

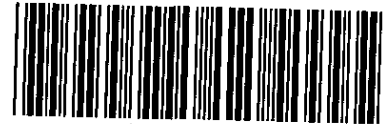
# LIQ03

## Notice of progress report in voluntary winding up



Companies House

MONDAY



\*A87SQ3S8\*

A13

17/06/2019

#302

COMPANIES HOUSE

<b>1</b>	<b>Company details</b>	
Company number	0 9 9 8 1 6 8 7	→ Filling in this form Please complete in typescript or in bold black capitals
Company name in full	Bilt Group Ltd	
<b>2</b>	<b>Liquidator's name</b>	
Full forename(s)	Michael	
Surname	Chamberlain	
<b>3</b>	<b>Liquidator's address</b>	
Building name/number	Resolution House	
Street	12 Mill Hill	
Post town	Leeds	
County/Region		
Postcode	L S 1 5 D Q	
Country		
<b>4</b>	<b>Liquidator's name ①</b>	
Full forename(s)		
Surname		
	① Other liquidator Use this section to tell us about another liquidator	
<b>5</b>	<b>Liquidator's address ②</b>	
Building name/number		
Street		
Post town		
County/Region		
Postcode		
Country		
	② Other liquidator Use this section to tell us about another liquidator.	

LIQ03

Notice of progress report in voluntary winding up

**6** Period of progress report

From date	d	1	d	9	m	0	m	4	y	2	y	0	y	1	y	8
To date	d	1	d	8	m	0	m	4	y	2	y	0	y	1	y	9

**7** Progress report

☒ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

x

M Chambel

x

Signature date

d	1	d	3	m	0	m	6	y	2	y	0	y	1	y	9
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

LIQ03

## Notice of progress report in voluntary winding up

**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Richard Lunn**

Company name **Chamberlain & Co**

Address **Resolution House**

**12 Mill Hill**

Post town **Leeds**

County/Region

Postcode **L S 1 5 D Q**

Country

FX

Telephone **0113 2420808**

**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)**

**Statement  
of Affairs  
£**

From 19/04/2017  
To 18/04/2019

£

3

£

Mad

05 June 2019 14:38

# **Liquidator's Annual Progress Report to Creditors & Members**

## **Bilt Group Ltd - In Liquidation**

**Period ended: 18 April 2019**

**Dated: 13 June 2019**

## **BILT GROUP LTD - IN LIQUIDATION**

### **CONTENTS**

- 1** Introduction and Statutory Information
- 2** Receipts and Payments
- 3** Progress of the Liquidation
- 4** Creditors
- 5** Liquidator's Remuneration
- 6** Creditors' Rights
- 7** Next Report

### **APPENDICES**

- A** Receipts and Payments Account for the Period from 19 April 2018 to 18 April 2019, together with a Cumulative Receipts and Payments Account from the date since the Liquidator's Appointment to the end of the Period.
- B** Time Analysis for the Period from the 19 April 2018 to 18 April 2019, together with a Cumulative Time Analysis from the date since the Liquidator's Appointment to the end of the Period.
- C** Additional information in relation to Liquidator's Fees, Expenses & Disbursements.

**1 Introduction and Statutory Information**

- 1.1 I, Michael Chamberlain of Chamberlain & Co, Resolution House, 12 Mill Hill, Leeds, LS1 5DQ, was appointed as Liquidator of Bilt Group Ltd (the **Company**) on 19 April 2017. This progress report covers the period from 19 April 2018 to 18 April 2019 (**the Period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1.2 Information about the way that we will use and store personal data in relation to insolvency appointments can be found on our website [www.chamberlain-co.co.uk](http://www.chamberlain-co.co.uk) and is located in General Data Protection Regulation (GDPR) in the Resources section. If you are unable to download this, please contact my office and a hard copy will be provided to you.
- 1.3 The principal trading address of the Company was Unit 7 Webster Court, Carina Park, Westbrook, Warrington, WA5 8WD.
- 1.4 The registered office of the Company was c/o Haines Watts, Pacific Chambers, Liverpool, L2 5QQ and has been changed to Resolution House, 12 Mill Hill, Leeds, LS1 5DQ. Its registered number is 09981687.

**2 Receipts and Payments**

- 2.1 My Receipts and Payments Account covering the Period of this report is attached at Appendix A, together with a Cumulative Receipts and Payments Account from the date of my appointment as Liquidator to the end of the Period.
- 2.2 No interest has been received during the Period.

