

The Insolvency Act 1986

**Notice of statement of affairs**

Pursuant to Rule 2.21(6) of the Insolvency (Scotland) Rules 1986

Name of Company

Phoenix Tertium Limited

Company number

SC172256

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

~~I/We~~ (a) Geoffrey Isaac Jacobs  
KPMG LLP  
319 St Vincent Street  
Glasgow  
G2 5AS

Blair Carnegie Nimmo  
KPMG LLP  
319 St Vincent Street  
Glasgow  
G2 5AS

attach a copy of:-

the statement of affairs

in respect of the administration of the above company.

Signed



Joint Administrator

Dated

**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

Geoffrey Isaac Jacobs  
KPMG LLP  
319 St Vincent Street  
Glasgow  
G2 5AS

Tel +44 (0) 113 231 3575

SATURDAY



\*S82CRTZ7\*

SCT

30/03/2019

#401

COMPANIES HOUSE

When you have completed and signed this form, please send it to the Registrar of Companies at:-

Companies House, 4<sup>th</sup> Floor, Edinburgh Quay 2, 139 Fountainbridge,  
Edinburgh, EH3 9FF  
DXED235 Edinburgh 1 / LP- 4 Edinburgh 2

## Statement of Affairs

Pursuant to paragraph 47 of Schedule B1 to the Insolvency Act 1986  
and Rule 2.21(1) of the Insolvency (Scotland) Rules 1986

Insert name of  
the company

Statement as to the affairs of

Phoenix Tertium Limited

as at the 6 February 2019, the date that the company entered administration.

### Statutory Declaration

I solemnly and sincerely declare that the information provided in this statement and the lists A to G annexed and signed as relative hereto is, to the best of my knowledge and belief, true and complete,

AND I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act 1835.

Declared at Glasgow

Signed [Signature]

This day of 19 March 2019

Before me Carl R. P. N.P.

A Notary Public or Justice of the Peace or Solicitor

**STATEMENT as to the affairs of the Company on the 6 February 2019**

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Please complete legibly,  
preferably in black type, or bold  
block lettering

		Estimated Realisable Values £
<b>ASSETS</b>		
Assets not specifically secured (as per List "A") _____		180,304
Assets specifically secured (as per List "B")	£	
Estimated realisable value		0
Less: Amount due to secured creditors		
Estimated Surplus _____		
Estimated Total Assets available for preferential creditors, holders of floating charges and unsecured creditors _____		180,304
<b>LIABILITIES</b>		
Preferential creditors (as per List "C") _____		0
Estimated balance of assets available for holders of floating charges and unsecured creditors _____		180,304
Estimated prescribed part of net property where applicable (to carry forward) _____		(39,061)
Holders of floating charges (as per List "D") _____		(2,803)
Estimated surplus/deficiency as regards holders of floating charges _____		138,440
Estimated prescribed part of net property where applicable (brought down) _____		39,061
<b>Unsecured Creditors</b>		
Trade accounts (as per List "E") _____	£	
Bills payable (as per List "F") _____	(244,141)	
Contingent or other liabilities (as per List "G") _____	0	
Total unsecured creditors (excluding any shortfall to floating charge holders) _____	0	
	(244,141)	
Estimated Surplus/Deficiency as regards creditors unsecured creditors (excluding any shortfall to floating charge holders)		(66,640)
Estimated deficiency after floating charge where applicable (brought down)		0
Estimated Surplus/Deficiency as regards creditors		(66,640)
Issued and Called-up Capital _____		(111)
Estimated Surplus/Deficiency as regards members		(66,751)

These figures must be read subject to the following:-

\*delete as appropriate.

\*[(a) There is no unpaid capital liable to be called up]

\*[(b) The nominal amount of unpaid capital liable to be called up is £ \_\_\_\_\_ estimated to produce £ \_\_\_\_\_ which is/is not charged in favour of the holder of the floating charges(s)]

The estimates are subject to the expenses of the administration and to any surplus or deficiency on trading pending realisation of the Assets.

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Please complete legibly, preferably in black type, or bold block lettering.

