

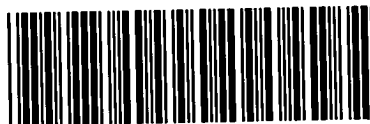
# LIQ03

## Notice of progress report in voluntary winding up



Companies House

THURSDAY



\*AC68VYUZ\*

A23

22/06/2023

#184

COMPANIES HOUSE

### 1 Company details

Company number 1 0 2 7 3 1 3 5

Company name in full Blackmore Bond Plc

→ Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Geoffrey Wayne

Surname Bouchier

### 3 Liquidator's address

Building name/number The Shard

Street 32 London Bridge Street

Post town

County/Region London

Postcode S E 1 9 S G

Country United Kingdom

### 4 Liquidator's name<sup>①</sup>

Full forename(s) Benjamin John

Surname Wiles

① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address<sup>②</sup>

Building name/number The Shard

Street 32 London Bridge Street

Post town

County/Region London

Postcode S E 1 9 S G

Country United Kingdom

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 2	d 2	m 0	m 4	y 2	y 0	y 2	y 2
To date	d 2	d 1	m 0	m 4	y 2	y 0	y 2	y 3

### 7 Progress report

☒ The progress report is attached

### 8 Sign and date

Liquidator's signature

Signature

X

*[Handwritten Signature]*

X




Signature date

d 2	d 0	m 0	m 6	y 2	y 0	y 2	y 3
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# LIQ03

## Notice of progress report in voluntary winding up

	<b>Presenter information</b>
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	Joss Mitchison
Company name	Kroll Advisory Ltd.
Address	The Shard
32 London Bridge Street	
Post town	
County/Region	London
Postcode	S E 1 9 S G
Country	United Kingdom
DX	
Telephone	+44 20 7089 4700
	<b>Checklist</b>
We may return forms completed incorrectly or with information missing.	
Please make sure you have remembered the following:	
<input type="checkbox"/> The company name and number match the information held on the public Register.	
<input type="checkbox"/> You have attached the required documents.	
<input type="checkbox"/> You have signed the form.	

	<b>Important information</b>
All information on this form will appear on the public record.	
	<b>Where to send</b>
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.	
	<b>Further information</b>
For further information please see the guidance notes on the website at <a href="http://www.gov.uk/companieshouse">www.gov.uk/companieshouse</a> or email <a href="mailto:enquiries@companieshouse.gov.uk">enquiries@companieshouse.gov.uk</a>	
This form is available in an alternative format. Please visit the forms page on the website at <a href="http://www.gov.uk/companieshouse">www.gov.uk/companieshouse</a>	



20 June 2023

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# **Progress Report to Creditors**

## **Blackmore Bond Plc (In Creditors' Voluntary Liquidation)**

Joint Liquidators' Progress Report to Creditors  
for the period from 22 April 2022 to 21 April 2023

Kroll Advisory Ltd.  
The Shard  
32 London Bridge Street  
London  
SE1 9SG

## Definitions

Word or Phrase	Definition
the Act	The Insolvency Act 1986 (as amended)
Amicus Finance	Amicus Finance Plc, the holder of fixed and floating charges over the Company's assets (ranking after the Trustee) and third-party lender to Blackmore SPV 2 Limited
the Administration Appointment Date	22 April 2020, being the date of appointment of the Joint Administrators
the Administration Period	22 April 2020 to 22 April 2021
the Liquidation Appointment Date	22 April 2021, being the date of appointment of the Joint Liquidators
Bondholders	The holders of mini-bonds issued by the Company, on whose behalf the Trustees holds fixed and floating charge security
Category 1 Expenses	The Joint Liquidators' expenses, in dealing with the liquidation, to persons providing the service to which the expense relates and who are not an associate of the Liquidator. These expenses can be paid without prior approval
Category 2 Expenses	The Joint Liquidators' expenses, in dealing with the liquidation, to associates or where there is an element of shared costs. Such expenses require approval by creditors before payment
the Company	Blackmore Bond Plc (In Creditors' Voluntary Liquidation) (Company Number: 10273135)
the Creditors' Portal	The Joint Liquidators have chosen to deliver updates and the majority of documents distributable to creditors by making them available for viewing and downloading at the website, <a href="http://www.ips-docs.com">www.ips-docs.com</a> . creditors can also submit their claims via the Creditors' Portal
the Cumulative Period	The period 22 April 2021 to 21 April 2023
the Directors	Patrick McCreesh and Phillip Nunn, the Directors of the Company as at the Administration Appointment Date
ERV	Estimated Realisable Value
FCA	Financial Conduct Authority
the Former Joint Administrators	Geoffrey Bouchier and Benjamin Wiles of Kroll

