

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

WEDNESDAY



A27

\*A72PA3OQ\*

28/03/2018

COMPANIES HOUSE

#214

### 1 Company details

Company number 0 3 9 1 7 5 2 3

Company name in full CDA Contracts Limited

→ Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) John Paul

Surname Sugden

### 3 Liquidator's address

Building name/number Devonshire House

Street 32/34 North Parade

Post town Bradford

County/Region

Postcode B D 1 3 H Z

Country

### 4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

Country

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	<sup>d</sup> 1	<sup>d</sup> 5	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7
To date	<sup>d</sup> 1	<sup>d</sup> 4	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8

**7** Progress report

☒ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

X

*J.P. Sygden*

X

Signature date

<sup>d</sup> 2	<sup>d</sup> 6	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8
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LIQ03

## Notice of progress report in voluntary winding up

**Presenter information**

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	David Hodgson
Company name	Auker Rhodes Limited
Address	Devonshire House 32/34 North Parade
Post town	Bradford
County/Region	
Postcode	B D 1 3 H Z
Country	
DX	
Telephone	01274 299499

**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 attached the required documents.
- ☐ You have signed the form.

**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**

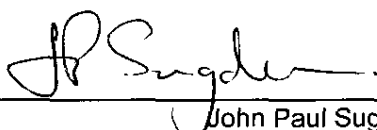
For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

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)

**CDA Contracts Limited  
(In Liquidation)**

**JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS ACCOUNT**

	Statement of affairs £	From 15/01/2017 To 14/01/2018 £	From 15/01/2016 To 14/01/2018 £
<b>RECEIPTS</b>			
Book Debts	Uncertain	0.00	0.00
Tangible Assets	NIL	0.00	0.00
Stock/WIP	NIL	0.00	0.00
Intercompany Debts	Uncertain	301.14	301.14
VAT Refund (Subject to Set Off)	NIL	0.00	0.00
Sales retention	Uncertain	0.00	0.00
Bank Interest Gross		0.12	0.12
		<u>301.26</u>	<u>301.26</u>
<b>PAYMENTS</b>			
Lloyds TSB	(365,332.00)	0.00	0.00
Employee Arrears/Hol Pay	(10,000.00)	0.00	0.00
Trade & Expense Creditors	(826,241.19)	0.00	0.00
Ordinary Shareholders	(100.00)	0.00	0.00
		<u>0.00</u>	<u>0.00</u>
Net Receipts/(Payments)		<u>301.26</u>	<u>301.26</u>
<b>MADE UP AS FOLLOWS</b>			
Floating Current A/c		301.26	301.26
		<u>301.26</u>	<u>301.26</u>

  
 \_\_\_\_\_  
 John Paul Sugden  
 Joint Liquidator



# Auker Rhodes Accounting

*Business Advisers  
and Insolvency  
Practitioners*

*Registered Office and  
Business Address*

Devonsline House  
52-54 North Parade  
Bradford  
West Yorkshire  
BD1 3H7

Tel: 01274 299 499  
Fax: 01274 299 498

*John Paul Sugden is licensed  
in the United Kingdom to act  
as an insolvency practitioner  
by The Association of  
Certified Chartered  
Accountants*

*John Paul Sugden is bound  
by the Insolvency Code of  
Ethics when carrying out his  
professional work relating to  
insolvency appointments*

*The information is  
given in good faith by  
Auker Rhodes Accounting  
and is not intended to  
constitute an offer of any  
financial product or service*

Auker Rhodes Accounting  
is the trading name of  
Auker Rhodes Accounting Ltd

First Director is: C. P. P. P.  
at the Registered Office

Our Ref: JPS/DH/CDACON/1300  
Your Ref:

12 March 2018

## TO ALL KNOWN MEMBERS & CREDITORS

Dear Sirs

### **CDA Contracts Limited ("the Company") (In Liquidation)**

#### **1 Introduction**

1.1 Following my appointment as liquidator of the Company on 15 January 2016 in accordance with Section 104A of the Insolvency Act 1986, I now report on the progress of the liquidation for the year ended 14 January 2018 and attach:

- Appendix 1, my receipts and payments account for the year ended 14 January 2018;
- Appendix 2, a statement of the remuneration charged by the liquidator in the period 15 January 2017 to 14 January 2018 and a statement of expenses incurred in the period;
- Appendix 3, an analysis of my time costs as required by Statement of Insolvency Practice 9;
- Appendix 4, an extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the liquidator (Rule 4.49E); and
- Appendix 5, an extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the liquidator's remuneration or expenses if excessive (Rule 4.131).