**Statement of affairs LIST 'A'**  
Assets not specifically secured

Particulars of assets	Book value £	Estimated to produce £
Balance at bank .....	4,382	4,382
Cash in hand .....	25	25
Marketable securities (as per Schedule I) .....	0	0
Bills receivable (as per Schedule II) .....	0	0
Trade debtors (as per Schedule III) .....	1,517,118	175,672
Loans and advances (as per Schedule IV) .....	0	0
Unpaid calls (as per Schedule V) .....	0	0
Stock in trade .....	0	0
Work in progress .....	0	0
Heritable property .....	0	0
Leasehold property .....	0	0
Plant, machinery and vehicles .....	700	225
Furniture and fittings, etc .....	0	0
Patents, trade marks, etc .....	0	0
Investments other than marketable securities .....	0	0
Other property .....	0	0
<b>Total</b> .....	<b>1,522,225</b>	<b>180,304</b>

Signed

Date 19/3/19

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Please complete legibly, preferably in black type, or bold block lettering

**SCHEDULE I TO LIST 'A'**  
**Statement of affairs**  
**Marketable Securities**

Names to be arranged in alphabetical order and numbered consecutively

No	Name of organisation in which securities are held	Details of securities held	Book value £	Estimated to produce £

Signed

Date

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Please complete legibly, preferably in black type, or bold block lettering

**SCHEDULE II TO LIST 'A'**

**Statement of affairs**

**Bills of exchange, promissory notes, etc. available as assets**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of acceptor of bill or note	Amount of bill or note £	Date when due	Estimated to produce £	Particulars of any property held as security for payment of bill or note

Signed

Date

20

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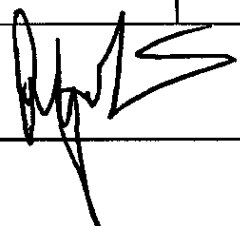
Please complete legibly, preferably in black type, or bold block lettering

**SCHEDULE III TO LIST 'A'**  
**Statement of affairs**  
**Trade debtors**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of debtor	Particulars of any securities held for debt	Book value £	Estimated to produce £
	Trade Debtors (See Attached List)		33,049	24,009
	Manufacturer Bonuses The Colt Car Company Ltd		48,288	48,288
	Inter Company: The Phoenix Car Company Limited		1,418,713	56,748
	Phoenix Kia Limited		80,882	40,441
	Phoenix Motown Limited		6,186	6,186

Signed



Date

19/3/19

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**SCHEDULE IV TO LIST 'A'**  
**Statement of affairs**  
**Loans and Advances**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of debtor	Particulars of any securities held for debt	Book value £	Estimated to produce £

Signed

Date

\_\_\_\_\_

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**SCHEDULE V TO LIST 'A'**  
**Statement of affairs**  
**Unpaid Calls**

Names to be arranged in alphabetical order and numbered consecutively

No	No in share register	Name and address of shareholder	No of shares held	Amount of call per share unpaid £	Total amount due £	Estimated to produce £

Signed

Date

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LIST 'B' (consisting of \_\_\_\_\_ pages)

### Statement of affairs

Assets specifically secured and creditors fully or partly secured (see note below) (not including debenture holders secured by a floating charge)

No	Particulars of assets specifically secured and nature of security	Date when security granted	Name of creditor	Address and occupation

**Note:** For this purpose treat as a creditor but identify separately

- (a) an owner of goods in the company's possession under a hire-purchase agreement or an agreement for the hire of goods for more than 3 months, or
- (b) a seller of goods to the company claiming a retention of title or a seller under a conditional sale agreement.

Signed

Date

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Please complete legibly, preferably in black type, or bold block lettering

**LIST 'B' (continued)**

**Statement of affairs**

The names of the secured creditors are to be shown against the assets on which their claims are secured, numbered consecutively, and arranged in alphabetical order as far as possible

Consideration £	Estimated value of assets specifically secured £	Total amount due to creditor £	Balance of debt secured £	Balance of debt unsecured carried to LIST 'E' £	Estimated surplus from security £

Signed

Date

**Please complete legibly, preferably in black type, or bold block lettering**

## Statement of affairs

**Preferential creditors for salaries, wages and otherwise**

**Names to be arranged in alphabetical order and numbered consecutively**

No	Name of creditor	Address

**Signed**

**Date**

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Please complete  
legibly, preferably in  
black type, or bold  
block lettering