Word or Phrase	Definition
FSCS	Financial Services Compensation Scheme
the Guarantors	Ion and Northernlight, together the guarantors of the issued mini-bonds.
Gunnercooke	Gunnercooke LLP, the legal advisors to the Joint Administrators and to Kroll in the lead up to the Administration Appointment Date
HMRC	HM Revenue and Customs
the Joint Liquidators	Geoffrey Bouchier and Benjamin Wiles of Kroll, The Shard, 32 London Bridge Street, London, SE1 9SG, Office Telephone: 020 7089 4700 Office Email: london@kroll.com
Kroll	Kroll Advisory Ltd. (formerly Duff & Phelps Ltd.), The Shard, 32 London Bridge Street, London, SE1 9SG
NCM	NCM Fund Services Ltd
Northernlight	Northernlight Surety Company S.R.L. (incorporated in Costa Rica), one of the Guarantors of the issued mini-bonds
NPI	Northern Provident Investments Ltd
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
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 non-preferential unsecured creditors
the Previous Reports	The Former Joint Administrators' Progress Reports to Creditors dated 20 November 2020 and 16 April 2021 and the Joint Liquidators' Progress Report to Creditors dated 20 June 2022
the Proposals	The Former Joint Administrators' Report to Creditors and Statement of Proposals dated 9 June 2020
the Reporting Period	The period 22 April 2022 to 21 April 2023
RPS	Redundancy Payments Service

Word or Phrase	Definition
the Rules	The Insolvency (England & Wales) Rules 2016 (as amended)
the Secured Creditor	Bondholders, The Trustee and Amicus Finance, the holder of a fixed and floating charge over the Company's assets
SIP 9	Statement of Insolvency Practice 9 – Industry Best Practice for Insolvency Practitioners in relation to disclosure of remuneration and expenses
SOA	<i>Statement of Affairs</i> , documentation supplied by the Director outlining the Company's financial position as at the commencement of the Administration
SPV	Special Purpose Vehicles which are wholly owned subsidiaries of the Company through which the Company invested in property development projects
the Trustees	Oak Fund Services (Guernsey) Limited, the security trustee and holder of fixed and floating charges over the Company's assets

## **Contents**

1. Introduction
2. Progress of the Liquidation
3. Investigations
4. Liabilities and Dividends
5. Costs and Expenses
6. Joint Liquidators' Receipts and Payments Accounts
7. Conclusion

## **Appendices**

1. Statutory Information
2. The Joint Liquidators Receipts and Payments Accounts
3. Analysis of Time Charged and Expenses Incurred
4. Fee Narrative
5. Statement of Creditors' Rights



## **1. Introduction**

The purpose of this progress report is to detail the Joint Liquidators' acts and dealings together with the conduct of the Liquidation since the Liquidation Appointment Date.

The Former Joint Administrators were appointed on the 22 April 2020 by the Trustee, who was the security trustee and the holder of a qualifying floating charge. The appointment was filed in the High Court of Justice, Business and Property Courts of England and Wales, Company & Insolvency List (ChD) and the Court reference number is 2254 of 2020.

The Administration was concluded, and the Former Joint Administrators filed the relevant notices to place the Company into Creditors' Voluntary Liquidation.

Geoffrey Bouchier and Benjamin Wiles were appointed Joint Liquidators of the Company on the Liquidation Appointment Date, pursuant to Section 100 of the Act, being the date that the Administration ended.

This progress report provides an update on the Liquidation of the Company. It should be read in conjunction with the Previous Reports and Proposals.

A glossary of the abbreviations and definitions used throughout this document is provided above.

## **2. Progress of the Liquidation**

### **2.1 Strategy and Progress to Date**

The Joint Liquidators have remained focussed on their ongoing investigations into the Company's affairs. The details of which are largely sensitive and cannot be disclosed at this stage, since doing so may prejudice the outcome. Please refer to Section 3 for further information.

### **2.2 Asset Realisations**

Any realisations during the Reporting and Cumulative Period are detailed in the Joint Liquidators' Receipts and Payment Accounts as attached at Appendix 2 which is self-explanatory.

#### **2.2.1 Property Investments**

As previously advised, the Company invested in a portfolio of property development projects via wholly owned SPVs and joint venture arrangements. It was intended that each SPV would guarantee to the Trustee the Company's obligations to Bondholders and grant security to the Trustee over their assets.

All of the properties have now been sold. A total of £271,837 has been realised by the SPVs. Of this amount, £171,146 was received into the Administration estate which has been subsequently transferred to the Liquidation Estate.

#### Blackmore SPV 11 Ltd (In Liquidation)

As previously reported, the Company is the major creditor in Blackmore SPV 11 Ltd in respect of the monies advanced for the development of the properties previously owned by Blackmore SPV 11 Ltd. Prior to the Reporting Period, the Liquidators of Blackmore SPV 11 Ltd had realised the value in its assets and were preparing for a distribution to its creditors following payment of costs in the liquidation of Blackmore SPV 11.

During the Reporting Period, the Company has received a distribution from the Liquidators of Blackmore SPV 11 Ltd in the sum of £54,494.

The Liquidators of Blackmore SPV 11 Ltd are currently taking steps to finalise the Liquidation and, after paying final costs, it is expected that there will be a final small dividend payable to the Company as its only remaining creditor (c£1,000).

The Joint Liquidators will continue to monitor the position in this regard during the Liquidation and will update creditors accordingly.

#### **2.2.2 Joint Liquidators' Investigations**

As per the Previous Reports, the investigations commenced by the Former Joint Administrators are being continued in the Liquidation.

