



CR-2023-003964

**IN THE HIGH COURT OF JUSTICE  
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES  
COMPANIES COURT (Ch D)**

**Insolvency and Companies Court Judge Jones**

**Tuesday 10 October 2023**

**IN THE MATTER OF OCTOPUS AIM VCT PLC**

**AND IN THE MATTER OF THE COMPANIES ACT 2006**

**UPON THE APPLICATION** of the above-named Octopus AIM VCT plc (hereinafter called the "Company") whose registered office is at 33 Holborn, London EC1N 2HT by Claim Form dated 22 September 2023

**AND UPON HEARING** Andrew Thornton KC, Counsel for the Company

**AND UPON READING** the Claim Form and the evidence

**IT IS ORDERED** that the cancellation of the share premium account approved by a special resolution duly passed at the annual general meeting of the Company held on 20 July 2023 be and the same are hereby confirmed in accordance with the provisions of the above mentioned Act

**AND THE COURT HEREBY** approves the Statement of Capital set out in the Schedule hereto

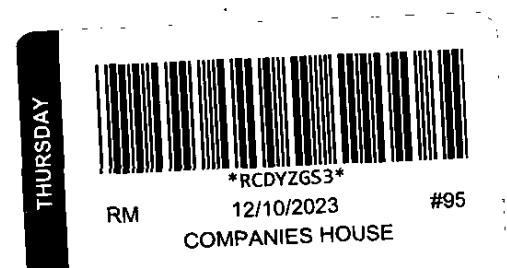
**AND IT IS ORDERED** that a copy of this order be delivered to the Registrar of Companies and that a copy hereof be delivered to him together with a copy of the Statement of Capital

**AND IT IS ORDERED** that notice of the registration by the Registrar of Companies of this Order and of the statement of capital be published in The Times newspaper within 21 days after such registration

**Service of the order**

A sealed copy of this order was provided to the solicitors for the Claimant:

Howard Kennedy LLP, No. 1 London Bridge, London SE1 9BG



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## Statement of capital for reduction supported by solvency statement or court order

A fee is payable with this form.  
Please see 'How to pay' on the last page.

☒ **What this form is for**  
You may use this form as a statement  
of capital for a private limited company  
reducing its capital supported by a  
solvency statement; or for a private or  
public limited company reducing its  
capital supported by a court order.

☐ **What this form is NOT for**  
You cannot use this form to  
complete a statement of capital  
for a company re-registering from  
unlimited to limited.

For further information, please  
refer to our guidance at  
[www.companieshouse.gov.uk](http://www.companieshouse.gov.uk)

### 1 Company details

Company number 03477519

Company name in full Octopus AIM VCT PLC

→ **Filing in this form**  
Please complete in typescript or in  
bold black capitals.

All fields are mandatory unless  
specified or indicated by \*

### 2 Share capital

Complete the table(s) below to show the issued share capital as reduced by the  
resolution.

Complete a separate table for each currency (if appropriate). For example,  
add pound sterling in 'Currency table A' and Euros in 'Currency table B'.

Please use a Statement of  
Capital continuation page if  
necessary.

Currency	Class of shares	Number of shares	Aggregate nominal value (£, €, \$, etc)	Total aggregate amount unpaid, if any (£, €, \$, etc)
Complete a separate table for each currency	E.g. Ordinary/Preference etc.		Number of shares issued multiplied by nominal value	Including both the nominal value and any share premium

#### Currency table A

Sterling	Ordinary	178,597,268	1,785,972.68	
Totals		178,597,268	1,785,972.68	0.00

#### Currency table B

Totals		0	0.00	0.00

Totals (including continuation  
pages)

Total number of shares	Total aggregate nominal value ①	Total aggregate amount unpaid ①
178,597,268	1,785,972.68	0.00

① Please list total aggregate values in different currencies separately.  
For example: £100 + €100 + \$10 etc.

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## Prescribed particulars of rights attached to shares

Please give the prescribed particulars of rights attached to shares for each class of share shown in the statement of capital share tables in **Section 2**.

