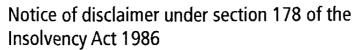
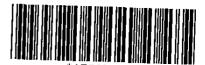
In accordance with Rule 19.2 of the Insolvency (England & Wales) Rules 2016 and Section 178 of the Insolvency Act 1986.

# **NDISC**





SATURDAY



\*A/E2DWFT\* A10 08/09/2018 COMPANIES HOUSE

#184

1	Company details					
Company number	0 3 7 8 2 3 7 9	Filling in this form Please complete in typescript or in				
Company name in full	CARILLION PLC	bold black capitals.				
2	Liquidator's name					
Full forename(s)	DAVID					
Surname	CHAPMAN					
3	Liquidator's address	· · · · · · · · · · · · · · · · · · ·				
Building name/number	4					
Street	ABBEY ORCHARD STREET					
Post town	LONDON					
County/Region						
Postcode	SW1P2HT					
Country						
4	Liquidator's name ●					
Full forename(s)		Other liquidator Use this section to tell us about				
Surname		another liquidator.				
5	Liquidator's address 🛛					
Building name/number		Other liquidator Use this section to tell us about				
Street		another liquidator.				
Post town						
County/Region						
Postcode						
Country						

# Notice of disclaimer Notice of disclaimer Notice of disclaimer Notice of disclaimer is attached Sign and date Liquidator's signature Signature Signature date Notice of disclaimer Notice of

NDISC

## **NDISC**

Presenter information

Notice of disclaimer under section 178 of the Insolvency Act 1986

# 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 Phil Amatt Insolvency Service 4 Abbey Orchard Street London County/Region Postcade S Country 02076376276 Checklist We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the

The company name and number match the information held on the public Register.
 You have attached the required documents.

☐ You have signed the form.

following:

### Important information

All information on this form will appear on the public record.

# Where to send

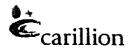
You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

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 or email 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



Carillion Construction Limited (In compulsory liquidation) Carillion House 84 Salop Street Wolverhampton WV3 05R www.carillionpic.com

TO: The Co-operative Bank P.L.C, PO Box 101, 1 Balloon Street, Manchester, M60 4EP (you)

16 August 2018

Dear Sir / Madam

### NOTICE OF DISCLAIMER UNDER SECTION 178 OF THE INSOLVENCY ACT 1986

Re: Carillion pic activities under contracts and agreements at the site commonly referred to as First Street North

Carillion pic (in liquidation) (company number 03782379) (the *Company*) Liquidator: The Official Receiver (the *Liquidator*)

Special managers: Michael Jervis and David Kelly (the Special Managers)

Property Disclaimed: the applicable contracts listed in Schedule 2 between you and the Company in relation to First Street North (the Contracts)

By order of the High Court of Justice of England and Wales of 15 January 2018, the Company was placed into compulsory liquidation and the Official Receiver appointed as liquidator (in the Business and Property Courts of England and Wales, Insolvency and Companies List (ChD), case no. CR-2018-000351).

By order of the High Court of Justice of England and Wales of 15 January 2018 (as amended by Mr Registrar Jones on 13 February 2018), the Special Managers were appointed to assist the Liquidator.

The Liquidator hereby gives you notice that it disclaims all the Company's interest in the applicable Contracts, including any related Direct Agreements and collateral or other warranties entered into by the Company in relation to the Contracts including those listed in the enclosed Schedule 2.

Yours faithfully

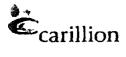
Signed: D. L.

Dated: 16 August 2018

Notice authenticated and dated by David Chapman, Official Receiver as liquidator of the Company, acting without personal liability

The Official Receiver has been appointed liquidator of Carillion Plc (and certain subsidiaries). Special Managers have been appointed by the High Court to help the Official Receiver manage the affairs, business and property of the companies in liquidation, in accordance with the powers and duties contained in the order appointing them. Provisional liquidators have also been appointed by the Court of Session, with the powers set out in Schedule 4 to the Insolvency Act 1986. A full list of the appointments and details of the Special Managers and Provisional Liquidators can be found at <a href="www.pwc.co.uk/carillion">www.pwc.co.uk/carillion</a>.

The Provisional Liquidators are licensed in the United Kingdom to act as insolvency Practitioners by the Institute of Chartered Accountants in England and Wales, and are bound by the Insolvency Code of Ethics which can be found at: <a href="https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics">https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics</a>.