During the Reporting Period, in consultation with their solicitors, the Joint Liquidators have continued their investigations into transactions with other group companies and associated parties, as well as continuing to review the work undertaken by third parties and professionals engaged by the Company, to see if any causes of action may arise out of the services they provided.

Please refer to Section 3 for a further update in this regard.

#### **2.2.3 Capital Guarantee Schemes**

As previously reported, the Company put in place Capital Guarantee Schemes for each series of mini-bonds with the stated intention of providing protection to ensure that Bondholders are repaid any shortfall in the event of an insolvency of the Company.

The Capital Guarantee Schemes are not an asset that can be realised by the Joint Liquidators for the benefit of creditors. Rather, they were established for the benefit of Bondholders and sit outside of the Liquidation. The Trustee represented the interests of Bondholders in relation to the Capital Guarantee Schemes.

*In its capacity as security trustee, the Trustee made a formal demand for payment under the Capital Guarantee Scheme to the Guarantors on 19 April 2020 and has continued to pursue the Guarantors for payment, but no payment has been made or agreed to be made by either of the Guarantors to date.*

During the Cumulative Period, the Trustee has expended time and resource in considering the prospects of legal action to recover funds from the Guarantors for the benefit of Bondholders. However, despite the Trustee approaching litigation funders, the Joint Liquidators understand that no such funding has

been secured to date. The Joint Liquidators refer Bondholders to the update issued by the Trustee on 10 January 2023 for further information in this regard.

### **3. Investigations**

#### **3.1 The Joint Liquidators' Investigations**

The Former Joint Administrators complied with their statutory obligation to file a report with BEIS regarding the conduct of all directors of the Company who served in the three years prior to the Administration Appointment Date. The content of this report is confidential.

The Joint Liquidators are not required to file a further report in the Liquidation with the BEIS in the absence of any new material information coming to light.

The Joint Liquidators have continued the investigations during the Reporting Period and work has continued to understand the recovery prospects should any such claim be taken forward. This has not only been critical in understanding whether the Joint Liquidators would be willing to take a claim forward but also whether any solicitor or litigation funder would be willing to take on a claim.

Due to the complex nature of the transactions, including transactions with parties based overseas, this exercise has taken significant time and resource to conduct. The Joint Liquidators consider that there are certain claims available that can be taken forward and are in dialogue with their appointed solicitors in this regard.

The Joint Liquidators are unable to disclose any further information on their investigations at this stage in order not to prejudice any potential claims.

The Joint Liquidators have provided the Creditors' Committee with details in respect of findings to date and regularly consulted with them in relation to future strategy. A further Creditors' Committee meeting will be held during the summer.

The Joint Liquidators will update creditors as and when there are developments which can be reported.

If any creditor has any information concerning the Company's affairs that they would like to bring to the Joint Liquidators' attention, please do so by writing to [BlackmoreBond@kroll.com](mailto:BlackmoreBond@kroll.com) or Kroll Advisory Ltd., The Shard, 32 London Bridge Street, London, SE1 9SG. This information would be gratefully received.

#### **3.2 Phillip Nunn**

As previously reported, Phillip Nunn was made Bankrupt on 22 March 2022 following a petition by one of his creditors and the Official Receiver was appointed on the same date. To ensure a thorough investigation was undertaken, the Joint Liquidators consulted with the Official Receiver to have officeholders from Kroll appointed. Joanne Wright and Andrew Knowles of Kroll were later appointed Joint Trustee in Bankruptcy of Mr Nunn on 11 May 2022.

Following their appointment, the Joint Trustees have conducted a full review of Mr Nunn's affairs to establish what assets he held at the time of the Bankruptcy Order and matters requiring further investigation. Steps have also been taken to recover certain assets held by Mr Nunn. This process

remains ongoing and an update will be provided to creditors on the Joint Trustees' findings in the Joint Liquidators' next progress report to creditors.

### **3.3 Regulatory Authorities**

#### **3.3.1 FCA Regulated Firms**

The Company engaged FCA regulated firms to undertake certain activities in connection with the Company's business.

Information Memoranda for each series were approved as a Financial Promotion for UK publication under Section 21 of the Financial Services and Markets Act 2000 by NCM Fund Services Limited (Series 1-4) and Northern Provident Investments (Series 5 & 6).

The Former Joint Administrators contacted the FCA shortly following their appointment in April 2020 and provided them with details of what they and their legal advisors consider to be regulatory failings of various parties involved in the Company's business, together with information in their possession which we believe to be relevant. The Joint Liquidators do not however have visibility on the progress of any work being undertaken by the FCA in relation to the Company. The Joint Liquidators have continued to follow up with the during the FCA Reporting Period.

#### **3.3.2 FSCS Protection**

The Company is not regulated by the FCA and is therefore not covered by the FSCS scheme in the event of failure.

NPI entered Liquidation on 20 August 2021 and there is expected to be a substantial shortfall to creditors. The Joint Liquidators have been made aware that the Financial Services Compensation Scheme will consider claims from NPI investors in cases where investments were facilitated by NPI as ISA manager or NPI provided custodial services, which includes investments in Blackmore Bond plc Series 5 and Series 6.

