

In accordance with
Rule 18.7 of the
Insolvency (England &
Wales) Rules 2016 and
Sections 92A, 104A and
192 of the Insolvency
Act 1986.

LIQ03

Notice of progress report in voluntary winding up



Companies House

THURSDAY



A13 *A84LV4AH* #192
02/05/2019
COMPANIES HOUSE

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

Full forename(s)

Surname

Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number

Street

Post town

County/Region

Postcode

Country

Other liquidator
Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	^d 1	^d 5	^m 0	^m 1	^y 2	^y 0	^y 1	^y 8
To date	^d 1	^d 4	^m 0	^m 1	^y 2	^y 0	^y 1	^y 9

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

J.P. Sugden

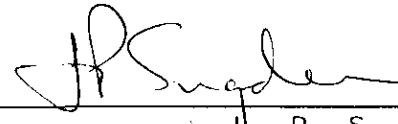
X

Signature date

^d 3	^d 0	^m 0	^m 4	^y 2	^y 0	^y 1	^y 9
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CDA Contracts Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £		From 15/01/2016 To 14/01/2019 £	From 15/01/2016 To 14/01/2019 £
	SECURED ASSETS		
Uncertain	Book Debts	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	SECURED CREDITORS		
(365,332.00)	Lloyds TSB	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	ASSET REALISATIONS		
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	<u>0.28</u>	<u>0.28</u>
		301.42	301.42
	PREFERENTIAL CREDITORS		
(10,000.00)	Employee Arrears/Hol Pay	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	UNSECURED CREDITORS		
(826,241.19)	Trade & Expense Creditors	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
<u>(1,201,673.19)</u>		<u>301.42</u>	<u>301.42</u>
	REPRESENTED BY		
	Floating Current A/c		301.42
			<u>301.42</u>


 John Paul Sugden
 Liquidator



**Auker
Rhodes
Accounting**

Our Ref: JPS/DH/CDACON/1300

Your Ref:

8 March 2019

TO ALL KNOWN MEMBERS & CREDITORS

*Business Advisers
and Insolvency
Practitioners*

*Registered Office and
Business Address:*

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

Tel: 01274 299 499
Fax: 01274 299 498

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 2019 and attach:

- Appendix 1, my receipts and payments account for the year ended 14 January 2019;
- Appendix 2, a statement of the remuneration charged by the liquidator in the period 15 January 2018 to 14 January 2019 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 2016 relating to creditors' rights to request additional information from the liquidator (Rule 18.9); and
- Appendix 5, an extract from the Insolvency Rules 2016 relating to creditors' rights to challenge the liquidator's remuneration or expenses if excessive (Rule 18.34).

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).

*John Paul Sugden is Licensed
as an insolvency Practitioner by
the ACCA*

*The director acting as
administrator or administrative
receiver contracts as agent and
without personal liability*

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

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

A list of directors is available
from the Registered Office

Registered in England
& Wales No. 7382884



**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 299 499
Fax: 01274 299 498

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.

Lloyds TSB have confirmed that they will not be in a position to discharge the liability due to them and as a result no realisations are expected in respect of Book Debts.

It is not expected therefore that a surplus ledger will become available for the benefit of the Liquidation and as a result no realisations are expected in respect of the outstanding book debts.

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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.

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Creditors may recall from my previous annual report that the sum of £5,500 was expected to be realised in respect of the furniture and equipment sold by CW Harrison & Sons.

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**Auker
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Accounting**

Following further investigation it transpired that the furniture and equipment belonged to Indsur (UK) Limited, a connected Company that entered into Compulsory Liquidation on 1 February 2016.

As a result of the above no realisations are expected in respect of the Furniture and Equipment.

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.

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.

The only realisable asset in the Indsur (UK) Limited, Liquidation has been the funds received in respect of the aforementioned furniture and equipment.

No realisations are expected from the Intercompany Debt.

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.

The retentions period has now expired however a number of disputes have been identified which continue to be investigated to establish if any retentions will become payable following deduction of costs to complete the relevant contracts.

I can confirm that this situation remains ongoing however I expect to be in a position to finalise the same within the next 12 months.

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4 Creditors & Dividends

4.1 As previously advised 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 18 claims from unsecured creditors totalling £1,033,863. A further £133,166.59 of creditor claims has not yet been received.

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 Retentions however this appears unlikely.

5 Liquidator's remuneration and expenditure

5.1 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 £35,650 representing 203.75 hours and an average rate of £174.97 per hour.

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

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

6 Conclusion

6.1 As described above I shall continue to review the potential realisations from retentions.

6.2 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.