Class of share

Ordinary Shares

Prescribed particulars  
1

See Continuation Sheet

## 1 Prescribed particulars of rights attached to shares

The particulars are:

- a. particulars of any voting rights, including rights that arise only in certain circumstances;
- b. particulars of any rights, as respects dividends, to participate in a distribution;
- c. particulars of any rights, as respects capital, to participate in a distribution (including on winding up); and
- d. whether the shares are to be redeemed or are liable to be redeemed at the option of the company or the shareholder.

A separate table must be used for each class of share.

Please use a statement of capital continuation page if necessary.

Class of share

Prescribed particulars  
1

Class of share

Prescribed particulars  
1

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## Signature

I am signing this form on behalf of the company.

Signature

Signature

X  X

## 2 Societas Europaea.

If this form is being filed on behalf of a Societas Europaea (SE), please delete 'director' and insert details of which organ of the SE the person signing has membership.

## 3 Person authorised

Under either section 270 or 274 of the Companies Act 2006.

This form may be signed by:

Director 1, Secretary, Person authorised 1, CIC manager.

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Statement of capital for reduction supported by solvency statement  
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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 **Stephen Heinemann**

Company name **Howard Kennedy**

Address **No. 1 London Bridge**

Post town **London**

County/Region

Postcode **S E 1 9 B G**

Country **England**

DX **144370 Southwark 4**

Telephone **+44 (0)203 755 6000**

**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 completed the relevant sections of the statement of capital.
- ☐ You have signed the form.
- ☐ You have enclosed the correct fee.

**Important information**

**Please note that all information on this form will appear on the public record.**

**How to pay**

**A fee of £10 is payable to Companies House to reduce the share capital by Court Order or by Solvency Statement.**

Make cheques or postal orders payable to 'Companies House.'

**Where to send**

**You may return this form to any Companies House address, however for expediency we advise you to return it to the appropriate address below:**

**For companies registered in England and Wales:**  
The Registrar of Companies, Companies House,  
Crown Way, Cardiff, Wales, CF14 3UZ.  
DX 33050 Cardiff.

**For companies registered in Scotland:**  
The Registrar of Companies, Companies House,  
Fourth floor, Edinburgh Quay 2,  
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF.  
DX ED235 Edinburgh 1  
or LP - 4 Edinburgh 2 (Legal Post).

**For companies registered in Northern Ireland:**  
The Registrar of Companies, Companies House,  
Second Floor, The Linenhall, 32-38 Linenhall Street,  
Belfast, Northern Ireland, BT2 8BG.  
DX 481 N.R. Belfast 1.

**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)**

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### Prescribed particulars of rights attached to shares

Class of share	Ordinary Shares	
Prescribed particulars 1	<p><b>As Regards Income</b></p> <p>The holders of Ordinary Shares shall be entitled to receive such dividends as the directors resolve to pay out of the net assets attributable to the Ordinary Shares, in accordance with the Company's articles of association.</p> <p><b>As Regards Capital</b></p> <p>On a return of capital on a winding up or on a return of capital (other than a purchase by the Company of its shares) the surplus capital and assets attributable to the Ordinary Shares shall be divided amongst the holders of Ordinary Shares pro rata according to the nominal capital paid up on their respective holdings of such shares, in accordance with the Company's articles of association.</p> <p><b>As Regards Voting and General Meetings</b></p> <p>Each holder of Ordinary Shares present in person or by proxy shall have one vote for every Ordinary Share of which he is the holder.</p> <p><b>As Regards Redemption</b></p> <p>The Ordinary Shares are not liable to be redeemed.</p>	<p><b>1 Prescribed particulars of rights attached to shares</b></p> <p>The particulars are:</p> <ul style="list-style-type: none"> <li>a. particulars of any voting rights, including rights that arise only in certain circumstances;</li> <li>b. particulars of any rights, as respects dividends, to participate in a distribution;</li> <li>c. particulars of any rights, as respects capital, to participate in a distribution (including on winding up); and</li> <li>d. whether the shares are to be redeemed or are liable to be redeemed at the option of the company or the shareholder.</li> </ul> <p>A separate table must be used for each class of share.</p>