However, any compensation payable by the FSCS would be payable to the Bondholder directly and therefore sits outside the Liquidation. The Joint Liquidators have contacted the FSCS for an update on their investigations and to see if there is any information that they require from the Company or its Liquidators to assess whether compensation would be payable.

### **4. Liabilities and Dividends**

#### **4.1 Secured Creditors**

##### **The Trustee**

The Trustee, as security trustee for the benefit of Bondholders, is the registered holder of fixed and floating charges over the Company's assets and those of certain of the SPVs on behalf of the Bondholders. The charge over the Company was created on 26 September 2017 and registered at Companies House on 3 October 2017.

According to the SOA, the amount owed to Bondholders as at the Administration Appointment Date was £46,805,633 (excluded accrued interest up to the Administration Appointment Date). Bondholders will also be entitled to claim for accrued and unpaid interest up until the Administration Appointment Date.

As set out above, recoveries made from the property interests have been insufficient to enable a distribution to creditors after taking account of the costs of the Liquidation as well as any outstanding costs of the former Administration. Therefore, any distribution to creditors will be dependent upon the outcome of the ongoing investigations and any recoveries that are made from those pursuits.

#### **4.2 Preferential Creditors**

Preferential Creditor claims consist of employee claims for arrears of wages (up to statutory limits) and accrued holiday, the majority of which are likely to be subrogated to the BEIS following payment to the employees by the RPS.

The Directors were the only two employees as at the Administration Appointment Date and were made redundant immediately following the Administration Appointment Date.

The Directors claim that they are owed one month's salary and have accrued holiday pay. On that basis the Joint Liquidators estimate that Preferential Creditor claims will be c£4,300.

The RPS has submitted an interim claim in the Administration totalling £555, however, claims from Preferential Creditors are yet to be finalised and there are expected to be amounts owed to employees over the statutory limits.

It is anticipated that there may be sufficient funds available to enable a distribution to Preferential Creditors depending on the value of recoveries resulting from the Joint Liquidators' investigations.

#### **4.3 Prescribed Part**

The Prescribed Part is calculated as a percentage of net property, as follows:-

Net property less than £10,000:	50% unless the Joint Liquidator considers that the costs of making a distribution to the unsecured creditors would be disproportionate to the benefits.
Net property greater than £10,000:	50% up to £10,000 plus 20% thereafter to a maximum of £600,000.

The Company granted a floating charge to the Trustee on behalf of the Bondholders on 26 September 2017 and the Prescribed Part provisions will apply.

It is possible that floating charge recoveries may flow into the Company and consequently there may be returns to non-preferential unsecured creditors via the Prescribed Part. However, at this stage, it is not possible to provide an estimate of the value of the Prescribed Part.

If not already done so, creditors should ensure they have submitted details of their claim via the Creditors' Portal which can be accessed at [www.ips-docs.com](http://www.ips-docs.com).

#### 4.4 Non-Preferential Unsecured Creditors

Bondholders are expected to suffer a substantial shortfall in the value of their security. They are entitled to value their security and vote as non-preferential unsecured creditors in the Liquidation. For the purposes of any distribution to non-preferential unsecured creditors, Bondholders will be entitled to claim by reducing the value of their claim by any distributions received under the security held by the Trustee.

In addition to the amounts owed to Bondholders, according to the Company's books and records, other non-preferential unsecured creditors total £474,266 as at the Administration Appointment Date which can be summarised as follows:

Creditor	Books & Records (£)	Claims Received (£)
HMRC	332,490	530,161
Trade & Expense Creditors	130,674	1,286,239
Employees (Unsecured Element)	11,102	4,061
<b>Total</b>	<b>474,266</b>	<b>1,820,461</b>

Based on the information currently available, it is anticipated that there may be sufficient funds to enable distribution to the non-preferential unsecured creditors depending on the value of recoveries from the Joint Liquidators' investigations.

#### 5. Costs and Expenses

##### 5.1 The Former Joint Administrators' / Joint Liquidators' Time Costs

The Former Joint Administrators' basis of remuneration was approved by the Creditors' Committee to be fixed by reference to the time properly incurred by them and their staff in attending to matters arising in the Administration (based on standard hourly charge out rates).

The basis of remuneration continues in the Liquidation and the Joint Liquidators are not required to seek further approval for the basis of their remuneration.

The Former Joint Administrators incurred time costs totalling £1,730,934 in the Administration, representing 4,044 hours at an average hourly rate of £428. A breakdown of this can be found in the Previous Reports.

The Joint Liquidators have incurred time costs totalling £218,554 in the Reporting Period, representing 464 hours at an average hourly rate of £471.

The Joint Liquidators have incurred time costs totalling £602,068 in the Cumulative Period, representing 1,385 hours at an average hourly rate of £417.

Time is charged in six-minute units. A breakdown of the time costs incurred during the Reporting Period can be found at Appendix 3.