1.2 Please note that John Paul Sugden is authorised to act as an insolvency practitioner by the Association of Certified Chartered Accountants (licence number 8064).



# Auker Rhodes Accounting

*Business Advisers  
and Insolvency  
Practitioners*

*Registered Office and  
Business Address*

Devonshire House  
32-34 North Parade  
Bradford  
West Yorkshire  
BD1 3HZ

Tel: 01274 299499  
Fax: 01274 299498

## 2 Statutory Information

2.1 The statutory details of the Company are as follows:-

Registered number 03917523  
  
Registered office c/o Auker Rhodes Accountants  
Devonshire House  
32/34 North Parade  
Bradford  
BD1 3HZ

2.2 Change in office Holder S G Hodgson resigned as joint  
liquidator on 23/03/2017.

## 3 Progress Report

### Book Debts

3.1 Creditors may recall that the Company Book Debts totalling £474,952 were subject to a fixed charge granted in favour of Lloyds TSB in respect of a confidential invoice discounting facility provided.

In this instance it appears that Lloyds TSB will be unable to discharge the liability due to them and as a result no realisations are expected in respect of Book Debts.

I can confirm that I am currently awaiting confirmation of the final outcome in respect of the Lloyds TSB situation for finalisation purposes.

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Accountants*

### Furniture and Equipment

3.2 The furniture and equipment belonging to the Company has been collected by CW Harrison & Sons, valuers and auctioneers, and have been placed in various auctions to realise funds.

I can confirm that £5,500 has been realised to date in respect of the sale price which will be remitted to me once the sale costs have been deducted and the final assets have been sold.

*John Paul Sugden is bound  
by the Insolvency Code of  
Ethics when carrying out all  
professional work relating  
to insolvency appointments*

*The success of any  
company or  
individual is dependent on  
good business and  
ethical practices and  
a commitment to high standards*

A small number of items are still to be sold and as a result the balance will be remitted to me following the sale of the same. This is expected to be completed in the next few months.

*Auker Rhodes Accounting  
is the trading name of  
Auker Rhodes Accounting Ltd*

*Full financial statements  
are available  
from the Registered Office*



# Auker Rhodes Accounting

## Intercompany Debt

- 3.3 Creditors may recall from the Statement of Affairs presented at the meeting of creditors that an Intercompany loan in the sum of £369,348 was due from Indsur (UK) Limited.

*Business Advisers  
and Insolvency  
Practitioners*

I can confirm that I was appointed as Joint Liquidator of said Company via the court however can confirm that at present there is no prospect of a dividend to creditors due to a lack of realisable assets.

*Registered Office and  
Business Address*

Devonshire House  
32-34 North Parade  
Bradford  
West Yorkshire  
BD1 3HZ

## Sales Retentions

- 3.4 Creditors may recall that certain retentions may become payable in respect of retentions. Whilst some retentions are heavily disputed a small number are due to expire in the coming months and will be pursued accordingly.

Tel: 01274 209 499  
Fax: 01274 209 498

## 4 Creditors & Dividends

- 4.1 A Preferential claim in the sum of £13,798.23 has been received from the Redundancy Payments Office in respect of Employees claims.
- 4.2 The Director's statement of affairs estimated that there were unsecured creditors in of circa £829,773. To date, I have received 16 claims from unsecured creditors totalling £829,201.
- 4.3 Based on current information, any prospect of a dividend to unsecured creditors will be dependant upon the level of realisations in respect of the aforementioned Book Debts and Retentions however this appears unlikely.

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Certified  
Accountants*

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Ethics when carrying out all  
professional work, whether or  
an insolvency appointment*

*The Director is not an  
admitted officer or  
administrator or any  
contract is agreed with  
third persons or third*

*Not a Public Accountant  
in the trading name of  
Auker Rhodes Accounting Ltd*

*List of Directors available  
on the Registered Office*



# Auker Rhodes Accounting

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and Insolvency  
Practitioners*

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Fax: 01274 299498

## 5 Liquidator's remuneration and expenditure

- 6.1 My fees for acting as liquidator were agreed with creditors at a meeting held on 15 January 2016 will be drawn on a time cost basis. In accordance with Statement of Insolvency Practice (SIP9), I attach at Appendix 3 a summary of my time costs in the liquidation by grade of staff and type of work.

