Rule 2.47

Form 2.25B(Scot)

The Insolvency Act 1986

R2.47

Notice of move from administration to creditors' voluntary liquidation

Pursuant to paragraph 83(3) of Schedule B1 to the Insolvency Act 1986 and Rule 2.47 of the Insolvency (Scotland) Rules 1986

Name of Company	Company number
Kilwuddie Construction Limited	SC149844

(a) Insert full name(s) and address(es) of administrator(s)

I, Bryan A Jackson
PKF (UK) LLP
78 Carlton Place
Glasgow
G5 9TH

(b) Insert name and address of the registered office of company

having been appointed administrator of Kilwuddie Construction Limited
C/o PKF (UK) LLP, 78 Carlton Place, Glasgow, G5 9TH

(c) Insert date of appointment

(d) insert name of appointor/applicant

on 19 January 2010
by directors
hereby give notice that:
the provisions of paragraph 83(2) of Schedule B1 to the Insolvency Act 1986 apply, and it is proposed that Bryan A Jackson
will be the liquidator of the company (IP No 5194)

I attach a copy of the final progress report

Signed _____
Administrator

Dated 15/12/10

Contact Details:

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

PKF (UK) LLP
78 Carlton Place
Glasgow
G5 9TH

DX Number DX-GW249 Glasgow

0141 429 5900
DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at:-
Companies House, 37 Castle Terrace, Edinburgh EH1 2EB
DX 235 Edinburgh / LP 4 Edinburgh-2

PKF

Accountants &
business advisers

Kilwuddie Construction Limited

(In Administration)

Administrator's Final Progress Report
Pursuant to Paragraph 83 of Schedule B1
of the Insolvency Act 1986 and Rule 2.47 of
the Insolvency
(Scotland) Rules 1986

17 December 2010

Contents

Appendix

1 Administrator's Strategy

1.1 Following my appointment as Administrator of Kilwuddie Construction Limited ("the Company") on 19 January 2010, I attended the premises with my staff and held meetings with the directors to determine whether the Company should continue to trade under my supervision.

1.2 Due to limited funding, it was concluded that the Company should cease trade immediately. The majority of the employees were therefore made redundant on 20 January 2010 and the remaining employees were made redundant on 29 January 2010.

1.3 Details of asset realisations are summarised in Section 2 of this report.

1.4 In accordance with Paragraph 3(1) of Schedule B1 of the Insolvency Act 1986, the Administrator is of the opinion that the objective of achieving a better result for the Company's creditors as a whole than would have been likely if the Company was wound up first without being in Administration has been achieved.

1.5 There will be no extension of time to the initial period of Administration of one year, as set out in Paragraph 76 of Schedule B1 of the Insolvency Act 1986.

1.6 On present information, I have formed the opinion that there will be sufficient funds available to pay a distribution to the unsecured creditors. It is therefore my intention to move the Company from Administration to a Creditors' Voluntary Liquidation ("CVL") in accordance with both Paragraph 83(1) of the Insolvency Act 1986 and my proposals, which were approved by creditors on 29 March 2010.

2 Asset and Liabilities

Plant & Machinery and Motor Vehicles

2.1 Following my appointment, I instructed professional valuing agents King Sturge ("agents") to prepare a valuation report and provide recommendations on the most cost effective method of disposal of the Company's assets.

2.2 Based on their advice, it was agreed that the assets should be sold by an on-line auction in order to maximise asset realisations.

2.3 In accordance with my previous reports, the sum of £1,075,473 was realised in respect of the Company's plant, machinery and motor vehicles. However, this included certain assets subject to finance agreements with Allied Irish Bank ("AIB") and Lloyds TSB Commercial Finance ("Lloyds"). After discharging the outstanding liabilities due to AIB, and Lloyds, net realisations in the sum of £939,437 have been recovered.

2.4 In addition, the Company was also subject to a hire purchase agreement with Northridge Finance Limited ("NFL"). NFL instructed their own agents to dispose of the assets subject to their security. Unfortunately, there was insufficient equity in the machinery to pay NFL in full. Consequently, there was no surplus for the benefit of the Company's creditors.