## **5.2 The Former Joint Administrators' / Joint Liquidators' Time Remuneration**

The Former Joint Administrators provided the Creditors' Committee with a Fee Estimate for the period from the Administration Appointment Date to 21 April 2021 (being the first year of the Administration) and continued to provide periodic updates to the Creditors' Committee on the level of costs incurred, seeking approval of their costs on an ongoing basis.

As confirmed in the Previous Reports, the Creditors' Committee approved remuneration totalling £1,679,771 to be drawn in respect of the Former Joint Administrators' time costs incurred in the Administration.

No remuneration was drawn by the former Joint Administrators and any remuneration will be paid in the Liquidation by the Joint Liquidators, should asset realisations allow.

The Liquidation' Committee (formerly Creditors' Committee) further approved the Joint Liquidators' fee estimate in the sum of £1,000,000. The Joint Liquidators time costs are within this estimate and so no further approval is required at this time.

No remuneration has been drawn by the Joint Liquidators to date.

## **5.3 Expenses**

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

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

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

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 Liquidator's remuneration, whether paid directly from the estate or as a disbursement.

Details of the expenses incurred during the Reporting Period and Cumulative Period are at Appendix 3.

Category 1 Expenses incurred in the Reporting Period total £169,613, of which £50,865 have been paid.

Category 1 Expenses incurred in the Cumulative Period total £192,532, of which £51,132 have been paid. The remaining expenses remain unpaid and will be discharged in due course, as funds allow.

No Category 2 Expenses have been incurred or paid.

#### **5.4 Additional Information**

At Appendix 4 is a narrative summary of the work carried out to assist creditors in understanding the progress of the Liquidation, 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, expenses and disbursements of the Joint Liquidators is set out in Appendix 5.

#### **6. Joint Liquidators' Receipts and Payments Accounts**

Detailed Receipts and Payments Accounts for the Reporting Period and the Cumulative Period are shown in Appendix 2 which are self-explanatory.

#### **7. Conclusion**

Creditors will receive formal reports annually until the conclusion of the Liquidation. However, significant matters arising prior to the reporting deadline, can be communicated to creditors in the interim via the Creditors' Portal.

In the meantime, if you require any further information, please contact the Joint Liquidators at [blackmorebond@kroll.com](mailto:blackmorebond@kroll.com).

Yours faithfully  
For and on behalf of  
Blackmore Bond plc



**Geoffrey Bouchier**  
Joint Liquidator



## Appendix 1 – Statutory Information

### COMPANY INFORMATION

Company and Trading Name	Blackmore Bond Plc	
Date of Incorporation	12 July 2016	
Registered Number	10273135	
Company Directors	Patrick McCreesh Philip Nunn (former)	
Company Secretary	Patrick McCreesh	
Shareholder	Blackmore Group Ltd – 50,000	
Trading Address	53 King Street Manchester M2 4LQ	
Registered Office	<b>Current:</b> c/o Duff & Phelps Ltd. t/a Kroll The Shard 32 London Bridge Street London SE1 9SG	<b>Former:</b> 53 King Street Manchester. M2 4LQ

### LIQUIDATION INFORMATION

Administration Appointment	The Administration appointment filed at the High Court of Justice, Business and Property Courts of England and Wales, Company and Insolvency List (ChD), CR-002254 of 2020.
Appointor	Oak Fund Services (Guernsey) Limited
Administration Appointment Date	22 April 2020
Liquidation Appointment Date	22 April 2021
Joint Liquidators	Geoffrey Bouchier and Benjamin Wiles of Kroll Advisory Ltd.
Prescribed Part	The Prescribed Part is applicable in this case. However, it is currently uncertain whether there will be sufficient asset realisations to enable a distribution under Prescribed Part.

## Appendix 2 – The Joint Liquidators' Receipts and Payments Accounts

### Blackmore Bond Plc (In Creditors' Voluntary Liquidation)

#### Joint Liquidators' Receipts and Payments Accounts

Statement of Affairs	For the Reporting Period from 22 April 2022 to 21 April 2023	For the Cumulative Period from 22 April 2021 to 21 April 2023
(£)	(£)	(£)
<b>Fixed Charged Assets</b>		
94,077.90 Blackmore SPV 2 Ltd	NIL	NIL
427,900.00 Blackmore SPV 3 Ltd	NIL	NIL
113,345.55 Blackmore SPV 5 Ltd	NIL	NIL
358,109.50 Blackmore SPV 6 Ltd	NIL	NIL
112,515.92 Blackmore SPV 6 Ltd	NIL	NIL
1,500,000.00 Blackmore SPV 11 Ltd	54,494.49	54,494.49
565,500.00 Blackmore SPV 13 Ltd	NIL	NIL
802,075.00 Blackmore SPV 14 Ltd	NIL	NIL
1,115,287.00 Blackmore SPV 16 Ltd	NIL	NIL
Bank Interest Gross	102.21	108.28
Balance from Administration	NIL	169,465.81
	<b>54,596.70</b>	<b>224,068.58</b>
<b>Fixed Cost of Realisation</b>		
Accountants Fees	1,750.00	1,750.00
Professional Fees	32,365.00	32,365.00
Legal Fees	16,750.00	16,750.00
Loan From Fixed Account	144.70	345.94
	<b>(51,009.70)</b>	<b>(51,210.94)</b>
<b>Floating Charge Assets</b>		
4,871,461.00 Balance from Administration	-	432.29
Bank Interest Gross	13.99	15.35
Loan From Fixed Account	144.70	345.94
	<b>158.69</b>	<b>793.58</b>
<b>Floating Cost of Realisation</b>		
Stationery & Postage	NIL	(167.70)
Statutory Advertising	NIL	(99.45)
	<b>NIL</b>	<b>(267.15)</b>
<b>Floating Charge Creditors</b>		
(46,805,633.00) Floating Charge Creditors	NIL	NIL
	<b>NIL</b>	<b>NIL</b>
<b>Unsecured Creditors</b>		
(332,490.00) HMRC (PAYE and Corporation Tax)	NIL	NIL
(130,674.00) Trade & Expense Creditors	NIL	NIL
	<b>NIL</b>	<b>NIL</b>
<b>(37,308,525.13)</b>	<b>3,745.69</b>	<b>173,384.07</b>
<b>Represented By:</b>		
CRS Client Account		3,900.00
Fixed Charge VAT Receivable		9,700.00
Fixed Account		159,257.64
Floating Account		-
VAT Receivable		526.43
<b>Balance</b>		<b>173,384.07</b>