**3 Progress of the Liquidation**

- 3.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidator and his staff.

***Administration (including statutory compliance & reporting)***

- 3.2 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated would need to be done in this area was outlined to creditors in my initial fees estimate/information.
- 3.3 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidator.
- 3.4 As noted in my initial fees estimate/information, this work will not necessarily bring any financial benefit to creditors, but is required on every case by statute.

***Realisation of Assets***

- 3.5 According to the director's statement of affairs, the company had no assets other than debts due from associated companies amounting to £106,044, which had an anticipated realisable value of nil. These associated companies have also been placed into liquidation and it was not anticipated there would be any dividends to creditors from these liquidations.

Antecedent Transaction

- 3.6 Following a review of the Company's bank statements and electronic records, I identified a number of transactions of substantial value.
- 3.7 I am in negotiations with the parties involved and am hopeful that an offer of settlement or a settlement agreement will be agreed in the near future. Due to the nature of the investigation I am unable to provide any further information regarding these transactions at this time.
- 3.8 It is considered that the work the Liquidator and his staff have undertaken to date will not bring a financial benefit to creditors.

***Creditors (claims and distributions)***

- 3.9 Further information on the anticipated outcome for creditors in this case can be found at section 4 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under *their security, most typically a debenture*.
- 3.10 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 3.11 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.
- 3.12 I consider the following matters worth noting in my report to creditors at this stage:
- There are no secured creditors
  - There are no known preferential creditors
  - The director's statement of affairs stated that there were 23 unsecured creditor claims in this case with a value of £53,849. To date the claims received are in excess of £626,456 which is a significant increase mainly due to claim of HM Revenue & Customs ("HMRC") further details are provided in section 4.

***Investigations***

- 3.13 You may recall from my first progress report to creditors that some of the work the Liquidator is required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.
- 3.14 My report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.
- 3.15 I continue to investigate and pursue realisations in relation to the antecedent transactions identified in my investigations during the prior period.
- 3.16 Since my last progress report I would advise that no further asset realisations have come to light that may be pursued by me for the benefit of creditors



***Matters still to be dealt with***

- 3.17 Achieving realisations in relation to the antecedent transactions identified from my investigations.
- 3.18 The Company was part of a group of companies. I have also been appointed over 4 other group companies: Bilt (Baltic) Limited, Bilt (Element) Limited, Bilt (NCT) Limited, Bilt (North Point) Limited.
- 3.19 My investigations and realisations in the other group companies are ongoing and this could potentially have an effect on the Company's liquidation via inter company items.

**4 Creditors**

***Secured Creditors***

There are no secured creditors.

***Preferential Creditors***

- 4.2 There are no known preferential creditors.

***Unsecured Creditors***

- 4.3 I have received claims totalling £626,456 from 11 creditors. I have yet to receive claims from 17 creditors whose debts total £12,026 as per the Company's statement of affairs.
- 4.4 As detailed earlier in the report the director's statement of affairs stated that there were 23 unsecured creditor claims in this case with a value of £53,849. However, following my appointment I was contacted by HMRC who wished to carryout a review of the Company's records.
- 4.5 HMRC attended my office to carry out the review and have now submitted a final claim of £555,817.
- 4.6 Included in HMRC's claim are determined taxes of £11,823 under Regulation 80 in relation to PAYE/Ni and £286,035 under Regulation 13 in relation to Construction Industry Scheme Tax, plus penalties totalling £140,784.
- 4.7 The Company did not grant any floating charges to a secured creditor. Accordingly, there is no requirement to create a fund out of the Company's net floating charge property for unsecured creditors (known as the **Prescribed Part**), which only applies to charges created after 15 September 2003.

**5 Liquidator's Remuneration**

- 5.1 At a meeting of creditors held on 19 April 2017 the creditors approved payment of the sum of £4,000 plus disbursements and VAT, in respect of the preparation of the Statement of Affairs and for assistance given in convening a meeting of creditors on the nomination of a liquidator. To date, this fee has not been paid.
- 5.2 Creditors approved that the basis of the Liquidator's remuneration be fixed either by reference to the time properly spent by him and his staff in managing the Liquidation. My fees estimate/information was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.