Furniture & Equipment

2.5 The furniture and equipment was sold for a combined consideration of £3,000.

Stock

2.6 The statement of affairs estimated that stock would realise circa £5,000. However, due to limited interest, only one item was sold in the sum of £700.

Debtors and Retentions

2.7 The Company's books and records indicated that outstanding debtors and retentions totalled £4,940,800. However, this included several contracts which were still "live" at the date of the appointment and will therefore be subject to completion costs and counter claims issued by its customers as a result of the Company defaulting on the terms of the contracts.

2.8 Following my appointment, I instructed GA Johnston Associates ("GA") to assist with the recovery of the debtors and retentions. GA had initially suggested that realisations maybe in the region of £340,000. To date, GA have recovered £41,614 on account and are continuing to pursue the outstanding balances.

2.9 GA have indicated that there maybe further realisations. However, until the contracts have been completed and the counter claims agreed, it is uncertain as to the amount that may be recovered.

Cash at Bank

2.10 As at the date of appointment the Company had cash at bank in the sum of £23,766. However, as previously reported, the Company was subject to an outstanding finance agreement with AIB which totalled £148,710. Consequently, the amount was set-off in full by AIB.

Cash in Hand

2.11 The Company held cash in hand in the sum of £11 which was realised following the appointment.

Refund

2.12 The Company had a healthcare policy with Standard life and had paid the annual premium prior to the Company entering Administration. However, as a result of the appointment, the policy was cancelled and Standard Life issued a refund to the Company in the sum of £6,306.

2.13 In addition, further refunds totalling £3,739 have also been realised in the Administration.

Other

2.14 Gross bank interest for the period of the Administration has also been received totalling £656.

Secured Creditors

AIB

2.15 AIB were owed £148,710 as at the date of appointment which was secured by way of a finance agreement with the Company.

2.16 As previously reported, AIB off-set £23,766 from funds held in the Company's bank account immediately following the appointment and have since been repaid in full after the disposal of the Company's plant, machinery and motor vehicles.

NFL

2.17 NFL indicated that they were owed £31,938 from the Company as at the date of appointment which was secured by way of a hire purchase agreement with the Company.

2.18 NFL instructed their own agents to dispose of the assets subject to their security and recovered £25,725 after costs. The shortfall in the sum of £6,213 will therefore rank as an unsecured claim against the Company.

2.19 Based on current information, it is anticipated that NFL will suffer a shortfall on their total indebtedness to the Company.

Lloyds

2.20 Lloyds were owed £11,092 as at the date of appointment which was secured by way of a finance agreement with the Company.

2.21 Lloyds have been repaid in full from the asset realisations which were subject to their security.

Preferential Creditors

2.22 Preferential creditors represent the Redundancy Payments Office ("RPO") subrogated claim in respect of employees' arrears of wages and holiday entitlement, together with excess amounts owed to employees above the statutory limits.

2.23 The RPO have submitted a claim against the Company in the sum of £66,228 which has recently been agreed and paid in full.

Prescribed Part

2.24 In accordance with Section 176A of the Insolvency Act 1986 the Administrator is required to set aside a prescribed part of the Company's 'net property' towards the satisfaction of unsecured debts. Net property for this purpose is the amount of property that would otherwise be available for satisfaction of holders of debentures secured by, or holders of, any floating charge created by the Company on or after 15 September 2003.

2.25 Given that AIB have been repaid in full under the terms of their security the prescribed part will not apply in this case.

Unsecured Creditors

2.26 To date, claims from the unsecured creditors have been received totalling £2,379,429. However, these have yet to be verified and agreed.

2.27 It is anticipated that there will be sufficient funds available to pay a distribution to the unsecured creditors and it is therefore my intention to move the Company from Administration to a CVL in order to agree and pay a distribution.

3 Receipts and Payments Account

3.1 A copy of the Administrator's receipts and payments account as at 13 December 2010 is attached at Appendix 2 showing how funds have been utilised in the Administration.