### Appendix 3 – Analysis of Time Charged and Expenses Incurred

#### Blackmore Bond Plc (In Creditors' Voluntary Liquidation)

##### Analysis of the Joint Liquidators' Time Costs for the Reporting Period

	Hours					Total Hours	Time Costs (£)	Avg Hourly Rate (£)
	Managing Director	Manager	Senior	Assistant	Support			
<b>Administration &amp; Planning</b>								
Case Review & Case Diary Management	0.60	4.20	0.00	2.30	0.00	7.10	3,160.00	445.07
Cashiering & Accounting	0.00	2.80	0.00	4.60	0.00	7.40	2,423.50	327.50
Dealings with Directors & Management	0.00	0.10	0.00	0.00	0.00	0.10	66.50	665.00
Statutory Matters (Meetings, Reports & Notices)	0.00	10.80	0.00	21.40	0.00	32.20	11,265.00	349.84
Strategy, Planning & Control	5.30	24.70	0.00	21.40	0.00	51.40	23,620.00	459.53
Tax Compliance / Planning	0.00	7.40	0.00	2.10	0.00	9.50	4,187.50	440.79
<b>Creditors</b>								
Creditors Committee	10.90	17.60	0.00	22.30	0.00	50.80	25,769.00	507.26
Communications with Creditors / Employees	0.00	13.80	0.00	38.00	0.00	51.80	18,196.50	351.28
Secured Creditors	11.40	2.50	0.00	0.00	0.00	13.90	10,233.50	736.22
<b>Investigations</b>								
Financial Review and Investigation	55.90	114.20	0.00	57.30	12.00	239.40	119,293.00	498.30
CDDA Reports & Communication	0.00	0.20	0.00	0.00	0.00	0.20	133.00	665.00
<b>Realisation of Assets</b>								
Freehold and Leasehold Property	0.00	0.10	0.00	0.50	0.00	0.60	206.50	344.17
<b>Total Hours:</b>	<b>84.10</b>	<b>198.40</b>	<b>0.00</b>	<b>169.90</b>	<b>12.00</b>	<b>464.40</b>		<b>470.62</b>
<b>Total Time Costs: (£)</b>	<b>63,663.00</b>	<b>104,310.00</b>	<b>0.00</b>	<b>45,235.00</b>	<b>5,346.00</b>		<b>218,554.00</b>	

#### Blackmore Bond Plc (In Creditors' Voluntary Liquidation)

##### Analysis of the Joint Liquidators' Time Costs for the Cumulative Period

	Hours					Total Hours	Time Costs (£)	Avg Hourly Rate (£)
	Managing Director	Manager	Senior	Assistant	Support			
<b>Administration &amp; Planning</b>								
Case Review & Case Diary Management	1.20	14.45	2.20	10.90	0.00	28.75	11,513.25	400.46
Cashiering & Accounting	0.00	6.70	1.10	13.80	0.00	21.60	6,843.50	316.83
Dealings with Directors & Management	2.10	1.50	0.50	4.30	0.00	8.40	3,429.00	408.21
IPS Set Up & Maintenance	0.00	0.80	0.00	4.50	0.00	5.30	1,300.00	245.28
Insurance	0.00	0.20	0.00	0.00	0.00	0.20	133.00	665.00
Statutory Matters (Meetings, Reports & Notices)	0.00	14.80	7.30	30.90	0.00	53.00	18,725.50	353.31
Strategy, Planning & Control	7.80	63.40	1.90	35.00	0.00	108.10	53,226.00	492.38
Tax Compliance / Planning	0.00	12.50	0.00	5.60	0.00	18.10	7,707.00	425.80
<b>Creditors</b>								
Creditors Committee	18.60	37.90	4.00	81.50	0.00	142.00	58,730.00	413.59
Communications with Creditors / Employees	2.70	27.00	1.80	119.40	0.00	150.90	45,940.00	304.44
Non-Preferential Creditors / Employee Claims Handling	0.00	0.00	0.00	1.90	0.00	1.90	380.00	200.00
Secured Creditors	15.90	2.80	0.00	0.00	0.00	18.70	13,808.00	738.40
<b>Investigations</b>								
Financial Review and Investigation	115.80	307.75	2.40	352.30	104.60	882.85	378,051.00	428.22
CDDA Reports & Communication	0.00	2.00	0.00	1.50	0.00	3.50	1,410.00	402.86
<b>Realisation of Assets</b>								
Freehold and Leasehold Property	0.00	1.10	0.00	0.50	0.00	1.60	871.50	544.69
<b>Total Hours:</b>	<b>164.10</b>	<b>492.90</b>	<b>21.20</b>	<b>662.10</b>	<b>104.60</b>	<b>1,444.90</b>		<b>416.68</b>
<b>Total Time Costs: (£)</b>	<b>123,663.00</b>	<b>274,412.75</b>	<b>9,434.00</b>	<b>148,005.00</b>	<b>46,553.00</b>		<b>602,067.75</b>	