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Auker Rhodes Accounting

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

Yours faithfully

J P Sugden
Liquidator

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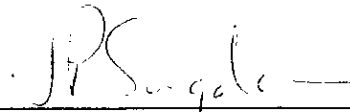
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APPROVED

CDA Contracts Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £		From 15/01/2018 To 14/01/2019 £	From 15/01/2016 To 14/01/2019 £
SECURED ASSETS			
Uncertain	Book Debts	NIL	NIL
		NIL	NIL
SECURED CREDITORS			
(365,332.00)	Lloyds TSB	NIL	NIL
		NIL	NIL
ASSET REALISATIONS			
NIL	Tangible Assets	NIL	NIL
NIL	Stock/WIP	NIL	NIL
Uncertain	Intercompany Debts	NIL	301.14
NIL	VAT Refund (Subject to Set Off)	NIL	NIL
Uncertain	Sales retention	NIL	NIL
	Bank Interest Gross	0.16	0.28
		0.16	301.42
PREFERENTIAL CREDITORS			
(10,000.00)	Employee Arrears/Hol Pay	NIL	NIL
		NIL	NIL
UNSECURED CREDITORS			
(826,241.19)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
DISTRIBUTIONS			
(100.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(1,201,673.19)		0.16	301.42
REPRESENTED BY			
	Floating Current A/c		301.42
			301.42


 John Paul Sugden
 Liquidator

APPENDIX 2

Remuneration charges and expenses charges incurred by the liquidator in the period 15 January 2016 to 14 January 2019

CDA Contracts Limited – In Liquidation

	Costs incurred & paid from 15/01/18 to 14/01/19 £	Costs incurred & paid from 15/01/16 to date £	Costs incurred remaining unpaid to date £	Total costs incurred from 29/11/11 to date £
Professional costs				
Liquidator's Fees				
Auker Rhodes Ltd	-	-	35,650.00	35,650.00
Liquidator's Expenses				
Liquidator's Bond	-	-	35.00	35.00
	-	-	35,685.00	35,685.00

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 2019)

Category	Partner		Manager/Administrator		Support Staff		Total Hours	Total Time Cost £	Average Hourly Rate £
	Hours	£	Hours	£	Hours	£			
Creditors' Claims	18.50	4,625.00	12.00	1,500.00			30.50	6,125.00	200.82
Realisation of Assets	27.75	6,937.50	11.00	1,375.00			38.75	8,312.50	214.52
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	6.00	750.00			10.00	1,750.00	175.00
Tax							0.00	0.00	#DIV/0!
Administration & Accountancy	3.00	750.00	33.25	4,156.25			36.25	4,906.25	135.34
Employee Claims	1.00	250.00	23.00	2,875.00			24.00	3,125.00	130.21
Cashier					4.75	712.50	4.75	712.50	150.00
	90.00	20,125.00	109.00	14,812.50	4.75	712.50	203.75	35,650.00	174.97

CDA Contracts Limited (In Liquidation)

Auker Rhodes Time Costs Summary (Period 15 January 2018 to 14 January 2019)

Category	Partner		Manager/Administrator		Support Staff		Total Hours	Total Time Cost £	Average Hourly Rate £
	Hours	£	Hours	£	Hours	£			
Creditors' Claims	0.75	187.50	1.50	187.50			2.25	375.00	166.67
Realisation of Assets	1.25	312.50	6.00	750.00			7.25	1,062.50	146.55
Investigations							0.00	0.00	#DIV/0!
Meetings/Compliance Reviews			3.50	437.50			3.50	437.50	125.00
Tax							0.00	0.00	#DIV/0!
Administration & Accountancy	0.50	125.00	8.00	1,000.00			8.50	1,125.00	132.35
Employee Claims							0.00	0.00	#DIV/0!
Cashier					3.00	450.00	3.00	450.00	150.00
	2.50	625.00	19.00	2,375.00	3.00	450.00	24.50	3,450.00	140.82

APPENDIX 4

An extract from the Insolvency Rules 2016 relating to creditors' rights to request additional information

Rule 18.9 Creditors' and members' request for further information in Administration, winding up and Bankruptcy

- (1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report [or account] under rule 18.14-
 - (a) A secured creditor;
 - (b) An unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
 - (c) Members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
 - (d) Any unsecured creditor the permission of the court; or
 - (e) Any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report [or account] by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by-
 - (a) Providing all of the information requested;
 - (b) Providing some of the information requested; or
 - (c) Declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if-
 - (a) The time or cost of preparation of the information would be excessive; or
 - (b) Disclosure of the information would be prejudicial to the conduct of the proceedings;
 - (c) Disclosure of the information might reasonably be expected to lead to violence against any person; or
 - (d) The office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) An office-holder who does not provide all of the information or declines to provide the information must inform the person who requested the information of the reasons for doing so.
- (6) A creditor, and a member of the company in members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of-
 - (a) The office-holder giving reasons for not providing all of the information requested; or
 - (b) The expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on application under paragraph (6).

APPENDIX 5

An extract from the Insolvency Rules 2016 relating to creditors' rights to challenge the trustee's fees, if excessive.

Rule 18.34 Remuneration and expenses: application to court by a creditor or member on the grounds that remuneration or expenses are excessive

- (1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that –
 - (a) the remuneration charged by the office-holder is in all circumstances excessive;
 - (b) the basis fixed for the office holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate;
 - (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable-
 - (a) A secured creditor
 - (b) An unsecured creditor with either –
 - (i) The concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) The permission of the court, or
 - © in a members' voluntary winding up-
 - (i) Members of the Company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
 - (ii) A member of the company with the permission of the court.
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")

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 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