4 Administrator's Remuneration

4.1 The Administrator and his staff have incurred time costs of £81,910 as at 13 December 2010. This represents 685 hours at an average hourly rate of £120. A copy of the Administrator's detailed time costs summary as at 13 December 2010, together with a copy of the office holders normal charge out rates are attached at Appendix 3 and 4 respectively.

4.2 A Creditors' Guide to Insolvency Practitioners' fees in Administration can also be found on the PKF website: www.pkf.co.uk/cgtf

4.3 In accordance with my previous reports, a creditors committee was formed which has approved the drawing of my fees in the Administration in the sum of £74,154, together with disbursements totalling £751.

4.4 It is my intention to seek the approval from the creditors' committee to draw further fees on account of my time costs in the sum of £7,738, together with disbursements in the sum of £121.

4.5 For your information, disbursements incurred by the Administrator since the date of appointment are summarised below:

	Category 1 (£)	Category 2 (£)
Staff travel & subsistence costs	230	0
Postage	121	0
Insurance Premium	350	0
Security Costs	171	0
Total	**872**	**0**

5 Administrator's Proposals

5.1 A copy of the Administrator's proposals which were sent to all creditors on 10 March 2010 as part of the initial report to creditors are summarised at Appendix 5 to this report. There have been no amendments to or deviations from the Administrator's proposals.

5.2 Consequently, in accordance with the proposals, it is my intention to apply to move the Company from Administration to a CVL.

6 Exit Route

6.1 As stated above, it is my intention to move the Company from Administration to a CVL.

6.2 The necessary forms will be submitted to the Registrar of Companies and to the Court separately.

6.3 Following the move from Administration to a CVL, the Liquidator will write to all creditors under separate cover to confirm the appointment.

7 Other Matters

7.1 It should be noted that any outstanding matters which have not been resolved in the Administration will be settled in the subsequent Liquidation.

Should you require any further information please do not hesitate to contact Elaine Ramage.

Yours faithfully
For and on behalf of Kilwuddie Construction Limited

Bryan A Jackson
Administrator

Appendix 1

Statutory Information

Statutory Information

Company Name:	Kilwuddie Construction Limited
Company number:	SC149844
Registered office:	C/o PKF (UK) LLP 78 Carlton Place Glasgow G5 9TH
Formerly:	5 Wilson Place Nerston Industrial Estate East Kilbride Glasgow G74 4QD
Directors:	Mr W Boyd Mr J J Jordan Mr F J Lyttle Ms M B McIntyre
Administrator:	Bryan A Jackson (IP No. 5194)
Address:	PKF (UK) LLP 78 Carlton Place Glasgow G5 9TH
Date of Appointment:	19 January 2010
Court Details:	Hamilton No. B37 of 2010
Appointed By:	Directors

Appendix 2

Administrator's Receipts and Payments Accounts

as at 13 December 2010

Kilwuddie Construction Limited
(In Administration)
Administrator's Abstract of Receipts & Payments

Statement of Affairs		From 19/07/2010 To 13/12/2010	From 19/01/2010 To 13/12/2010
	ASSET REALISATIONS		
	P&M and MVs	NIL	1,075,473 44
	Furniture & Equipment	NIL	3,000.00
	Stock	NIL	700 00
	Debts/Retentions	NIL	41,614 00
	Refund	NIL	6,306.16
	Mobile Phone Refund	NIL	30 00
	Bank Interest Gross	16.03	655 61
	Petty Cash	NIL	11.14
	B&CE Benefit Schemes/Company Ref	NIL	3,519.50
	Refund of Operator Licensing Fees	NIL	189.00
		16.03	1,131,498 85
	COST OF REALISATIONS		
	Agents/Valuers Expenses	NIL	5,365.00
	Security Costs	NIL	7,369.15
	Debt collection costs	NIL	6,242 10
	Settlement of Finance Agreements	NIL	136,036.22
	Transport/Plant hire	NIL	6,447 50
	Collection costs	NIL	7,382 50
		NIL	(168,842 47)
	COST OF ADMINISTRATION		
	Public Notices	NIL	674 10
	Storage Costs	4,347.53	4,347 53
	Rent	NIL	11,076 00
	Insurance of Assets	869.30	869.30
	Direct Labour	NIL	6,577 55
	Employee Expenses	NIL	191 49
	Registers of Scotland	NIL	15.00
	Telephone	NIL	159.42
	Postage	NIL	26.00
	Bank Charges	10.00	40 00
	Notary Public Fees	NIL	40 00
	Legal Fees	NIL	1,115.65
	Professional fees	NIL	3,949 00
	Administrators Fees	28,439.58	74,154.33
	Administrators Outlays	512.35	751 06
	Water Rates	NIL	462.56
	Waste Disposal	NIL	1,514.04
		(34,178.76)	(105,963.03)
	PREFERENTIAL CREDITORS		
	HM Revenue & Customs	2,387.05	2,387 05
	The Insolvency Service	56,168.84	56,168 84
	Employees Wage Arrears	7,672.02	7,672.02
		(66,227.91)	(66,227 91)
		(100,390.64)	**790,465.44**

