

# LIQ03

## Notice of progress report in voluntary winding up



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 7 6 9 0 9 4 2

Company name in full Monument Building (Luxembourg) Holding Limited

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Matthew

Surname Coomber

### 3 Liquidator's address

Building name/number 1

Street More London Place

Post town London

County/Region

Postcode S E 1 2 A F

Country United Kingdom

### 4 Liquidator's name ①

Full forename(s) Richard

Surname Barker

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number 1

Street More London Place

Post town London

County/Region

Postcode S E 1 2 A F

Country United Kingdom

#### ② Other liquidator

Use this section to tell us about  
another liquidator.

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### 6 Period of progress report

From date	<sup>d</sup> 2	<sup>d</sup> 0	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 1
To date	<sup>d</sup> 1	<sup>d</sup> 9	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 2

### 7 Progress report

☒ The progress report is attached

### 8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup> 2	<sup>d</sup> 9	<sup>m</sup> 0	<sup>m</sup> 4	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 2
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**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 Lilia Gordon

Company name Ernst & Young LLP

Address No.1 Colmore Square

Post town Birmingham

County/Region

Postcode

B

4

6

H

Q

Country

DX

Telephone 0121 535 2195

**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)**

TO ALL MEMBERS

29 April 2022

Ref: MC/RB/LG/FG  
Contact: Finlay Greig  
Direct line: +44 13 1460 2397

Email:  
solventliquidations@parthenon.ey.com

Dear Sirs

**Monument Building (Luxembourg) Holding Limited  
(In Members' Voluntary Liquidation) ("the Company")**

As you will be aware, Caroline Rifkind and Emma Cray of PricewaterhouseCoopers LLP ("PWC") were appointed as Joint Liquidators of the Company on 20 March 2019. Steven Sherry of PWC was subsequently appointed Joint Liquidator on 20 December 2019 in replacement of Caroline Rifkind who ceased to act as Joint Liquidator on 27 January 2020.

Patrick Joseph Brazzill and I were appointed replacement Joint Liquidators of the Company on 15 March 2021 for the purposes of concluding the winding up process and subsequently Emma Cray and Steven Sherry both ceased to act on 16 March 2021. In accordance with a Court Order dated 23 March 2022, Patrick Joseph Brazzill was replaced as Joint Liquidator by Richard Barker, an Insolvency Practitioner licenced by the Insolvency Practitioners Association. In compliance with the terms of the Order, a block advertisement was advertised in the London Gazette on 7 April 2022.

Pursuant to the Order, each member has the right to apply to vary or discharge the Order within 28 days of receipt of this notification.

I now write to provide you with our report on the progress of the liquidation for the period from 20 March 2021 to 19 March 2022. This report should be read in conjunction with our previous annual progress report dated 4 May 2021 and the former Joint Liquidators' annual progress report dated 15 May 2020.

In accordance with the provisions of the Insolvency Rules (England and Wales) 2016 ("the Rules") we are required to provide certain information about the Company and the Joint Liquidators. The information can be found in Appendix A of this report. A copy of our receipts and payments account for the period from 20 March 2021 to 19 March 2022 and the cumulative period is at Appendix B.

**Progress during the period of the report**

**Assets**

As at the date of the liquidation, the Company's sole asset was an intercompany receivable balance in the sum of £1 due from Monument Building Luxembourg (Holding) S.A.R.L, the Company's sole shareholder. This asset has not been realised and is expected to be distributed in specie at the conclusion of the liquidation.

## Liabilities

The Company had no known external creditors at the date of liquidation.

An advert was placed in the London Gazette by the former Joint Liquidators requesting creditors of the Company to prove their claims by 26 April 2019, in accordance with Rule 14.38(1)(c) of the Insolvency (England and Wales) Rules 2016. It is understood that no such claims were received by the deadline.

Following the appointment of the replacement Joint Liquidators, an advert was also placed in the London Gazette on 23 March 2021 requesting creditors of the Company to prove their claims by 30 April 2021, in accordance with Rule 14.38(1)(c) of the Insolvency (England and Wales) Rules 2016. No such claims have been received.

## Outstanding matters

### Ongoing tax enquiry

The tax enquiry opened by HM Revenue & Customs ("HMRC") is still ongoing and the Company's tax advisors continue to liaise with HMRC to resolve this matter.

### Tax liability and statutory interest

As previously reported, upon my appointment as Joint Liquidator, I was advised by the former Joint Liquidators that there was an outstanding tax liability of £28,122 due to HMRC. The liability consisted of an interest charge of £27,922 incurred due to the late payment of Corporation Tax for the period ended 31 December 2018 and a penalty of £200.