The analysis shows time costs of £32,200 representing 179.25 hours and an average rate of £179.64 per hour.

I can confirm that I have yet to draw any remuneration on account of my time costs to date.

- 6.2 A statutory expense, being my bond, of £35 has been paid for by my firm and will be claimed as and when funds permit.

## 7 Conclusion

- 7.1 As described above I shall continue to review the situation regarding the Book Debts being pursued by Lloyds Invoice Finance together with the potential realisations from retentions that are associated with the same.
- 7.2 I shall report to creditors next year however should I become of the opinion that no further realisations are expected I will proceed to close the case.

Should you require any further information, please contact David Hodgson of my office on 01274 299499.

Yours faithfully

J P Sugden  
Liquidator

*Tom Paul Sugden is licensed  
in the United Kingdom to act  
as an insolvency practitioner  
by The Association of  
Chartered Certified  
Accountants*

*Tom Paul Sugden is bound  
by the Insolvency Code of  
Ethics which requires that all  
professional work is done to  
an insolvency appointment*

*The Director is bound by  
the Insolvency Code of  
Ethics which requires that all  
professional work is done to  
an insolvency appointment*

*Auker Rhodes Accounting  
is the trading name of  
Auker Rhodes Accounting Ltd*

*Auker Rhodes Accounting Ltd  
is a limited liability company  
registered in the United Kingdom*



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**CDA Contracts Limited**  
**(In Liquidation)**  
**Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs £		From 15/01/2016 To 14/01/2018 £	From 15/01/2016 To 14/01/2018 £
	<b>SECURED ASSETS</b>		
Uncertain	Book Debts	NIL NIL	NIL NIL
	<b>SECURED CREDITORS</b>		
(365,332 00)	Lloyds TSB	NIL NIL	NIL NIL
	<b>ASSET REALISATIONS</b>		
NIL	Tangible Assets	NIL	NIL
NIL	Stock/WIP	NIL	NIL
Uncertain	Intercompany Debts	301 14	301 14
NIL	VAT Refund (Subject to Set Off)	NIL	NIL
Uncertain	Sales retention	NIL	NIL
	Bank Interest Gross	0 12 301.26	0.12 301 26
	<b>PREFERENTIAL CREDITORS</b>		
(10,000 00)	Employee Arrears/Hol Pay	NIL NIL	NIL NIL
	<b>UNSECURED CREDITORS</b>		
(826,241 19)	Trade & Expense Creditors	NIL NIL	NIL NIL
	<b>DISTRIBUTIONS</b>		
(100 00)	Ordinary Shareholders	NIL NIL	NIL NIL
<b>(1,201,673.19)</b>		<b>301.26</b>	<b>301.26</b>
	<b>REPRESENTED BY</b>		
	Floating Current A/c		301 26 <b>301.26</b>

John Paul Sugden  
Joint Liquidator

## APPENDIX 2

**Remuneration charges and expenses charges incurred by the liquidator in the period 15 January 2016 to 14 January 2018**

### **CDA Contracts Limited – In Liquidation**

	Costs incurred & paid from 15/01/17 to 14/01/18 £	Costs incurred & paid from 15/01/16 to date £	Costs incurred remaining unpaid to date £	Total costs incurred from 29/11/11 to date £
<b>Professional costs</b>				
<b>Liquidator's Fees</b>				
Auker Rhodes Ltd	-	-	32,200.00	32,200.00
<b>Liquidator's Expenses</b>				
Liquidator's Bond	-	-	35.00	35.00
	-	-	32,235.00	32,235.00

### **Notes**

1. The basis of the Liquidator's fees and expenses was agreed by the creditors' at the initial meeting of the same held on 15 January 2016.