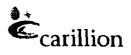


Carillion Construction Limited (In compulsory liquidation) Carillion House 84 Salop Street Wolverhampton WV3 05R www carillionpic com

Official Receiver contact details: 4 Abbey Orchard Street London SW1P 2HT carillion.liquidator@insolvency.gsi.gov.uk

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Carillion Construction Limited (In compulsory liquidation) Carillion House 84 Salop Street Wolverhampton WV3 OSR www.carillionplc.com

### **NOTES**

The following provisions continue notwithstanding the intended disclaimer by the Company of its interests in the Contracts and related direct agreements and collateral or other warranties as further and expressly particularised in the enclosed, non-exhaustive Schedule.

The Special Managers, their firm, partners, employees, advisers, representatives or agents nor the Liquidator shall incur any personal liability whatsoever in respect of any of the obligations of the Company or any other person including in connection with the Contracts and the terms of this notice.

No liability (whether based in tort or contract or statute or otherwise) including, without limitation, any liability in connection with non-performance or breach or termination (whether by repudiation, disclaimer or otherwise), or any penalty or liability for liquidated damages, arising from actions or inactions of either the Liquidator or the Special Managers shall give rise to any liquidation expenses unless expressly accepted in writing.

Neither the Liquidator's nor the Special Managers' actions or inactions shall have the legal effect of an adoption of any of the Contracts.

Nothing in this letter is intended to limit or affect in any way the rights or powers of the Liquidator or the Special Managers with respect to their appointments or applicable law.

The Official Receiver has been appointed liquidator of Carillion Plc (and certain subsidiaries). Special Managers have been appointed by the High Court to help the Official Receiver manage the affairs, business and property of the companies in liquidation, in accordance with the powers and duties contained in the order appointing them. Provisional liquidators have also been appointed by the Court of Session, with the powers set out in Schedule 4 to the Insolvency Act 1986. A full list of the appointments and details of the Special Managers and Provisional Liquidators can be found at <a href="https://www.pwc.co.uk/capillion">www.pwc.co.uk/capillion</a>.

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www.carlillonpic.com



### **PROJECT - First Street North**

### Schedule 1 - List of addressees to whom this Notice of Disclaimer is to be given

No	Addressee details per contract in Schedule 2			
1	The Co-operative Bank P.L.C, PO Box 101, 1 Balloon Street, Manchester, M60 4EP			
2	The Co-operative Bank P.L.C, PO Box 101, 1 Balloon Street, Manchester, M60 4EP			
3	Southside Regeneration Limited, Swatton Barn, Badbury, Swindon, SN4 0EU			

The Official Receiver has been appointed liquidator of Carillion Pic (and certain subsidiaries). Special Managers have been appointed by the High Court to help the Official Receiver manage the affairs, business and property of the companies in liquidation, in accordance with the powers and duties contained in the order appointing them. Provisional liquidators have also been appointed by the Court of Session, with the powers set out in Schedule 4 to the Insolvency Act 1986. A full list of the appointments and details of the Special Managers and Provisional Liquidators can be found at <a href="https://www.pwc.co.uk/carillion">www.pwc.co.uk/carillion</a>.

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Carition House 84 Salop Street Wolverhampton WV3 OSR



### **PROJECT – First Street North**

carillion

### Schedule 2 - List of disclaimed contracts

No	Title of contract	Parties	Date of contract
1	Parent Company Guarantee	(1) The Cooperative Bank plc (2) Carillion plc	On or around 28 June 2013
2	Parent Company Guarantee	(1) The Cooperative Bank plc (2) Carillion plc	On or around 29 July 2013
3	Parent Company Guarantee	(1) Southside Regeneration Limited (2) Carillion plc	On or around 29 July 2013

The Official Receiver has been appointed liquidator of Carillion Plc (and certain subsidiaries). Special Managers have been appointed by the High Court to help the Official Receiver manage the affairs, business and property of the companies in liquidation, in accordance with the powers and duties contained in the order appointing them. Provisional liquidators have also been appointed by the Court of Session, with the powers set out in Schedule 4 to the insolvency Act 1986. A full list of the appointments and details of the Special Managers and Provisional Liquidators can be found at www.pwc.co.uk/carillion.

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