and other issues; and</li><li>• Liaising with third parties regarding costs incurred.</li></ul>
Tax	<ul style="list-style-type: none"><li>• Analysing and considering the tax effects of asset sales;</li><li>• Working on tax returns relating to the periods affected by the Administrator;</li><li>• Analysing VAT related transactions; reviewing the Company's duty position to ensure compliance with duty requirements; and</li><li>• Dealing with post appointment tax compliance.</li></ul>

## **Appendix 7 – Statement of Creditors' rights**

*Rule numbers refer to Insolvency (England & Wales) Rules 2016 (as amended)*

*Section or paragraph numbers refer to Insolvency Act 1986*

If you require a copy of any relevant rule or section, please contact Matthew Dunnill at [Matthew.Dunnill@kroll.com](mailto:Matthew.Dunnill@kroll.com).

### **Information for Creditors on remuneration and expenses of Administrators**

Information regarding the fees and expenses of Administrators, including details of the expenses policy and hourly charge out rates for each grade of staff that may undertake work on this case, is in a document called "Administration: A Creditor's Guide to Insolvency Practitioner Fees". This can be viewed and downloaded from the website at:

<https://www.kroll.com/en-gb/services/restructuring-advisory/creditor-guides-and-employee-fact-sheets>

Should you require a copy, please contact this office.

### **Creditors' requests for further information**

If you would like to request more information about the Joint Administrators' remuneration and expenses disclosed in this progress report, you must do so in writing within 21 days of receiving this progress report.

Requests from Unsecured Creditors must be made with the concurrence of at least 5% in value of Unsecured Creditors (including, the Unsecured Creditor making the request) or with the permission of the Court.

### **Creditors' right to challenge our remuneration and expenses**

If you wish to challenge the basis of the Joint Administrators' remuneration, the remuneration charged, or the expenses incurred during the period covered by this progress report, you must do so by making an application to Court within eight weeks of receiving this progress report.

Applications are by Unsecured Creditors (including the Unsecured Creditors making the challenge) or with the permission of the Court.

The full text of the relevant rules can be provided on request by writing to Matthew Dunnill at Kroll Advisory Ltd., The Chancery, 58 Spring Gardens, Manchester, M2 1EW.

## Appendix 8 – Definitions

Word or Phrase	Definition
the Act	The Insolvency Act 1986 (as amended)
the Appointment Date	30 January 2019 being the date of appointment of the Joint Administrators
BEIS	Department for Business, Energy & Industrial Strategy
Category 1 Expenses	The Joint Administrators' expenses, in dealing with the Administration, to persons providing the service to which the expense relates and who are not an associate of the Administrator. These expenses can be paid without prior approval
Category 2 Expenses	The Joint Administrators' expenses, in dealing with the Administration, to associates or where there is an element of shared costs. Such expenses require approval by creditors before payment
the Companies	Wine Cellar Trading Limited (Company Number: 06981430); Whittalls Wines Merchants 1 Limited (Company Number: 07603355) and Whittalls Wines Merchants 2 Limited (Company Number: 07603449)
the Cumulative Period	The period from 30 January 2019 to 29 January 2022
the Directors	Ayodele Akintola and Balbir Singh Chatha, the Directors of the Companies
EC Regulation	EC Regulation on Insolvency Proceedings 2000
EFB	EFB Retail Limited (In Administration) (Company Number: 03145057)
EFBL	European Food Brokers Limited (Company Number: 02596840), a connected company who supplies the majority of stock to the Companies, and holder of first ranking fixed and floating charges over the business and assets of WWM1 and WWM2
HMRC	HM Revenue and Customs
the Joint Administrators	Michael Lennon and Matthew Ingram of Kroll Advisory Ltd, The Chancery, 58 Spring Gardens, Manchester, M2 1EW.
NISA	Nisa Retail Limited, a supplier of the Companies
Preferential Creditor/s	A creditor with a claim that ranks in priority to other unsecured creditors, to floating charge holders and the prescribed part. Preferential debts are either 'ordinary', such as certain employee claims, or 'secondary', such as HMRC's claims for VAT and PAYE income tax, which will rank for payment after the ordinary preferential claims are paid in full.
the Prescribed Part	Pursuant to Section 176A of the Act, where a floating charge is created after 15 September 2003, a designated amount of the

	Company's net property (floating charge assets less costs of realisation) shall be made available to Unsecured Creditors
the Previous Progress Report	The Joint Administrators Progress Report dated 27 August 2021
the Purchaser	Wine Retail Limited, the purchaser of the business and assets of the Company
the Reporting Period	The period from 30 July 2021 to 29 January 2022
ROT	Retention of Title
RPS	Redundancy Payments Service
the Rules	The Insolvency (England & Wales) Rules 2016 (as amended)
SIP 9	Statement of Insolvency Practice 9 – Industry best practice for Insolvency Practitioners in relation to disclosure of remuneration and expenses
TUPE	The Transfer of Undertaking (Protection of Employment) Regulations 2006

## **Appendix 9 – Notice about this report**

This report has been prepared by Michael Lennon and Matthew Ingram, the Joint Administrators of the Company, solely to comply with their statutory duty to report to Creditors under the Insolvency (England and Wales) Rules 2016 on the progress of the Administration, and for no other purpose. It is not suitable to be relied upon by any other person, or for any other purposes, or in any other context.

This report has not been prepared in contemplation of it being used, and is not suitable to be used, to inform any investment decision in relation to the debt of any financial interest in the Company or any other company in the same group.

Any estimated outcomes for Creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for Creditors.

Any person that chooses to rely on this report for any purpose or in any context other than under the Insolvency (England and Wales) Rules 2016 does so at their own risk. To the fullest extent permitted by law, the Joint Administrators do not assume any responsibility and will not accept any liability in respect of this report to any such person.

Michael Lennon and Matthew Ingram are authorised to act as insolvency practitioners by the Insolvency Practitioners Association.

The Joint Administrators are bound by the Insolvency Code of Ethics.

The Joint Administrators act as agents for the Company and contract without personal liability. The appointments of the Joint Administrators are personal to them and, to the fullest extent permitted by law, Kroll Advisory Ltd does not assume any responsibility and will not accept any liability to any person in respect of this Progress Report or the conduct of the Administration.