**LIST 'C' Continued**

**Statement of affairs**

**Preferential creditors for salaries, wages and otherwise**

Nature of claim	Total amount of claim	Amount ranking as preferential	Balance not preferential carried to List 'E'

Signed

Date

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**LIST 'D'**

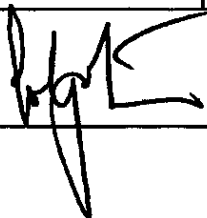
**Statement of affairs**

**List of holders of debentures secured by a floating charge**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of Holder	Amount £	Description of assets over which security extends
	Shogun Finance Limited	2,803	All Assets

Signed



Date

19/3/19

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Please complete legibly, preferably in black type, or bold block lettering

LIST 'E' (consisting of \_\_\_\_\_ pages)

### Statement of affairs

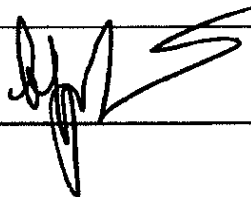
Unsecured creditors – trade accounts.

Identify separately on this list customers claiming amounts paid in advance of the supply of goods and services

Names to be arranged in alphabetical order and numbered consecutively

No	Name of and address of creditor	Amount of the debt £
	Trade Creditors (See attached List)	(27,448)
	HMRC PAYE / NI / VAT	(71,940)
	Inter Company:	
	Phoenix Vehicle Management	(73,653)
	(Scotland) LLP	
	Phoenix Honda Limited	(71,060)

Signed



Date

19/3/19

Creditors	Amount Due
EAST RENFREWSHIRE COUNCIL	-11,132.00
GD VALETING SERVICES	-6,805.80
SSE SCOTTISH HYDRO	-2,324.85
DINGBRO LIMITED	-1,236.41
CALEY OFFICE GROUP	-1,048.22
FALKIRK CAR CARRIERS	-684.00
ENTERPRISE RAC LTD	-579.95
BOLTON LOCK COMPANY	-558.70
ALLIANCE PARTNERS	-350.00
TARA SIGNS LIMITED	-329.14
Autoecosse Mitsubishi	-232.25
WALLACE CAMERON DIRECT	-224.39
CAR CARE PLAN	-215.10
CONCEPT GROUP LTD	-198.46
WATERPOINT	-196.80
LLOYDS BANK CARDNET	-183.51
CALEDONIA WHEEL ALIG	-169.20
BT PLC	-156.12
ALLSTAR (PETROL)	-139.31
BORNEY UK LTD	-138.84
DENT DEVILS LTD	-138.00
NFU	-126.00
TACALEMIT GARAGE EQUIP C	-107.70
ROADSIDE VEHICLE SER	-84.00
MOTORTRADE STATIONER	-81.60
JEPSON & CO LTD	-60.00
EMAC LIMITED	-50.94
RICHARD LAWSON AUTOECOSS	-46.15
GAP VEHICLE HIRE	-39.58
AUTOPARTS UK.COM	-36.85
SEMPLE CHEMICALS	-35.88
EDYNAMIX	-31.80
DOUGLAS PARK	-30.78
KINGSMEAD	-20.40
HSBC	-19.00
MCGARD DEUTSCHLAND	-13.50
TMS MOTOR SPARES LTD	-11.56
RECOGNITION EXPRESS	-11.52
EPYX LTD	360.00
<b>Grand Total</b>	<b>-27,488.31</b>



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Please complete legibly, preferably in black type, or bold block lettering

**Note**  
The particulars of any bills of exchange and promissory notes held by a holder should be inserted immediately below the name and address of such creditor.

**LIST 'F'**

**Statement of affairs**

**Unsecured creditors – Bills payable, promissory notes, etc**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of acceptor of bill or note	Name and address of holder*	Date when due	Amount of claim £

Signed

Date

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Please complete legibly, preferably in black type, or bold block lettering

**LIST 'G'**

**Statement of affairs**

**Unsecured creditors – contingent liabilities**

Names to be arranged in alphabetical order and numbered consecutively

No	Name and address of creditor	Nature of liability	Amount of claim £

Signed

Date