# Blackmore Bond Plc (In Creditors' Voluntary Liquidation)

## Joint Liquidators' Expenses for the Liquidation

Notes	Company	Type of Expense	Activity	Fee Basis	Reporting Period		Cumulative Period		
					Amount Incurred (£)	Amount Paid (£)	Amount Incurred (£)	Amount Paid (£)	
1	Category 1 Expenses								
2	Professional Advisors								
3	LB Group Ltd	Tax Agent Fees	Preparation of the Company's Corporation Tax returns for the Administration and Liquidation periods	Time Costs	1,750.00	1,750.00	1,750.00	1,750.00	
4	Genecore LLP	Legal Fees	Assisting with investigations into the Company's affairs and ad hoc matters arising in the Liquidation	Time Costs	13,835.00	NB	19,390.00	NB	
5	Reed Smith LLP	Legal Fees	Instructed to provide assistance with regulatory matters arising throughout the Liquidation	Time Costs	Unsettled	NB	16,924.80	NB	
6	Charles Russell Speechlys LLP	Legal Fees and Disbursements	Instructed to review the merits of the possible claims being considered by the Joint Liquidators	Time Costs	121,481.17	16,750.00	121,481.17	16,750.00	
7	Moore Kingston Smith LLP	Audit Report Fees	Preparation of an independent report to support claims against third parties	Fixed Fee	32,365.00	32,365.00	32,365.00	32,365.00	
					169,431.17	50,865.00	191,910.97	50,865.00	
	Other Costs								
8	Accurate Mailing Services Ltd	Statutory Compliance	Stationery and Postage	Fixed Fee Per Unit	NB	NB	167.70	167.70	
9	Courts Advertising Ltd	Statutory Compliance	Statutory Advertising	Fixed Fee Per Unit	NB	NB	99.45	99.45	
					NB	NB	267.15	267.15	
	Category 1 Expenses met by Officeholders								
10	Borcherds	Statutory Compliance	Buret Premium	Fixed Fee	NB	NB	NB	NB	
11	Xero	Professional Costs	Accounting software	Time Costs	104.00	NB	276.00	NB	
12	HM Land Registry	Title Searches	Title searches into the groups properties	Fixed Fee Per Unit	78.00	NB	78.00	NB	
					182.00	NB	354.00	NB	
13	Category 2 Expenses met by Officeholders								
					NB	NB	NB	NB	
	Total								
					169,613.17	50,865.00	192,532.12	51,132.15	

## Notes to Expenses Schedule

- Category 1 Expenses are payments to independent third parties where there is specific expenditure directly referable to the Administration.
- The Joint Liquidators' choice of professional advisors is 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. All expenses listed above are Category 1 Expenses unless denoted otherwise.
- LB Group Ltd have been instructed to prepare and file the Company's post-appointment tax returns and general tax advice. The terms of the engagement are yet to be formally agreed.
- Legal costs and disbursements in respect of the appointment process, investigations and ad-hoc legal advice. Please note that this excludes costs arising during the Administration.
- Legal costs in respect of advice provided and general assistance with regulatory matters arising throughout the Liquidation. Please note that this excludes costs arising during the Administration.
- Charles Russell Speechlys have been instructed by the Joint Liquidators regarding the possible claims to be taken forward, as referred to in the Report. The basis of their remuneration has not yet been agreed but likely to be on a contingent fee basis.
- Moore Kingston Smith LLP were instructed to prepare an independent report to support claims against third parties and assist in obtaining litigation funding for the same.
- It is usually more cost effective to employ an external agent to print and mail creditors to creditors and members, as required by statute.
- Statutory advertising of the Notice of Appointment in the London Gazette is required under insolvency legislation.
- It is a statutory requirement for insolvency practitioners to have a bond on each case to which they are appointed. The cost is based on the value of the assets.
- Accounting subscription required to access the Company's accounting system.
- Land registry searches to determine which properties were purchased by the group that were detailed in the Company's investment memorandum.
- Category 2 Expenses are costs that are directly referable to the Liquidators but not to a payment to an independent third party.