## CDA Contracts Limited (In Liquidation)

## Auker Rhodes Time Costs Summary (Period 15 January 2016 to 14 January 2018)

Category	Partner		Manager/Administrator		Support Staff		Total Hours	Total Time Cost		Average Hourly Rate
	Hours	£	Hours	£	Hours	£		£	£	
Creditors' Claims	17.75	4,437.50	10.50	1,312.50			28.25	5,750.00		203.54
Realisation of Assets	26.50	6,625.00	5.00	625.00			31.50	7,250.00		230.16
Investigations	35.75	6,562.50	23.75	4,156.25			59.50	10,718.75		180.15
Meetings/Compliance Reviews	4.00	1,000.00	2.50	312.50			6.50	1,312.50		201.92
Tax							0.00	0.00	#DIV/0!	
Administration & Accountancy	2.50	625.00	25.25	3,156.25			27.75	3,781.25		136.26
Employee Claims	1.00	250.00	23.00	2,875.00			24.00	3,125.00		130.21
Cashier					1.75	262.50	1.75	262.50		150.00
	87.50	19,500.00	90.00	12,437.50	1.75	262.50	179.25	32,200.00		179.64

## CDA Contracts Limited (In Liquidation)

## Auker Rhodes Time Costs Summary (Period 15 January 2017 to 14 January 2018)

Category	Partner		Manager/Administrator		Support Staff		Total Hours	Total Time Cost		Average Hourly Rate
	Hours	£	Hours	£	Hours	£		£	£	
Creditors' Claims	0.50	125.00	1.50	187.50			2.00	312.50	156.25	
Realisation of Assets	2.75	687.50	0.75	93.75			3.50	781.25	223.21	
Investigations	1.00	250.00	1.75	218.75			2.75	468.75	170.45	
Meetings/Compliance Reviews							0.00	0.00	#DIV/0!	
IT							0.00	0.00	#DIV/0!	
Administration & Accountancy	2.50	625.00	3.50	437.50			6.00	1,062.50	177.08	
Employee Claims							0.00	0.00	#DIV/0!	
Cashier					1.75	262.50	1.75	262.50	150.00	
	6.75	1,687.50	7.50	937.50	1.75	262.50	16.00	2,887.50	180.47	

## APPENDIX 4

### **An extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the liquidator.**

Rule 4.49F, edited for application to a progress report in a creditors' voluntary liquidation

- (1) If
- (a) within a period mentioned in paragraph (2)
    - (i) a secured creditor, or
    - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
  - (b) with the permission of the court upon application made within the period mentioned in paragraph (2), any unsecured creditor,

make a request in writing to the liquidator for further information about remuneration or expenses set out in the progress report, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of a matter which was previously included in a progress report

- (2) The period referred to in paragraph (1)(a) is 21 days of receipt of the progress report.
- (3) The liquidator complies with this paragraph by either
- (a) providing all the information asked for, or
  - (b) so far as the liquidator considers that
    - (i) the time or cost of preparation of the information would be excessive, or
    - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
    - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information.

- (4) Any creditor, who need not be the same as the creditor who requested further information, may apply to court within 21 days of:
- (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
  - (b) the expiry of the 14 days provided for in paragraph (1).

And the court may make such order as it thinks just

- (5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period to 8 weeks provided for in Rule 4.131(1B) by such further period as the court thinks just

**An extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the liquidator's fees, if excessive.**

Rule 4.131

- (1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4).
- (1A) Application by a creditor may be made on the grounds that:
  - (a) the remuneration charged by the liquidator,
  - (b) the basis fixed for the liquidator's remuneration under rule 4.127, or
  - (c) expenses incurred by the liquidator,is or are, in all circumstances, excessive or, in the case of an application under paragraph (b), inappropriate.
- (1B) The application must, subject to any order of the court under Rule 4.49E(5), be made no later than 8 weeks (or in a case falling within Rule 4.108, 4 weeks) after receipt by the applicant of the progress report or the draft report under Rule 4.49D, which first reports the charging of the remuneration or the incurring expenses in question ("the relevant report").
- (2) The court may, if it thinks that no cause is shown for a reduction, dismiss the application; but it shall not do so unless the applicant has had the opportunity to attend the court for a hearing, of which he has been given at least 5 business days notice but which is without notice to any other party.  
If the application is not dismissed under this paragraph, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly.
- (3) The applicant shall, at least 14 days before the hearing, send to the liquidator a notice stating the venue and accompanied by a copy of the application, and of any evidence which the applicant intends to adduce in support of it.
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders-
  - (a) an order reducing the amount of remuneration which the liquidator was entitled to charge;
  - (b) an order fixing the basis of remuneration at a reduced rate or amount;
  - (c) an order changing the basis of remuneration;
  - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation;
  - (e) an order that the liquidator or the liquidator's personal representative pay the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify;  
and may make any order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report.

Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable as an expense of the liquidation