5.3 A copy of that estimate is reproduced below:

<b>Category of work</b>	<b>Estimated Number of Hours</b>	<b>Average blended charge out rate £</b>	<b>Estimated cost £</b>
Administration (inc statutory compliance & reporting)	22	227	4,990
Realisation of assets	8	249	1,990
Creditors (claims & distributions)	15	200	3,005
Investigations	12	225	2,700
<b>Total estimated fees</b>	<b>57</b>		<b>12,685</b>

5.4 My time costs for the Period are £12,829. This represents 47.85 hours at an average rate of £268 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent by me in managing the liquidation.

5.5 Also attached as Appendix B is a cumulative Time Analysis for the period from 19 April 2017 to 18 April 2019, which provides details of my time costs since my appointment. The cumulative time costs incurred to date are £40,702. This represents 163.35 hours at an average rate of £249 per hour. To date, no remuneration has been drawn on account.

5.6 As reported in my last progress report I consider that the fee estimate I previously provided for the liquidation is insufficient to complete my duties as a result of:

- The Company's affairs requiring more extensive investigation than previously anticipated. This is due to the Company's connection with other group companies, where my investigations in those companies have affected the Liquidation and vice versa. The books and records of the group companies were not separated before being delivered and it took a substantial amount of time reorganise.
- The work required to review if any assets existed and if so their pursuit, has proved much more time intensive than was initially anticipated. The Director's Statement of Affairs stated that the Company had no assets, other than debts owed from the other insolvent companies within the group. However, I discovered a number of antecedent transactions, which I am in negotiations with the parties involved and am hopeful that an offer of settlement or a settlement agreement will be reached. There was no provision for this extensive work in my original estimate.

5.7 As a result, my revised fees estimate is set out below and I am seeking approval by correspondence from the creditors to increase this estimate. Further details can be found in the letter sent to all unsecured creditors, a copy is also available for viewing and downloading at [www.chamberlain-co.co.uk/reports](http://www.chamberlain-co.co.uk/reports), using the following:

Username: biltgroup	Password: bi10207
---------------------	-------------------

**Liquidator's Revised Fee Estimate**

<b>Category of work</b>	<b>Estimated Number of Hours</b>	<b>Average blended charge out rate £</b>	<b>Estimated cost £</b>
Administration (inc statutory compliance)	39	237	9,240
Realisation of assets	24	302	35,050
Creditors (inc statutory reporting, claims & distributions)	44	257	11,290
Investigations	116	302	35,050
<b>Total estimated fees</b>	<b>223</b>		<b>£61,810</b>

- 5.8 A copy of "A Creditors' Guide to Liquidators' Fees, Version 4" is available on request or can be downloaded from our website [www.chamberlain-co.co.uk](http://www.chamberlain-co.co.uk) and is located in Creditors Guides to Fees in the Resources section.
- 5.9 Attached as Appendix C is additional information in relation to the Liquidator's fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

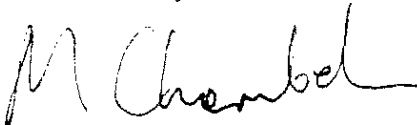
## **6 Creditors' Rights**

- 6.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.
- 6.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

## **7 Next Report**

- 7.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 7.2 If you have any queries in relation to the contents of this report, please contact Richard Lunn by telephone on 0113 2420808 or alternatively by e-mail at [richard.lunn@chamberlain-co.co.uk](mailto:richard.lunn@chamberlain-co.co.uk).

Yours faithfully



**Michael Chamberlain**  
Liquidator

**Appendix A**

**Receipts and Payments Account for the Period from 19 April 2018 to 18 April 2019, together with a Cumulative Receipts and Payments Account from the date since the Liquidator's Appointment to the end of the Period.**

**Bilt Group Ltd**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £		From 19/04/2018 To 18/04/2019 £	From 19/04/2017 To 18/04/2019 £
	<b>COST OF REALISATIONS</b>		
	Irrecoverable VAT	NIL	41.40
	Search Fees	NIL	25.00
	Specific Bond	NIL	40.00
	Statutory Advertising	NIL	207.00
		NIL	(313.40)
	<b>UNSECURED CREDITORS</b>		
(1,000.00)	Employee Liabilities	NIL	NIL
(52,849.79)	Trade & Expense	NIL	NIL
		NIL	NIL
	<b>DISTRIBUTIONS</b>		
(1.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
<b>(53,850.79)</b>		<b>NIL</b>	<b>(313.40)</b>
	<b>REPRESENTED BY</b>		
	Office		(313.40)
			<b>(313.40)</b>