The above costs exclude VAT.

## Appendix 4 - Fee Narrative

### Fee Narrative

Below is a summary of the key areas of work which has been carried out during the Reporting Period. The Joint Liquidators have been discussing the work undertaken in detail with the Creditors' Committee.

#### Administration and Planning

The role of a Liquidator is highly regulated, being required to conform to insolvency legislation, industry best practice policies (Statements of Insolvency Practice) and relevant case law. Consequently, the Joint Liquidators are obliged to undertake many activities that do not provide a financial benefit to creditors.

Whilst the majority of the work under this heading may not provide a direct financial benefit to creditors, the Joint Liquidators are required to undertake and / or document these activities in accordance with various duties and statute.

During the Reporting Period, the Joint Liquidators have incurred £44,723 in respect of Administration and Planning, representing 108 hours at an average charge out rate of £415.

These time costs have included:

- Monitoring and reviewing the Liquidation strategy.
- Briefing staff on the Liquidation strategy and matters in relation to workstreams.
- Regular case management and reviewing of process including regular team update meetings and calls and completing case reviews at regular intervals.
- Dealing with queries arising during the appointment.
- Reviewing matters affecting the outcome of the Liquidation.
- Consulting legal advisors regarding various instructions.
- Allocating and managing staff / case resourcing and budgeting exercises and reviews.
- Complying with internal filing and information recording practices, including documenting strategy decisions.
- Undertaking treasury functions in respect of receipts and payments of the Liquidation to date.
- Monitoring the adequacy of the Joint Liquidators' bonding and complying with statutory requirements.
- Making payments to third parties in respect of services provided during the Liquidation.
- Preparing the progress report to creditors.
- Filing notices with Companies House at relevant intervals.
- Ensuring compliance with all statutory obligations within the relevant timescales.
- Reviewing time costs to date and producing analysis of time incurred which is compliant with SIP 9.
- Preparation of monthly budgets to be agreed and reviewed by the Creditors' Committee.

#### Creditors

Time costs in this category do not have a direct benefit for creditors except where they relate to dealing with distributions, however these time costs are necessary to keep creditors informed about the Liquidation and deal with their queries.

Many of these tasks are undertaken by lower-level grades and therefore the average charge out rate is less than the average charge out rate for the Liquidation.

During the Reporting Period, time costs incurred in relation to creditors total £54,199 representing 117 hours at an average charge out rate of £465.

These time costs have included the following tasks:

- Responding to enquiries from creditors regarding the Liquidation and submission of their claims.
- Reviewing completed forms submitted by creditors, recording claim amounts and maintaining creditors' details on our internal systems.
- Providing and receiving written and oral updates to the Trustee regarding the progress of the Liquidation and case strategy.
- Conducting meetings, including the preparation of presentations, with the Creditors' Committee and providing various updates to the Creditors' Committee.
- Providing regular written and oral updates to the Creditors' Committee regarding the progress of the Liquidation and case strategy.

#### Investigations

As detailed in the progress report, the Joint Liquidators have continued to pursue various lines of enquiry in respect of their investigations. These investigations may or may not lead to further asset recovery so creditors should not assume that this activity will provide a monetary benefit to the Liquidation estate.

However, all claims will be subject to review as to the merits and recovery prospects of any such claim to maximise the possibility of recovery.

Time costs incurred in relation to investigations during the Reporting Period total £119,426, representing 240 hours at an average charge out rate of £498. This has included the following tasks:

- Consulting with and obtaining information from the Trustee.
- Working with the Trustee to identify possible claims available and understanding their merits.
- Continuing to investigate the affairs of the Company to identify any actions available to the Company against third parties in respect of antecedent transactions or other litigation and documenting these investigations.
- Continuing to liaise and engage with solicitors about potential claims which may be brought in order to understand the merits and recovery prospects for the benefit of the Liquidation estate.

It should be noted that due to the nature of the Joint Liquidators' investigations, the Joint Liquidators are unable to disclose any further information on their investigations at this stage in order not to prejudice any potential claims.

#### Realisation of Assets

The fundamental duty of a Liquidator is that of the recovery and realisation of the assets.

During the Reporting Period, the Joint Liquidators have incurred £207 in relation to the realisation of assets of the Company, representing 1 hours at an average charge out rate of £344. This has included the following tasks:

- Liaising with the Joint Liquidator of Blackmore SPV 11 Ltd to receive the dividend payable from the Liquidation estate of Blackmore SPV 11 Ltd and understand the prospect and timing of future dividends.

These time costs will have a direct financial benefit for creditors as it is anticipated that funds will flow into the Liquidation estate as a result of the sale of the properties investment.

## **Appendix 5 - 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 [BlackmoreBond@kroll.com](mailto:BlackmoreBond@kroll.com).

### **Information for Creditors on Remuneration and Disbursements of Liquidators**

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

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

(Click on 'Liquidations' under the heading 'Creditor Guides')

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 Liquidators' remuneration and disbursements 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 Liquidators' 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 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 [BlackmoreBond@kroll.com](mailto:BlackmoreBond@kroll.com)