REPRESENTED BY

VAT Receivable	5,885 00
Allied Irish Bank	775,297 62
VAT Payable	(770.00)
Vat Control Account	10,052 82
	790,465.44

Appendix 3

Administrator's Detailed Time Costs Summary

as at 13 December 2010

Administrator's Detailed Time Cost Summary as at 13 December 2010

Kilwuddie Construction Limited - In Administration

Grade:	Partner / Director		Manager		Supervisor / Senior Administrator		Administrator / Assistant		Total	
Average Cost per hour:	**£292.00**		**£178.00**		**£112.00**		**£73.00**		**£120.00**	
Tasks	**Amount**	**Hours**	**Amount (£)**	**Hours**	**Amount (£)**	**Hours**	**Amount (£)**	**Hours**	**Amount (£)**	**Hours**
Partner/Senior Manager Review	656.75	2.25	0.00	0.00	0.00	0.00	0.00	0.00	**656.75**	**2.25**
Case Completion	0.00	0.00	0.00	0.00	438.90	3.85	0.00	0.00	**438.90**	**3.85**
Cashiering Function Generally	0.00	0.00	295.65	1.65	255.30	2.30	802.30	11.51	**1,353.25**	**15.46**
Dividends & Distributions	73.75	0.25	0.00	0.00	228.00	2.00	272.50	2.50	**574.25**	**4.75**
Office Holders Tax Liabilities	0.00	0.00	63.35	0.35	39.90	0.35	169.75	1.75	**273.00**	**2.45**
Creditors/Liquidation Committee	0.00	0.00	895.00	5.00	0.00	0.00	0.00	0.00	**895.00**	**5.00**
CDDA 1986 Work	0.00	0.00	1,882.40	10.40	0.00	0.00	0.00	0.00	**1,882.40**	**10.40**
Partly Secured Creditors (including of lease and HP)	0.00	0.00	0.00	0.00	331.65	2.95	1,128.00	12.00	**1,459.65**	**14.95**
Preferential Creditors	145.50	0.50	0.00	0.00	791.55	6.95	17.12	0.17	**954.17**	**7.62**
Non Preferential Creditors	175.00	0.60	948.80	5.30	936.45	8.30	330.00	11.00	**2,390.25**	**25.20**
Employee Claims	72.75	0.25	0.00	0.00	15,191.40	136.20	2,751.45	34.55	**18,015.60**	**171.00**
Book Debt Realisations	0.00	0.00	2,300.55	12.80	0.00	0.00	44.00	0.50	**2,344.55**	**13.30**
Other Asset Realisations	145.50	0.50	1,263.15	7.15	0.00	0.00	0.00	0.00	**1,408.65**	**7.65**
Post Appontment Trading	0.00	0.00	83.80	0.55	83.25	0.75	6,655.50	71.00	**6,822.55**	**72.30**
Insurance & Bonding	0.00	0.00	1,133.40	6.40	0.00	0.00	343.50	3.75	**1,476.90**	**10.15**
General Administration	6,875.50	23.50	23,113.95	130.20	1,662.60	14.85	8,483.31	136.51	**40,135.36**	**305.06**
Statutory Compliance	0.00	0.00	0.00	0.00	0.00	0.00	94.00	1.00	**94.00**	**1.00**
Computerisation/IPS	0.00	0.00	0.00	0.00	0.00	0.00	108.00	2.00	**108.00**	**2.00**
Secretarial	0.00	0.00	0.00	0.00	0.00	0.00	626.75	10.45	**626.75**	**10.45**
	8,144.75	**27.85**	**31,980.05**	**179.80**	**19,959.00**	**178.50**	**21,826.18**	**298.69**	**81,909.98**	**684.84**