\_\_\_\_\_  
Michael Chamberlain  
Liquidator

**Appendix B**

**Time Analysis for the Period from the 19 April 2018 to 18 April 2019, together with a Cumulative Time Analysis from the date since the Liquidator's Appointment to the end of the Period.**

**Chamberlain & Co****TIME & CHARGEOUT SUMMARIES**

Bilt Group Ltd Bilt

19/04/2018 to 18/04/2019

**HOURS**

Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	0.80	6.10	3.00	1.05	10.95	2,639.00	241.00
Investigations	0.00	25.30	2.10	0.00	27.40	7,617.00	277.99
Realisation of Assets	0.00	4.80	0.00	0.00	4.80	1,412.50	294.27
Creditors	0.70	3.20	0.00	0.80	4.70	1,160.00	246.81
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Time Cost	552.00	11,054.00	1,071.00	151.50		12,828.50	
Total Hours	1.50	39.40	5.10	1.85	47.85		
Average Rate	368.00	280.56	210.00	81.89			
Total Fees Claimed						0.00	

**Chamberlain & Co**

## TIME &amp; CHARGEOUT SUMMARIES

Bilt Group Ltd Bilt

19/04/2017 to 18/04/2019

**HOURS**

Classification Of Work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	2.90	13.45	3.00	6.00	25.35	5,324.50	210.04
Investigations	3.70	102.50	2.10	0.00	108.30	27,753.00	256.26
Realisation of Assets	0.20	11.80	0.00	0.00	12.00	3,263.00	271.92
Trading	0.00	0.10	0.00	0.00	0.10	25.50	255.00
Creditors	2.10	14.20	0.20	1.10	17.60	4,336.50	246.39
Total Time Cost	3,116.00	36,009.00	1,108.00	469.50		40,702.50	
Total Hours	8.90	142.05	5.30	7.10	163.35		
Average Rate	350.11	253.50	209.06	66.13			
Total Fees Claimed						0.00	



## Appendix C

### Additional Information in Relation to the Liquidator's Fees, Expenses & Disbursements

#### 1 Staff Allocation and the Use of Sub-Contractors

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

#### 2 Professional Advisors

- 2.1 On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
Irwin Mitchell Solicitors (Legal Advice)	Hourly rate and disbursements

- 2.2 Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

#### 3 Liquidator's Expenses & Disbursements

- 3.1 The estimate of expenses (including disbursements) which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees were approved, a copy of which is set out below:

Expense	Estimated cost £
Statutory Advertising	276
Specific penalty Bond	30

#### *Current position of Liquidator's expenses*

- 3.2 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Paid in prior period £	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Solicitors' costs	0	0	5,584	6,500
Statutory advertising	207	0	0	207
Specific penalty bond	40	0	0	400
Search Fees	25	0	0	25

#### Solicitors' costs

- 3.3 Solicitors were instructed to advise on various areas of my investigations.

## BILT GROUP LTD - IN LIQUIDATION

- 3.4 Particular costs were incurred in relation to advice received regarding the antecedent transactions it is anticipated that further costs will be incurred in relation to seeking advice on any settlement offers made. Should it become necessary to take legal action to recover the antecedent transactions future costs will increase above the anticipated costs.

### Statutory Advertising

- 3.5 I was required to advertise the original meeting of creditors, the passing of the resolution to wind up the Company and my appointment as Liquidator each advert cost £69.

### Specific Penalty Bond

- 3.7 I am required to bond for the level of realisations anticipated in the Liquidation. At the start of the Liquidation, it was uncertain whether any realisations would be achieved. The potential realisation of assets was therefore bonded for up to £5,000.
- 3.8 The specific penalty bond will increase with any realisations if the banding thresholds are to be exceeded. The above total estimate would be for realisations of between £25,000 to £50,000.

### Disbursements

- 3.9 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above.
- 3.10 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors. It is my firm's current policy not to charge category 2 disbursements. However, if this were to change, I would seek approval before they were drawn.

## **4 Charge-Out Rates**

- 4.1 Chamberlain & Co's charge-out rates effective from 1 September 2016 are detailed below. Where rates have changed during the Liquidation, the new charge-out rates are also detailed below. Please note this firm records its time in minimum units of 6 minutes.

	<b>£ per hour 01/09/2016</b>	<b>£ per hour 01/09/2017</b>	<b>£ per hour 01/09/2018</b>
Director	295-345	300-350	315-395
Manager	205-255	205-295	215-310
Administrator	105-185	105-200	105-210
Support	30-100	30-100	30-100