In the period of my report, the liability was settled in full by Monument Building (Luxembourg) Holding S.a.r.l ("the Shareholder") under an undertaking to settle amounts due to HMRC. There is no recourse to the estate for any amounts paid under the undertaking.

### Outstanding tax return

As previously reported, the final pre liquidation return for the period 1 January 2019 to 19 March 2019 remained outstanding and despite confirming to HMRC that there were no transactions in this period they have requested a nil return is filed for this period.

A late filing penalty was issued by HMRC for this return which was settled by the Shareholder. Subsequently we have been notified of a refund of £400 due to the Company from HMRC in relation to a penalty repayment for the accounting period from 1 January 2019 to 19 March 2019. We are currently liaising with HMRC in relation to this refund and the requirement to submit a return for this period.

Upon resolution of the above matters, we will be in a position to seek tax clearances and conclude the liquidation.

## Joint Liquidators' remuneration

Our remuneration was fixed on a time-cost basis by a resolution of the members passed on 15 March 2021. Details of amounts paid, name of the payor and the relationship between the payor and the Company, are available upon request to me at 1 More London Place, London SE1 2AF.

A contractual arrangement exists with a third party in respect of the Joint Liquidators' remuneration and as such there is no recourse to the estate.

**Joint Liquidators' statement of expenses incurred**

No expenses have been incurred during the period covered by this report.

**Members' rights to further information about, and challenge, remuneration and expenses**

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided in Appendix C.

Should you wish to discuss any matters arising from this report, please do not hesitate to contact Finlay Greig on the direct line telephone number shown above.

Yours faithfully  
for the Company



M Coomber  
Joint Liquidator

Richard Barker is licensed in the United Kingdom to act as an Insolvency Practitioner by the Insolvency Practitioners Association.  
Matthew Coomber is licensed in the United Kingdom to act as an Insolvency Practitioner by the Insolvency Practitioners Association.

The Joint Liquidators may act as data controllers of personal data as defined by the UK General Data Protection Regulation (as incorporated in the Data Protection Act 2018), depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Liquidators. Personal data will be kept secure and processed only for matters relating to the Joint Liquidators' appointment. The Office Holder Data Privacy Notice can be found at [www.ey.com/uk/officeholderprivacy](http://www.ey.com/uk/officeholderprivacy).

Monument Building (Luxembourg) Holding Limited  
(In Members' Voluntary Liquidation) ("the Company")

Information about the Company and the Joint Liquidators

Registered office address of the Company:	Ernst & Young LLP 1 More London Place London SE1 2AF
Registered number:	07690942
Full names of the Joint Liquidators:	Matthew Coomber and Richard Barker
Joint Liquidators' address(es):	Ernst & Young LLP 1 More London Place London SE1 2AF
Telephone number through which the Joint Liquidators can be contacted	+44 13 1460 2397
Date of appointment of the original Joint Liquidators	20 March 2019
Details of any changes in Liquidator:	Steven Sherry was appointed on 20 December 2019  Caroline Rifkind ceased to act on 27 January 2020  Matthew Coomber and Patrick Brazzill were appointed on 15 March 2021  Emma Cray and Steven Sherry ceased to act on 16 March 2021  Richard Barker was appointed on 23 March 2022  Patrick Joseph Brazzill ceased to act on 23 March 2022

Monument Building (Luxembourg) Holding Limited  
(In Members' Voluntary Liquidation) ("the Company")

Joint **Liquidators' receipts and payments** account for the period from 20 March 2021 to 19 March 2022

Declaration of Solvency Estimated to Realise Values £		In this report period 20 March 21 to 19 March 22 £	Cumulative Period 20 March 19 to 19 March 22 £
	Receipts		
1	Amounts due from group company	NIL	NIL
1		NIL	NIL
	Payments		
NIL		NIL	NIL
NIL	Balance at bank at 19 March 2022	NIL	NIL

Notes

1. Receipts and payments are stated net of VAT.
2. The Joint Liquidators' remuneration was fixed on a time-cost basis by a resolution of the members passed on 15 March 2021.

**Members' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 18.9 and 18.34 of the Insolvency (England and Wales) Rules 2016 (as amended)**

**18.9 Creditors' and members' request for further information**

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 or account 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 or account 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).

#### 18.34 **Members'** claim that remuneration is 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").

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