Appendix 4

A Schedule of Normal Charge-Out Rates

PKF (UK) LLP

Scottish Region: Glasgow and Edinburgh Offices

Corporate Recovery & Insolvency Department

Charge Out Rates

as at 6 April 2010

Job Title	Hourly Rate
Partner	£295
Director	£228 – £270
Senior Manager	£209
Manager	£181
Assistant Manager	£146
Supervisor	£128
Senior Administrator	£114
Administrator	£97 - £109
Cashier	£50 - £66
Secretarial	£61
Support Staff	£31 - £80

It should be noted that the above rates increase from time to time over the period of the administration of each insolvency case.

Appendix 5

Administrator's Original Proposals

Administrator's Original Proposals

In accordance with paragraph 49 of Schedule B1 to the Insolvency Act 1986 and Rule 2.25 of the Insolvency (Scotland) Rules 1986, I, as Administrator of the Company, made the following proposals for achieving the purposes of the Administration.

As Resolution 1

That the Administrator does all such things and generally exercise all of his powers as Administrator contained in Schedule 1 of the Insolvency Act 1986 as he in his discretion considers desirable or expedient, in order to achieve the purposes of the Administration and to protect and preserve the assets of the Company and to maximise the realisation of those assets or for any purpose incidental to these proposals.

That in the event there are sufficient funds to enable a payment by way of distribution to unsecured creditors then the Administrator will cause the Company to be placed into Creditors' Voluntary Liquidation, with Bryan A Jackson being appointed as Liquidator, by filing the requisite forms with the Registrar of Companies pursuant to paragraph 83 of Schedule B1 to the Insolvency Act 1986.

That if there are insufficient funds to make a payment by way of distribution to the unsecured creditors, once all outstanding matters have been concluded, the Administrator will file the requisite forms with the Registrar of Companies to enable the Company to be dissolved and be granted his release pursuant to paragraph 84 of Schedule B1 to the Insolvency Act 1986.

That in the event none of the above exit routes are deemed appropriate by the Administrator, it is proposed that he present a petition to the Court for the winding-up of the Company pursuant to paragraph 79. He will also seek his appointment as Liquidator pursuant to section 140(1) of the Insolvency Act 1986 and will seek his release from all liability in respect of his accounts as Administrator from the Court pursuant to paragraph 98(2) (c) of Schedule B1 to the Insolvency Act 1986.

That if sufficient funds are available and Liquidators are appointed (in any manner described in these proposals) then the net funds held, after the provision for costs, be passed by the Administrator to the appointed Liquidators.

In addition, the Administrator will seek approval of the following resolutions individually at the meeting to be held on 29 March 2010 at 12 noon.

As Resolution 2

That the Administrator shall be remunerated on a time cost basis by reference to PKF (UK) LLP's normal rates for time spent by him and his staff attending to matters arising in the Administration.

As Resolution 3

That the Administrator be authorised to draw Category 2 disbursements.

As Resolution 4

That the Administrator's remuneration of £45,714.75 and disbursements of £238.71 for the period from 19 January 2010 (Date of Administration) to 9 March 2010 is approved.

As Resolution 5

That, if thought fit, the Administrator seek a resolution from creditors present at the initial meeting on 29 March 2010 to establish a Creditors' Committee pursuant to paragraph 57 of Schedule B1 to the Insolvency Act 1986.

As Resolution 6

That the Administrator, pursuant to paragraph 98 of Schedule B1 of the Insolvency Act 1986, be released from all liability in respect of his acts as Administrator, 14 days after his appointment as Administrator ceases to have effect.